



Ventnor City Board of Commissioners

*Mayor Michael Bagnell
Commissioner Frank Sarno
Commissioner Theresa Kelly*

~ 2013 ~

*Commission Meetings
Minutes*

Explanation of Contents:

This volume of the Official Minutes of the Ventnor City Board of Commissioners begins on January 17th, 2013. Minutes will be updated as quickly as possible after each meeting has been held.

The Ventnor City Website Minutes are written in full as they appear in the Official Minute Books of the City of Ventnor City. Should you wish to view specific minutes from past years, simply stop by the City Clerk's Office and you may do so.

After an Ordinance has been **introduced**, it will appear as written in its entirety in the:

2013 Index of Ordinances Pending & Adopted

The date scheduled for a **Public Hearing** is printed at the end of the Ordinance,

After the Ordinance has been **adopted** the date will also be added.

Feel free to visit your City Clerk's Office in person or call us at (609) 823-7904.

*Janice K. Callaghan, RMC
City Clerk*

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

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on January 17, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Kelly moved, seconded by Cmr Sarno the Minutes of the 12-20-12 Regular Commission Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2012-18

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

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2012-19

ORDINANCE AMENDING & SUPPLEMENTING CHP 102- DEVELOPMENT REGULATIONS AS TO PORTIONS OF BLOCKS 9, 10, 11 AND 12 ON THE VENTNOR CITY TAX MAP

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-01

ORDINANCE AMENDING BOND ORDINANCE 2010-14 OF THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-01 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2012-18

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

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2012-18 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2012-19

ORDINANCE AMENDING & SUPPLEMENTING CHP 102- DEVELOPMENT REGULATIONS AS TO PORTIONS OF BLOCKS 9, 10, 11 AND 12 ON THE VENTNOR CITY TAX MAP

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2012-19 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS

CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolutions No. 01 thru 16 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 01 OF 2013 – ADOPT 2013 TEMPORARY BUDGET

CURRENT FUND			
GENERAL GOVERNMENT FUNCTIONS		FCOA	
Mayor's Office			
Salaries and Wages	20-110-010		15,430.00
Other Expenses	20-110-020		4,000.00
Police			
Salaries and Wages	25-240-010		871,190.00
Other Expenses	25-240-020		26,380.00
Fire Department			
Salaries and Wages	25-255-010		1,012,750.00
Other Expenses	25-255-020		22,700.00
Uniform Fire Safety			
Other Expenses	25-265-020		1,560.00

	Radio & Communication		
	Salaries and Wages	25-250-010	116,190.00
	Other Expenses	25-250-020	6,530.00
	City Administrator		
	Salaries and Wages	20-100-010	19,050.00
	Office of Emergency Management		
	Salaries and Wages	25-252-010	21,720.00
	Other Expenses	25-252-020	2,730.00
	Dog Control	27-340-020	2,100.00
	Electrical Division		
	Salaries and Wages	26-300-010	30,770.00
	Other Expenses	26-300-020	5,160.00
	Celebration of Public Events	30-420-299	
	Zoning Commission		
	Salaries and Wages	21-185-010	800.00
	Other Expenses	21-185-020	4,000.00
	Beach Patrol		
	Salaries and Wages	28-380-010	105,500.00
	Other Expenses	28-380-020	5,000.00
	Beach Control		
	Salaries and Wages	28-381-010	0.00
	Other Expenses	28-381-020	5,000.00
	Public Works Commissioner		
	Salaries and Wages	20-114-010	2,700.00
	Other Expenses	20-114-020	0.00
	Streets & Roads		
	Salaries and Wages	26-290-010	105,000.00
	Other Expenses	26-290-020	13,600.00
	Motor Vehicle Maintenance		
	Salaries and Wages	26-315-010	64,000.00
	Other Expenses	26-315-020	12,600.00
	Building & Grounds		
	Salaries and Wages	26-310-010	44,000.00
	Other Expenses	26-310-020	41,500.00
	Beach & Boardwalk	26-310-303	0.00
	Recreation		
	Salaries and Wages	28-370-010	43,000.00
	Other Expenses	28-370-020	45,000.00
	Solid Waste/Recycling		
	Salaries and Wages	26-305-010	10,000.00
	Other Expenses	26-305-020	300,000.00
	Finance Commissioner		
	Salaries and Wages	20-112-010	2,700.00
	Other Expenses	20-112-020	0.00
	Legal Services Costs		
	Salaries and Wages	20-155-010	0.00
	Other Expenses	20-155-020	54,500.00
	City Clerk		
	Salaries and Wages	20-120-010	20,000.00
	Other Expenses	20-120-020	11,800.00
	Revision/Codification of Ordinances	20-120-300	2,300.00
	Election Expenses	20-120-400	2,200.00
	Auditing Fees	20-131-020	13,000.00
	Planning Board		
	Salaries and Wages	20-180-010	700.00
	Other Expenses	21-180-020	2,200.00
	Financial Management		
	Salaries and Wages	20-130-010	65,000.00
	Other Expenses	20-130-020	14,500.00
	Assessment of Taxes		
	Salaries and Wages	20-150-010	20,000.00
	Other Expenses	20-150-020	3,800.00
	Collection of Taxes		
	Salaries and Wages	20-145-010	21,000.00

	Other Expenses	20-145-020	3,600.00
	Information Technology		
	Salaries and Wages	20-140-010	11,400.00
	Other Expenses	20-140-020	10,000.00
	Municipal Court		
	Salaries and Wages	43-490-010	48,000.00
	Other Expenses	43-490-020	2,000.00
	Prosecutor		
	Salaries and Wages	43-492-010	8,200.00
	Public Defender		
	Salaries and Wages	43-495-010	2,400.00
	INSURANCE		
	Other Insurance Premiums	23-211-000	66,000.00
	Worker Compensation Insurance	23-215-000	200,000.00
	Health Insurance	23-220-000	570,000.00
	Construction Code		
	Salaries and Wages	22-195-010	62,000.00
	Other Expenses	22-195-020	1,000.00
	Housing Code		
	Salaries and Wages	22-196-010	16,000.00
	Other Expenses	22-196-020	1,000.00
	Electrical & Plumbing Inspections		
	Salaries and Wages	22-197-010	2,300.00
	Other Expenses	22-197-020	0.00
	Utility Expenses		
	Gasoline	31-460-000	23,700.00
	Electricity	31-430-000	147,000.00
	Telephone	31-440-000	15,000.00
	Natural Gas	31-446-000	30,000.00
	STATUTORY EXPENDITURES		
	Contribution to:		
	Unemployment	36-473-000	31,500.00
	Social Security System (O.A.S.I.)	36-472-000	60,375.00
	Consolidated P&FRS	36-474-000	2,000.00
	Medicare Insurance	36-476-000	36,750.00
	Lifeguard Pension Fund	36-477-000	
	Police & Firemens Retirement System NJ	36-475-000	400,000.00
	Public Employees Retirement System of NJ	36-471-000	85,000.00
	Defined Contribution Retirement Plan	36-480-000	2,100.00
	Interlocal Municipal Service Agreements		
	Borough of Longport-UCC		
	Salaries & Wages	22-198-010	8,500.00
	Other Expense	22-198-020	1,300.00
	MUNICIPAL DEBT SERVICE		
	Bond Principal - General	45-920-000	250,000.00
	Bonds Interest - General	45-930-000	212,000.00
	Bond Principal - School	48-920-000	500,000.00
	Bond Interest - School	48-930-000	200,000.00
	Interest on BAN	45-935-000	0.00
	Green Trust Loan	45-940-000	31,000.00
			\$ 6,233,785.00
	WATER/SEWER UTILITY FUND		
	WATER/SEWER UTILITY FUND	FCOA	
	Operating		
	Salaries and Wages	55-501-010	\$292,000.00
	Other Expenses	55-502-020	\$300,000.00
	ACUA Sewer Shared Costs	55-502-300	\$400,000.00
	STATUTORY EXPENDITURES		
	Contribution to:		
	Unemployment	55-542-000	265.00
	Social Security System (O.A.S.I.)	55-541-000	20,000.00
	CAPITAL IMPROVEMENTS		
	Capital Improvement Fund	55-512-000	75,000.00
	MUNICIPAL DEBT SERVICE		

	Bond Principal	55-520-000	155,000.00
	Interest on Notes	55-522-000	19,745.00
	Interest on Bonds	55-523-000	23,025.00
			\$1,285,035.00

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 01 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 02 OF 2013 – DESIGNATE BANK DEPOSITORIES

WHEREAS, the City of Ventnor City is desirous of designating certain local banks as depositories for City funds for the year 2013.

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

- | | |
|----------------------|--------------------------------------|
| Wachovia | Bank of America |
| Cape Savings Bank | PNC Bank |
| Ocean City Home Bank | Sovereign Bank |
| TD Bank | Susquehanna Patriot Bank |
| Sun National Bank | NJ Asset & Rebate Management Program |
| Boardwalk 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 02 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 03 OF 2013 – 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 2013 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 03 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 04 OF 2013 – ADOPT 2013 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 2013 fiscal year.

Cash Management Plan of Ventnor City 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) 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.
- (4) 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).
- (5) 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

B 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.

(2) 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.

(3) 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

IV DESIGNATION OF CITY OF VENTNOR OFFICIALS AUTHORIZED TO MAKE INVESTMENTS UNDER THE PLAN.

The Chief Financial Officer is required to supervise deposits and investments of the City of Ventnor. If the Chief Financial Officer is unavailable he/she may designate the employees under CFO's supervision have the ability to transfer and invest funds in only the allowed types of investments as permitted in the CMP. Prior to making any such deposits or any permitted investment such officials of the City of Ventnor are directed to supply all depositories or any other parties with whom the Deposits or permitted investments are made a written copy of such of this CMP which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials.

V DESIGNATION OF DEPOSITORIES.

The following banks and financial institutions are hereby designated as official depositories for the deposit of all public funds referred to in the CMP, including certificates of deposit which are not otherwise invested in permitted for in the CMP.

- Wachovia
- Cape Savings Bank
- Ocean City Home Bank
- TD Bank
- Sun National Bank
- Boardwalk Bank
- Bank of America
- PNC Bank
- Sovereign Bank

Also for the purpose of investing, any other institution presenting a GUDPA Certificate may be used. All such depositories shall acknowledge in writing receipt of this CMP by sending a copy of such acknowledgment to the designated officials referred.

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 Agovernment money market mutual fund@ and Alocal 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 AInvestment 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
- (c) which has:

- (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 AInvestment 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 AAdministrative 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.

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:

- (a) The name of any institution holding funds of the City as Deposit of a Permitted Investment.
- (b) The amount of securities or Deposits purchased or sold during the immediately preceding month.
- (c) The class or type of securities purchased or Deposits made.
- (d) The book value of such Deposits or Permitted Investments.
- (e) The earned income on such Deposits or Permitted Investments to the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- (f) The fees incurred to undertake such Deposits or Permitted Investments.
- (g) The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month
- (h) 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, 2013 to December 31, 2013. 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 04 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 05 OF 2013 – REAPPOINT STAN GUNNISON - JIF RISK MANAGEMENT CONSULTANT

WHEREAS, the City of Ventnor City is a member of the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund; 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 three (3%) 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).

Comr Sarno moved, seconded by Mayor Bagnell that Resolution No 05 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 06 OF 2013 - APPOINT AMY WEINTROB, SOLICITOR

WHEREAS, the Ventnor City Board of Commissioners is desirous of appointing Amy Weintrob, Esq. to serve as City Solicitor for a one year term beginning January 1, 2013; 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 Amy Weintrob, Esq. is herein and hereby appointed Solicitor of the City of Ventnor City for a one year term effective January 1, 2013.

January 17, 2013

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 06 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 07 OF 2013 APPOINT CHARLES SABATINI, ENGINEER

WHEREAS, the Ventnor City Board of Commissioners is desirous of appointing Charles Sabatini to serve as City Engineer for a three year term beginning January 1, 2013; and

WHEREAS, the Local Public Contracts Law (NJS 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 NJS 40A:5-11.

BE IT FURTHER RESOLVED that Charles Sabatini is herein and hereby appointed Engineer of the City of Ventnor City for a three year term effective January 1, 2013.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 07 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 08 OF 2013 - REAPPOINT KENNETH MOORE, 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 2012, the preparation of the financial statement for 2012, and assistance in the preparation of the 2013 Municipal Budget; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (NJS 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 NJS 40A:5-11.

BE IT FURTHER RESOLVED that Kenneth W. Moore of Ford, Scott & Associates, LLC is hereby appointed auditor for the City of Ventnor City for the fiscal year 2013 and the said Kenneth W. Moore is hereby authorized and empowered to perform all services necessary for the preparation and submission of said audit and the necessary 2012 Annual Financial Statement to accompany the 2013 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 08 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 09 OF 2013 – REAPPOINT JERRY STEINER, PUBLIC DEFENDER

WHEREAS, JERRY STEINER, ESQ. is presently serving in the position of Public Defender for the City of Ventnor City; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing JERRY STEINER, ESQ. to serve as Public Defender for a one year term beginning January 1, 2013; and

WHEREAS, the Local Public Contracts Law (NJS 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 NJS 40A:5-11.

BE IT FURTHER RESOLVED that JERRY STEINER, ESQ. is herein and hereby appointed Public Defender for the City of Ventnor City for a one year term effective January 1, 2013.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 09 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 10 OF 2013 – REAPPOINT MICHAEL MOSCA, PROSECUTOR

WHEREAS, Michael Mosca, Esq. is presently serving in the position of Municipal Prosecutor for the City of Ventnor City; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing Michael Mosca, Esq. to serve as Municipal Prosecutor for a one year term beginning January 1, 2013; and

January 17, 2013

WHEREAS, the Local Public Contracts Law (N.J.S.A. 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 N.J.S.A. 40A:5-11.

BE IT FURTHER RESOLVED that Michael Mosca, Esq. is herein and hereby appointed Prosecutor for the City of Ventnor City for a one year term effective January 1, 2013.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 10 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 11 OF 2013 – REAPPOINT TORO ABODERIN, CFO

WHEREAS, by Resolution No. 55 of 2008, Toro Aboderin was appointed as Chief Financial Officer of the City of Ventnor City; and

WHEREAS, the Commissioners of the City of Ventnor wish to reappoint Toro Aboderin as Chief Financial Officer of the City of Ventnor for a four (4) year term commencing January 1, 2013; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Toro Aboderin is hereby reappointed as Chief Financial Officer for the City of Ventnor effective January 1, 2013.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 11 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 012 OF 2013 REAPPOINT INNOVATIVE RISK SOLUTIONS, HEALTH INS BROKER

WHEREAS, the City of Ventnor City, County of Atlantic, New Jersey ("City") has a need to engage a professional specializing in health insurance coverage to assist it to provide health insurance coverage to its employees; and

WHEREAS, the firm Innovative Risk Solutions, Inc., of Egg Harbor Township, New Jersey is a recognized firm specializing in health insurance coverage and is able to assist the City in such matters; and

WHEREAS, Public Law 2005, Chapter 51 authorizes the City to appoint Innovative Risk Solutions, Inc. as Health Insurance Broker without advertising for bids since the services to be provided are professional in nature.

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

- (1) The preamble hereof is incorporated herein as though fully set forth at length.
- (2) Innovative Risk Solutions, Inc., of Egg Harbor Township, New Jersey is hereby appointed as Health Insurance Broker for the City.
- (3) The Mayor and the City Clerk are hereby authorized and directed to execute, on behalf of the City, an agreement with Innovative Risk Solutions, Inc. to engage the firm for the provision of said health insurance broker services.
- (4) The City Clerk is hereby authorized and directed to have a notice satisfying the requirements of the Local Public Contracts Law, published in a newspaper authorized by law to publish the legal advertisements of the City.
- (5) All resolutions, or parts thereof, inconsistent herewith are hereby repealed and rescinded to the extent of any such inconsistency.
- (6) This resolution shall take effect immediately upon adoption.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No. 12 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 13 OF 2013 REAPPOINT PARKER MCCAY, BOND COUNSEL

WHEREAS, the City of Ventnor City, County of Atlantic, New Jersey ("City"), has a need for a law firm specializing in public finance to assist it in matters relating to the issuance of bonds; and

WHEREAS, the law firm of Parker McCay P.A., Marlton, New Jersey is a nationally recognized law firm specializing in public finance and is able to assist the City in such matters; and

WHEREAS, Section 5(1)(a)(i) of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), authorizes the City to appoint Parker McCay P.A., as Bond Counsel without advertising for bids since the services to be provided are professional in nature.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, AS FOLLOWS:

Section 1. Parker McCay P.A., Marlton, New Jersey is hereby appointed as Bond Counsel to the City.

Section 2. The Mayor is hereby authorized and directed to execute, on behalf of the City, an agreement with Parker McCay P.A., for the legal services to be rendered.

Section 3. The City Clerk is hereby authorized and directed to have a notice satisfying the requirements of Section 5(1)(a)(i) of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), published in a newspaper authorized by law to publish the legal advertisements of the City.

Section 4. All resolutions or parts thereof, inconsistent herewith are hereby repealed and rescinded to the extent of any such inconsistency.

Section 5. This resolution shall take effect immediately upon adoption.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 13 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 14 OF 2013 AWARD CONTRACT, SACRAMENTO AVE EMERGENCY REPAIR

WHEREAS, the City has a need for emergency storm water repair at the location of Sacramento Avenue, Monmouth Ave to the Bay; and

WHEREAS, the City Engineer received proposals from the following three (3) contractors;

Seashore Associated Mechanical, Inc.	\$ 8,100.00
West Bay Construction, Inc.	\$12,900.00
Perna Finnigan, Inc.	\$22,565.67

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to the lowest responsible bidder, Seashore Associated Mechanical, Inc.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the Emergency Stormwater Repair at Sacramento Ave., Monmouth Ave. to the Bay to Seashore Associated Mechanical, Inc., 360 S. Mannheim Ave., Egg Harbor City, NJ 08215, for their Total Amount Bid of \$8,100.00.

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

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 14 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 15 OF 2013 – CANCEL BALANCE IN SCHOOL IMPROVEMENT CAPITAL FUND

WHEREAS, the City of Ventnor City holds funds for the Board of Education for the purpose of certain capital projects; and

WHEREAS, said capital projects are now complete and all bills have been satisfied; and

WHEREAS, the Ventnor City Board of Education has authorized the release of any remaining \$290,671.38 funds for capital projects being held for the Board of Education by the City of Ventnor City, and

WHEREAS, the Board of Commissioners of the City of Ventnor City intends to cancel said amount.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, that it herein authorizes the Chief Financial Officer to cancel the \$290,671.38 remaining in the School Improvement Capital Fund.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the City.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No. 15 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 16 OF 2013 – SET 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 Wednesday, February 6, 2013 at 10AM, prevailing time, at the Ventnor City Hall, 6201 Atlantic Ave., 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	Towing
1	11-1177	1996	Chevrolet	Blazer	1GNDT13W2T2114316	240,242	14 Towing
2	11-1184	1990	Chevrolet	Trailblazer	2CNBJ18U1L6232780	147,736	14 Towing
3	11-1185	2000	Ford	Mustang	1FAFP4044YF264482	143888	14 Towing
4	11-1189	2003	Saturn	Vue	5GZCZ43D13S801391	Digital	14 Towing
5	12-2000	1995	Toyota	Camry	JT2SK12E1S0293324	233,100	14 Towing
6	12-2001	1996	Toyota	Corolla	2T1BB02E7TC153447	184,148	14 Towing
7	12-2002	1998	Acura	RL	JH4KA9656WC800465	Digital	14 Towing
8	12-2005	2000	Chevrolet	4dr	1G1ND52J2Y6265596	116,233	AC Tow
9	12-2006	1992	Jeep	Wrangler	2J4FY19P2NJ550539	192,738	AC Tow
10	12-2007	1999	Hyundai	3dr	KMHVD14NXXU455488	172,538	AC Tow
11	12-2008	1997	Mitsubishi	4dr	4A3AJ56G3VE158052	131,336	AC Tow
12	12-2009	1994	Volvo	4dr	YV1LS5529R2131292	4DR	AC Tow
13	12-2010	1998	Chevrolet	4dr	1G1NE52M2WY105064	225,299	AC Tow
14	12-2011	1997	Nissan	Altima	1N4BU31DXVC217955	173,770	AC Tow
15	12-2013	1995	Toyota	LDC	JT3DJ81W5S0097283	228,141	AC Tow
16	12-2014	1994	Saturn	SC2	1G8ZG157XRZ104738	Digital	Point Towing
17	12-2015	1995	Chevrolet	Mon Carlo	2G1WX12X8S9308668	Digital	Point Towing
18	12-2016	1998	Jeep	Grd Cher	1J4GZ48S3WC235303	Digital	Point Towing
19	12-2017	1997	Chrysler	Con	2C3HD56F9VH503095	Digital	Point Towing
20	12-2018	2001	Nissan	Sentra	3N1CB51D51L516786	Digital	Point Towing
21	12-2019	2001	Ford	Winstar	2FMZA50431BA20176	Digital	14 Towing

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 16 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$155,282.68 and payrolls from 12-15-12 to 12-28-12 in the amount of \$485,529.43 and from 12-29-12 to 1-11-13 in the amount of \$593,041.17 for approval.

Cmr Sarno moved, seconded by Mayor Bagnell the bills & payrolls be approved.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPOINTMENTS/REAPPOINTMENTS

Mayor Bagnell moved, seconded by Cmr Sarno to confirm the Planning Bd appointment of STEVE RICE from ALT #1 to full member (1-17-13 TO 1-17-17).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL announced the following JIF Safety Committee report for January 2013: "The Safety Committee met on Tuesday, January 8th. All departments except beach patrol were represented. In 2013, the committee will continue to meet at 9:00 am on the first Tuesday of the month. Incidents reviewed included 5 workers comp with no time lost, 2 general liability and 1 tort claim. Incident reporting procedures were discussed with no changes to the standardized approach was deemed necessary. The 2013 safety incentive program will be presented on February 14th at the annual ACMJIF safety breakfast.

PUBLIC PORTION

LINDA KAPLAN, 12 N Wissahickon thanked Engineer Sabatini for notifying the Senior shuttle personnel when the Dorset Ave bridge would be closed and Mayor Bagnell for arranging a town meeting with FEMA. MS KAPLAN then asked Solicitor Weintrob if she would at times, use members of her firm when they have more expertise and would everyone bill at the same \$135/hr rate as specified in her contract. MS WEINTROB answered affirmatively to both questions. MS KAPLAN asked Cmr Kelly if the latest water "scare" was similar to the one around election time that was so exaggerated. CMR KELLY said it was, explaining that the DEP requires such letter be sent out when we get a bad reading. The Cmr assured her that the water is not harmful, that it is and always has been fine.

LEE SIROTA, 14 N Wyoming asked Engineer Sabatini if he reviewed the infrastructure videotapes. The Engineer answered yes and reported a sewer problem exists on Cambridge Ave (Ventnor to Atlantic) which while not presently impacting the area, will need to be repaired. MAYOR BAGNELL assured Ms Sirota the City is working on a capital improvement plan that includes water, sewer, roads, curbs and gutter. Such work must be prioritized and funded by bonds since no grants are available for this type of work.

STEVE RICE, 216 N Newark asked if the City has adopted the new flood elevations. The Mayor answered negatively, reporting on a meeting held earlier in the day and not getting answers from FEMA. He explained the new maps are only advisory...elevations may go even higher when maps are finished in 2014...not only will elevations be raised, all houses from Ventnor Ave to Lakes Bay will require piling. He continued by reporting Municipalities are asking the Federal Government to cede the piling requirement in coastal A zone... pilings will be required to be hard structure piling or concrete piers. When asked about elevations, CODE OFFICIAL AGNESINO reported required elevation is now 11', the proposed map increases it to 12.2'... construction can be at today's standards if a waiver is signed.

PAT JOHNSTON, 604 N Cambridge voiced her concerns regarding the drinking water, referencing certain wording in the mandated notice sent to residents. Ms Johnston then related a personal story of a call she received from someone purporting to represent the SBA. When he did not appear for a scheduled appointment, she called FEMA only to find out that her filed has not yet been assigned. She cautioned the public to ask for ID before admitting someone into the home. The Mayor also cautioned everyone not to divulge information such as bank accounts, social security numbers, etc. as this type of information is not required by FEMA.

January 17, 2013

HERMENE SHAPIRO, 445 Berkshire inquired about a house on Wissahickon, the site of a recent stabbing, reporting she was unable to get information such as ownership, etc. Discussions relating to the Oxford House organization, security/supervision in house, identifying residents in a group home and definition of family ensued. AL SHAPIRO, 445 Berkshire joined the discussion adding how owners of a duplex must get a certificate of occupancy. Citing Supreme court rulings and a family unit being defined as "group of individuals living under a common household with one designated as head of household" the Mayor, Code Official Agnesino and Cmr Kelly explained the limitations and lack of City control. The City cannot record the names of the occupants, only the number. Only individuals, not a family can live in the house so there are no children in school, the residents have already been through treatment and all have jobs. They live as a family unit, with a supervisor from Oxford House. It was suggested that more information could be found on the Oxford House website and any problems should be reported to the organization.

MR SHAPIRO then asked for an update on water meter installation/reading. CMR KELLY reported the tower is up, functioning well and meters are being read every day. The couple of glitches are being worked out and they will be ready. The Mayor interjected that some meters sustained damage in the storm but are being repaired.

PRICILLA BEURET, 15 S Richards informed the Commission that copper is being taken from outside showers on 100 Bk S Suffolk. Police Department has been notified.

MEETING ADJOURNED 5:59PM

There being no further business to conduct and no one further wishing to speak, Cmr Sarno moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on February 21, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Sarno moved, seconded by Mayor Bagnell the Minutes of the 1-17-13 Regular Commission Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-01

ORDINANCE AMENDING BOND ORDINANCE 2010-14 OF THE CITY OF
VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Sarno, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – DRAINAGE IMPROVEMENTS, BUFFALO & WINCHESTER AVES

Date of Bid Opening: January 31, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. West Bay Construction, Inc. Linwood, NJ 08221	\$ 88,700.00 Bid Bond Attached
2. T & W Construction Co., LLC Franklinville, NJ 08322	\$ 89,975.22 Bid Bond Attached
3. Mathis Construction Co., Inc. Little Egg Harbor, NJ 08087	\$ 99,255.00 Bid Bond Attached
4. Perna Finnigan Vineland, NJ 08361	\$109,587.90 Bid Bond Attached
5. Perna Construction, LLC Hammonton, NJ 08037	\$136,820.00 Bid Bond Attached
6. Cardinal Contracting Co., LLC Southampton, NJ 08088	\$196,270.00 Bid Bond Attached

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-02

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE CITY'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2004A, DATED AUGUST 1, 2004; AUTHORIZING THE ISSUANCE OF UP TO \$2,300,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-02 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-03

AN ORDINANCE AMENDING CHAPTER 220 OF THE CODE OF THE
CITY OF VENTNOR AS THE SAME RELATES TO WATER USAGE

Cmr Kelly moved, seconded by Cmr Sarno that Ordinance 2013-03 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-04

AN ORDINANCE AMENDING CHAPTER 186 OF THE CODE OF THE
CITY OF VENTNOR AS THE SAME RELATES TO SEWERS

Cmr Kelly moved, seconded by Cmr Sarno that Ordinance 2013-04 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-05

AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY OF VENTNOR RELATING TO ZONING AND PLANNING BOARD APPLICATION AND ESCROW FEE SCHEDULES

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-05 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-01

ORDINANCE AMENDING BOND ORDINANCE 2010-14 OF THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY

Cmr Sarno moved, seconded by Cmr Kelly that Ordinance 2013-01 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolutions No. 17 thru 40 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 17 OF 2013 - REAPPOINT HANK ROVILLARD, TAX APPEAL ATTORNEY

WHEREAS, HANK N. ROVILLARD, ESQ. is presently serving in the position of General Tax Counsel for the City of Ventnor City; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing HANK N. ROVILLARD, ESQ. to serve as General Tax Counsel to handle all Tax Appeals and In Rem foreclosures; 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 HANK N. ROVILLARD, ESQ. is herein and hereby appointed General Tax Counsel to handle all Tax Appeals and In Rem Foreclosures for the City of Ventnor City for a one year term effective January 1, 2013.

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.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 17 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 18 OF 2013 - AWARD CONTRACT, SEWER MAIN REPAIR (500 BK VICTORIA AVE)

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, December 5, 2012, at 11:00 AM, four (4) bids for the "SEWER MAIN REPAIR VICTORIA AVE FROM FULTON TO FREMONT"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the "SEWER MAIN REPAIR VICTORIA AVE FROM FULTON TO FREMONT" to Mathis Construction Co., Inc, 1510 Route 539, Suite 1, Little Egg Harbor, NJ 08087 for their Total Amount Bid of \$74,493.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 18 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 19 OF 2013 – AWARD CONTRACT, DOOR RERPAIRS & NEW DOOR @ MUNICIPAL BIDG

WHEREAS, the City has a need for door repairs and new door at the City Hall building; and

WHEREAS, the City Engineer solicited proposals from the following four (4) contractors;

Jersey Architectural Door & Supply, Inc.	\$12,990.00
The Door Store	Declined to Bid
All Door Services	No Bid
Kay Vil	No Bid

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Jersey Architectural Door & Supply, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for door repairs and new door at City Hall to Jersey Architectural Door & Supply, Inc., 722 Adriatic Ave., Atlantic City, NJ 08401 for their Total Amount Bid of \$12,990.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 19 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 20 OF 2013 - AWARD CONTRACT, DRAINAGE IMPROVEMENTS, BUFFALO & WINCHESTER AVES

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Thursday, January 31, 2013 at 11:00 AM, six (6) bids for the Drainage Improvements, Buffalo & Winchester Aves; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THERFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the Drainage Improvements, Buffalo & Winchester Aves to West Bay Construction, Inc., 133 Pleasant Ave., Absecon, NJ 08201 for their Total Amount Bid of \$88,700.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 20 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 21 OF 2013 - FINAL CO, NEW HAVEN AV FIRE HOUSE EXTERIOR REPAIRS

WHEREAS, the City of Ventnor did award a Contract known as “Exterior Repairs to New Haven Avenue Fire House” and did enter into a contract with Aliano Brothers General Contractors Inc for the amount of \$594,544.80; and

WHEREAS, the contract amount was increased from \$594,544.80 to \$599,544.80 as per Work Change Order No. 1, Resolution No. 40 of 2012;

WHEREAS, during performance of the project, the contract quantities were adjusted as required to meet the actual amounts used during the construction, , with the adjusted quantities being herein enclosed – Final Invoice #9;

NOW, THEREFORE, BE IT RESOLVED that the Contract known as “Exterior Repairs to New Haven Avenue Fire House” be amended from \$599,544.80 to \$568,325.01 for a net decrease of \$31,219.79.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 21 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 22 OF 2013 - AUTHORIZE EMERGENCY REPAIR OF LIBRARY HEATING UNIT

WHEREAS, on January 21, 2013 the Ventnor Library Building was partially without heat with the ambient air temperature at 200F necessitating the emergency repair to the heating system; and

WHEREAS, the City Engineer received a quote of \$18,515.00 from Johnson Controls to perform such emergency repairs.

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Johnson Controls.

NOW, THERFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for emergency repair work to the Library Heating System to Johnson Controls, 1001 Lower Landing Rd., Blackwood, NJ 08012 for their Total Amount Bid of \$18,515.55.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 22 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 23 OF 2013 - AWARD CONTRACT, REMOVE CH STEAM BOILERS

WHEREAS, the City has a need to remove the Steam Boilers at Ventnor City Hall; and

WHEREAS, the City Engineer received proposals from the following three (3) contractors;

Rich Services	\$ 8,000.00
Broadley’s Mechanical Contracting, Inc.	\$12,499.00
American Contractor’s Services, Inc.	\$17,990.00

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Rich Services.

NOW, THERFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for removal of City Hall Steam Boilers to Rich Services, 833 Mill Rd., Suite 2, Pleasantville, NJ 08232 their Total Amount Bid of \$8,000.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 23 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 24 OF 2013 - CONFIRM PROFESSIONAL SERVICES CONTRACT, UNITED BUILDING SCIENCES FOR CONSULTING SERVICES TO COMPILE DATA RELATED TO STORM DAMAGES TO CITY PROPERTIES

WHEREAS, due to the extensive damage caused by Hurricane Sandy, there exists a need for assistance in compiling data related to said storm damage to City owned properties; 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 United Building Sciences is hereby appointed consultant to compile data related to storm damages to City properties.

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.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 24 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 25 OF 2013 – REAPPOINT JULIE HARRON TAX COLLECTOR

WHEREAS, by Resolution No. 142 of 2008, Julie Harron was reappointed to the position of Ventnor City Tax Collector for a term of 4 years, which term will expire on December 31, 2012; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing Julie Harron to the position of Ventnor City Tax Collector.

THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that pursuant to NJSA 40A:9-142, Julie Harron is herein and hereby reappointed to the position of Ventnor City Tax Collector for a four (4) year term effective January 1, 2013 until December 31, 2016.

BE IT FURTHER RESOLVED that as Tax Collector, Julie Harron will continue to be responsible for the daily operations and accounts of the Ventnor City Tax Collection Department.

This Resolution shall be effective immediately upon adoption.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 25 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 26 OF 2013 - CONSENT TO PROPOSED ATLANTIC CO WATER QUALITY MANAGEMENT PLAN AMENDMENT

WHEREAS, the City of Ventnor City desires to provide for the orderly development of wastewater facilities within the City of Ventnor City; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on January 7, 2013 for the Future Wastewater Service Areas, Atlantic County, New Jersey has been prepared by the County of Atlantic and the NJDEP.

THEREFORE, BE IT RESOLVED on this 21st day of February, 2013, by the governing body of the City of Ventnor City that:

1. The City of Ventnor City hereby consents to the amendment entitled Future Wastewater Service Areas, Atlantic County, New Jersey, and public notice on January 7, 2013, prepared by the County of Atlantic and the NJDEP, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with NJAC 7:15-3.4

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 26 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 27 OF 2013 - ENDORSE MARGATE CITY'S APPLICATION TO FEMA TO RECONSTRUCT VENTNOR GARDENS PLAZA STORM WATER SEWER PUMPING STATION

WHEREAS, the Ventnor Gardens Plaza Storm Water Sewer Pumping Station is in need of reconstruction; and

WHEREAS, such reconstruction will be a joint project between the City of Ventnor City, the City of Margate City, the Atlantic County Department of Engineering and the Atlantic County Utilities Authority; and

WHEREAS, the City of Margate City wishes to make application to FEMA for this project.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City herein and hereby endorse the aforementioned application of the City of Margate City to FEMA for the project known as "Reconstruction of the Ventnor Gardens Plaza Storm Water Sewer Pumping Station".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No. 27 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 28 OF 2013 - ENDORSE LETTER OF INTENT TO FEMA FOR 404 HAZARD GRANT PROGRAM

WHEREAS, Federal Disaster Declaration FEMA #4086 occurred as a result of Super Storm Sandy; and

WHEREAS, with such Declaration, areas affected by Super Storm Sandy are eligible for 404 Hazard Grant Program funds under the Hazard Mitigation Grant Program (HMGP); and

WHEREAS, such grants cover 75% of the total project costs while the Municipality is responsible for the remaining 25%; and

WHEREAS, the City of Ventnor City desires to endorse letters of Intent to FEMA indicating our desire to participate in the 404 Hazard Grant Program.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby authorizes the Mayor to sign any documentation required to express Ventnor City's intent to participate in the 404 Hazard Grant Program.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 28 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 29 OF 2013 - AUTHORIZE APPLICATION FOR FEMA MITIGATION FUNDS TO ELEVATE HOUSES

WHEREAS, FEMA Mitigation Funds are available for the purpose of elevating homes; and

WHEREAS, application for such funds must be made by the Municipality.

WHEREAS, the City of Ventnor City desires to made application for said FEMA Mitigation Funds.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby authorizes the Mayor to sign any documentation required to make application to FEMA for available Mitigation Funds.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 29 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 30 OF 2013 – ENDORSE GREEN COMMUNITIES 2013 GRANT APPLICATION

WHEREAS, Funds are available through the USDA Forest Service, Urban Community Forestry Program, the Treasure Our Trees License Plates and the State of New Jersey for the Green Communities Grant Program; and

WHEREAS, the Green Communities Grant is a 50/50 matching grant program with the maximum award per application of \$3,000; and

WHEREAS, the City of Ventnor City desires to made application for said 2013 Green Communities Grant Program.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby authorizes the Mayor to sign any documentation required to make application for the 2013 Green Communities Grant Program.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No. 30 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 31 OF 2013 - AUTHORIZE PLANS & SPECS, ROOF REPAIRS AT PW OFFICE & GARAGE

WHEREAS, there exists a need to repair the roof at the Public Works Office and garage; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Roof Repairs at the Public Works Office and Garage".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 31 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 32 OF 2013 - AUTHORIZE PLANS & SPECS, CITY HALL ROOF REPAIRS

WHEREAS, there exists a need to repair the roof at the City Hall building; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Roof Repairs at Ventnor City Hall Building".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 32 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 33 OF 2013 - AUTHORIZE PLANS & SPECS, REPLACEMENT OF CITY HALL HVAC SYSTEM

WHEREAS, there exists a need to replace the HVAC System at the City Hall building; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Replacement of the HVAC System at the Ventnor City Hall Building".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 33 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 34 OF 2013 – AUTHORIZE PLANS & SPECS, REPLACEMENT OF CITY HALL WINDOWS

WHEREAS, there exists a need to replace the windows at the City Hall building; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Replacement of Windows at the Ventnor City Hall Building".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 34 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 35 OF 2013 - AUTHORIZE PLANS & SPECS, UPGRADE CITY HALL ELECTRICAL SYSTEM

WHEREAS, there exists a need to upgrade the Electrical System at the City Hall building; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Upgrades to the Electrical System at the Ventnor City Hall Building".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 35 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 36 OF 2013 - AUTHORIZE PLANS & SPECS, WELL & BUILDING REPAIRS (WELL #4)

WHEREAS, there exists a need to repair the well and building at Well #4; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Well & Building Repairs at Well #4".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 36 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 37 OF 2013 - AUTHORIZE PLANS & SPECS, WELL & BUILDING REPAIRS (WELL #7)

WHEREAS, there exists a need to repair the well and building at Well #7; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Well & Building Repairs at Well #7".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 37 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 38 OF 2013 - AUTHORIZE PLANS & SPECS, REPAIRS TO PRESS BOX, CONCESSION STAND & STORAGE BUILDING AT BALL FIELDS

WHEREAS, due to damage caused by Hurricane Sandy there exists a need to repair the press box, concession stand & storage building at Titus Field; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Repairs To Press Box, Concession Stand & Storage Building At Ball Fields".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 38 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 39 OF 2013 - AUTHORIZE CONTRACT FOR EMERGENCY PLASTERING & PAINTING AT MAIN FIRE HOUSE

WHEREAS, laboratory tests at the Ventnor City Fire House located at Winchester and New Haven Aves showed the immediate need for plastering and painting; and

WHEREAS, the City Engineer petitioned five (5) companies to perform said plastering and painting; and

WHEREAS, the City Engineer received a quote of \$6,300 from Golden Hands LLC to complete such emergency repairs.

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Golden Hands LLC.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for emergency plastering and painting at the Fire House located at Winchester and New Haven Aves to Golden Hands LLC, 410 N. Delavan Ave., Margate, NJ 08402 for their Total Amount Bid of \$6,300.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 39 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 40 OF 2013 – AUTHORIZING PARTICIPATION IN COASTAL COALITION

WHEREAS, due to the confusion created by the recently released “Advisory Base Flood Elevation Maps” several New Jersey municipal, county, state and federal representatives from coastal communities, along with members of the insurance industry, have formed an advisory “Coastal Coalition” to study said Maps; and

WHEREAS, the “Coastal Coalition” is an advisory board working together to discuss the problems resulting from said “Advisory Base Flood Elevation Maps” in these individual communities and consider possible solutions; and

WHEREAS, the Board of Commissioners of the City of Ventnor City recognizes that the “Coastal Coalition” is not authorized to legally bind the City of Ventnor City in any regard, nor to act in an official capacity on the City of Ventnor City’s behalf, absent further Resolution of the City of Ventnor City; and

WHEREAS, the Board of Commissioners of the City of Ventnor City believes it is in the best interest of its citizens to participate in said coalition.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby authorizes the City’s participation in the Coastal Coalition.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 40 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$10,895,775.34 and payrolls from 1-12-13 to 1-25-13 in the amount of \$442,962.42, from 1-26-13 to 2-8-13 in the amount of \$480,153.69 and from 2-9-13 to 2-22-13 in the amount of \$455,854.50 for approval.

Cmr Sarno moved, seconded by Cmr Kelly the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REAPPOINTMENT

Mayor Bagnell moved, seconded by Cmr Sarno to confirm the Zoning Bd reappointment of Michael Einwechter as ALT 2 member (1-19-13 to 1-19-15).
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL announced the following:

- 1) JIF SAFETY COMMITTEE REPORT FOR FEBRUARY 2013: “The Safety Committee met on February 5th. 2 workers comp incidents (a slip & fall on icy surface & a material handling issue) were reviewed. Several property & vehicle claims from “super storm sandy” have been opened. A bulletin was received from the JIF safety director recommending checking driver abstracts or MVR license reports for anyone that drives a city vehicle. The “safety contract” portion of the 2013 ACMJIF safety incentive program was signed and forwarded with the 2013 meeting schedule. Any program changes for 2013 will be reviewed following the annual safety breakfast.
- 2) The March 2013 meeting dates of the Board of Commissioners have been changed. The Workshop Session will be held on Thursday, March 7, 2013 @ 5:30pm & the Public Commission Meeting will be held on Thursday, March 14, 2013 @ 5:30pm

PUBLIC PORTION

LEE SIROTA, 14 N Wyoming Ave asked Cmr Sarno to explain the new water and sewer rates as introduced tonight as Ordinance 2013-03 and 2013-04. CMR SARNO recited the fixed and variable rates for water and sewer usage as stated in the ordinances.

LINDA KAPLAN, 12 N Wissahickon asked: 1) is there a rough estimate of the \$\$ amount the City is requesting from FEMA? Mayor Bagnell answered negatively, stating the City is still working on the repair estimates. 2) How much \$\$ do we expect to receive from FEMA? MAYOR BAGNELL explained the “trickle down” method used to distribute funds i.e. the areas of the State that experienced the most damage will receive the most funds and public sectors will receive monies before the private sector. Public sector monies will be used to offset costs related to Sandy cleanup (salaries, sand removal, dune repair, etc) as well as mitigation efforts (Ventnor Heights wells will be repaired & raised, public buildings will be repaired so as to prevent future loses, etc) 3) What is the status of the budget? CMR SARNO responded it is near completion.

CASSANDRA SHOBER, 210 N Newark inquired about the deadline to file applications for the hazard mitigation grant program and the methods being used to inform the public. MAYOR BAGNELL and Management Specialist TOM QUIRK explained: 1) at the present time, the hazard mitigation grant program has not been funded; 2) the deadline for residents to file “letter of intent” applications with the City is February 25, 2013 so Ventnor can submit the paperwork to Atlantic Co; 3) information has been disseminated through the Ventnor Community News, Ventnor website, Facebook, Channel 2, the Press of Atlantic City & the Downbeach Current. MS SHOBER suggested coordinating efforts with the Army Corp of Engineers to create a comprehensive plan of future storm preparation involving seawalls, sewers, pump stations, dune replenishment etc.

To MS SHOBER’S questions regarding the Ventnor Plaza pump station, the Mayor and Engineer Sabatini explained the pump station (if resurrected) would pump storm water runoff from parts of Ventnor and Margate into the bay.

5:55 PM PUBLIC PORTION CLOSED

There being no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the Public Portion be closed.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

6:00PM EXECUTIVE SESSION

MAYOR BAGNELL read the statement required before Executive Session: “The New Jersey Open Public Meeting Act permits the discussion of certain matters within Executive Session, as an exception to certain provisions of said law. The Ventnor City Board of Commissioners wishes to discuss certain matters, which qualify as exceptions in Executive Session. No action binding upon the Board of Commissioners will be taken within Executive Session and the discussion conducted in closed session will be disclosed to the public when legally permitted and when the public interest will no longer be served by keeping such matters confidential. The matters to be discussed are personnel matters relating to contracts & payment of overtime & a matter of ongoing litigation.

February 21, 2013

8:15PM EXECUTIVE SESSION CONCLUDED

Cmr Kelly moved, seconded by Mayor Bagnell the Board return to Regular Session.

Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

Solicitor Weintrob reported that discussed in Executive Session were contract issues and overtime issues with regards to personnel. Also discussed was a matter of pending litigation (Cress vs Ventnor City) which is ongoing litigation in trial now.

Cmr Kelly moved, seconded by Mayor Bagnell the City indemnify the police officers involved in the present litigation.

Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

MEETING ADJOURNED 8:17PM

There being no further business to conduct and no one further wishing to speak, Cmr Kelly moved, seconded by Mayor Bagnell the meeting be adjourned. So ordered.

The Executive Session of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on February 21, 2013 at 6:00 PM.

Present: Cmr. Sarno, Cmr. Kelly, Mayor Bagnell, City Clerk Callaghan, Administrator Russo, Engineer Sabatini & Solicitor Weintrob & JIF/MEL Attorney Stephen Horn

MAYOR BAGNELL read the statement required before Executive Session: "The New Jersey Open Public Meeting Act permits the discussion of certain matters within Executive Session, as an exception to certain provisions of said law. The Ventnor City Board of Commissioners wishes to discuss certain matters, which qualify as exceptions in Executive Session. No action binding upon the Board of Commissioners will be taken within Executive Session and the discussion conducted in closed session will be disclosed to the public when legally permitted and when the public interest will no longer be served by keeping such matters confidential. The matters to be discussed are personnel matters relating to contracts & payment of overtime & a matter of ongoing litigation.

6:00 PM CRESS v. CITY OF VENTNOR

SOLICITOR WEINTROB detailed the basis of this lawsuit i.e. in Feb 2008, on information received from a confidential informant, the VCPD secured a "no knock" warrant and along with the Atlantic Co SWAT team entered a residence occupied by Daniel Lombardi, Linda Cress & her 2 children. The suit alleges that the occupants suffered physical & mental injury and violation of their Civil Rights. Of concern to the solicitor was the lack of communication between the JIF/MEL attorney and Ventnor City i.e. City not notified that 2008 case was now in trial phase. The Solicitor also explained as part of the lawsuit, punitive damages could be assessed against the City and the officers personally. She explained the laws which permits the City to indemnify the officers should damages be assessed. STEPHEN HORN, attorney assigned by JIF/MEL to represent Ventnor and the officers was invited into the Chambers. Mr. Horn gave a synopsis of the court proceedings. Following Mr. Horn's presentation, SOLICITOR WEINTROB asked the Commissioners if they wished to indemnify the officers should the case proceed to a punitive damages phase. CMR KELLY indicated she felt the City should indemnify the officers..

7:22 PM OVERTIME COMPENSATION

On the matter of who can receive overtime compensation, SOLICITOR WEINTROB explained 1) employees covered by union contracts receive compensation, 2) under their "Memorandum of Agreement, Police & Fire Chiefs are not entitled to overtime 3) under Federal Fair Labor Standards Act, supervisors earning over \$100,000 are not entitled to overtime compensation.

7:45 PM CONTRACTS

SOLICITOR WEINTROB reported she is still working on contracts for the Police Chief, Fire Chief and Emergency Management Coordinator.

8:15PM EXECUTIVE SESSION CONCLUDED

Cmr Kelly moved, seconded by Mayor Bagnell the Board return to Regular Session.
Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

SOLICITOR WEINTROB reported that discussed in Executive Session were contract issues and overtime issues with regards to personnel. Also discussed was a matter of pending litigation (Cress vs Ventnor City) which is ongoing litigation in trial now.

Cmr Kelly moved, seconded by Mayor Bagnell the City indemnify the police officers involved in the present litigation.
Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

MEETING ADJOURNED 8:17PM

There being no further business to conduct and no one wishing to speak, Cmr Kelly moved, seconded by Mayor Bagnell the meeting be adjourned. So ordered.

The Executive Session of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on March 7, 2013 at 5:45 PM.

Present: Cmr. Kelly, Mayor Bagnell, City Clerk Callaghan, Administrator Russo, CFO Aboderin & Solicitor Weintrob

Mayor Bagnell announced that this Special Executive Session of the Ventnor City Board of Commissioners was being held for the purpose of discussing a matter of ongoing litigation. Notice of this meeting was sent to the Press, Downbeach Current and posted on the City Hall Bulletin Board and official website as required by law”.

Solicitor Weintrob reported that since the 2-21-13 Executive Session there were several new developments in the Cress v. Ventnor City litigation matter. The Court ordered a forensic audit of Margate and Ventnor Police Dept computers; certain documents from Margate were not “handed over” prompting Margate to be renamed as a defendant; when put on the stand, a Margate Police Officer invoked his Fifth Amendment rights. Because of these new developments, attorneys representing Ventnor (Amy Weintrob & Stephen Horn) & Margate (Scott Abbott & Michael Barker) suggested a settlement. (\$750,000 paid by Insurance Co, \$125,000 paid by Ventnor, \$125,000 paid by Margate). Of Ventnor’s \$125,000 MEL will pay \$75,000 with Ventnor reimbursing \$25,000 for each of the next 3 years (2014, 2015, 2016). The remaining \$50,000 will go toward Police training and be included in the 2013 budget. On the advice of Solicitor Weintrob, the Commissioners agreed that a settlement would be in the best interest of the City.

Also discussed were: 1) the need for police training especially in the areas of procedures when dealing with confidential informants and document management and 2) better communication between City and JIF/MEL assigned counsel in litigation matters.

EXECUTIVE SESSION CLOSED: 6:40 PM

Cmr Kelly moved, seconded by Mayor Bagnell the Board return to Regular Session.

Roll Call: Yeas: Commissioner Kelly and Mayor Bagnell

Absent: Commissioner Sarno

Solicitor Weintrob reported that discussed in Executive Session was a potential settlement in the matter of Cress v. Ventnor City.

Cmr Kelly moved, seconded by Mayor Bagnell the City accept the proposed settlement in the matter of Cress v. Ventnor City.

Roll Call: Yeas: Commissioner Kelly and Mayor Bagnell

Absent: Commissioner Sarno

LEE SIROTA 14 N Wyoming, asked what the case involved and what was the proposed settlement. Solicitor Weintrob gave a brief explanation of the case and outlined details of the proposed settlement.

MEETING ADJOURNED 6:43PM

There being no further business to conduct and no one further wishing to speak, Cmr Kelly moved, seconded by Mayor Bagnell the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on March 14, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Mayor Bagnell moved, seconded by Cmr Kelly the Minutes of the 2-21-13 Regular Commission Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-02

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE CITY'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2004A, DATED AUGUST 1, 2004; AUTHORIZING THE ISSUANCE OF UP TO \$2,300,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mayor Bagnell 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 Kelly moved, seconded by Mayor Bagnell, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-03

AN ORDINANCE AMENDING CHAPTER 220 OF THE CODE OF THE CITY OF VENTNOR AS THE SAME RELATES TO WATER USAGE

Mayor Bagnell announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance. DEBBIE CONRAD, 217 N Wissahickon recited water and sewer fees as reported in Downbeach Current and asked how one finds out usage prior to this metering. CMR KELLY responded the Finance Office has a record of usage because they have been reading the meters.

ELEONORA VESPERTINO, 5702 Edgewater asked how duplexes would be billed and would water and sewer be billed separately. CMR KELLY responded that if the duplex has 2 meters, each would be read and billed accordingly and water and sewer charges will appear on the same bill. To her question on billing for condos, CMR KELLY and MAYOR BAGNELL responded that a condo will be billed per unit and it will be up to the condos to bill the owners.

PRICILLA BEURET, 15 S Richards inquired about duplexes with one meter and how sewerage is billed. CMR KELLY reported each unit will be billed a flat fee plus usage and ENGINEER SABATINI said sewer is based on water usage.

MARIE MCQUEEN, 429 N Oxford who has been out of her house for 4 ½ months due to Hurricane Sandy and will probably be out another 4 months asked if credits will be given. CMR KELLY responded if no one is occupying the house, the meter reading will show no usage and therefore only the flat fee will be charged.

There being no one further wishing to be heard, Mayor Bagnell moved, seconded by Cmr Sarno, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-04

AN ORDINANCE AMENDING CHAPTER 186 OF THE CODE OF THE CITY OF VENTNOR AS THE SAME RELATES TO SEWERS

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-05

AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY OF VENTNOR RELATING TO ZONING AND PLANNING BOARD APPLICATION AND ESCROW FEE SCHEDULES

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RECEIPT OF SUPPLEMENTAL DEBT STATEMENT

Mayor Bagnell moved, seconded by Cmr Sarno the Supplemental Debt Statement prepared as of 3-14-13 be received and filed according to law.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-06

AN ORDINANCE AMENDING CHAPTER 193 SPECIAL EVENTS OF THE CODE OF THE CITY OF VENTNOR

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-06 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-07

CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Cmr Sarno moved, seconded by Cmr Kelly that Ordinance 2013-07 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-08

ESTABLISHING 2013 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

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-08 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-09

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE WATER/SEWER UTILITY SYSTEM AND THE ACQUISITION OF WATER/SEWER UTILITY EQUIPMENT FOR THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY; APPROPRIATING THE SUM OF \$2,350,000 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 \$2,350,000 MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-09 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-10

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS PIECES OF CAPITAL EQUIPMENT AND THE CONSTRUCTION AND COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY; APPROPRIATING THE SUM OF \$5,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$4,750,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-10 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-11

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING & REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-11 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-12

AN ORDINANCE AMENDING CHAPTER 102-118.5 (FENCES AND WALLS) OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-12 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-02

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE CITY'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2004A, DATED AUGUST 1, 2004; AUTHORIZING THE ISSUANCE OF UP TO \$2,300,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-02 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-03

AN ORDINANCE AMENDING CHAPTER 220 OF THE CODE OF THE CITY OF VENTNOR AS THE SAME RELATES TO WATER USAGE

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-03 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-04

AN ORDINANCE AMENDING CHAPTER 186 OF THE CODE OF THE CITY OF VENTNOR AS THE SAME RELATES TO SEWERS

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-04 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-05

AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY OF VENTNOR RELATING TO ZONING AND PLANNING BOARD APPLICATION AND ESCROW FEE SCHEDULES

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-05 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF 2013 MUNICIPAL BUDGET

The City Clerk read the Introduction of Ventnor City’s 2013 Municipal Budget with Total General Appropriations in the amount of \$29,377,879. The 2013 Municipal Budget Revenues and Appropriations Summaries will be advertised pursuant to law in the April 4, 2013 issue of the Press of Atlantic City. The Public Hearing of the Ventnor City 2013 Municipal Budget will be held on April 18, 2012 at 5:30pm at the Regular Commission Meeting.

The 2013 Municipal Budget for the City of Ventnor appears on the following pages as introduced and transmitted to the State of NJ Division of Local Government Services.

Mayor Bagnell moved, seconded by Cmr Sarno the 2013 Municipal Budget be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.
Mayor Bagnell moved, seconded by Cmr Kelly that Resolutions No. 41 thru 52 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 41 OF 2013 - COMMUNITY BUILDING DEPOSIT REFUND

WHEREAS, on February 25, 1999, the Ventnor City Board of Commissioners adopted Resolution No. 48 of 1999, which Resolution adopted the policy and fee schedule for use of the Community Building and other public premises owned by the City of Ventnor City; and

WHEREAS, under said Resolution, anyone applying for the use of the Community Building must pay a \$100.00 deposit along with the required fee, which deposit would be refunded after the building was inspected following such event and found to be left ins satisfactory condition; and

WHEREAS, the following persons paid the required \$100.00 deposit and are eligible to receive such refund.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is herein and hereby authorized to issue a refund check in the amount of \$100.00 to the following persons.

NAME & ADDRESS	DEPOSIT DATE	DATE USED	REFUND AMOUNT
Sunset Harbor Condo Assoc. 236 N Derby Ave Ventnor, NJ 08406	2-11-13	2-17-13	\$100.00

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 41 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 42 OF 2013 - AUTHORIZE INDEMNIFICATION OF OFFICERS NAMED IN LAWSUIT (CRESS v. VC)

WHEREAS, the City of Ventnor and certain police officers were named as defendants in the matter of Lisa Cress, et al v. Ventnor City, et al; and

WHEREAS, as an outcome of said lawsuit the possibility existed that the named police officers might be held responsible for exemplary or punitive damages; and

WHEREAS, N.J.S.A. 59:10-4 allows for the indemnification of employees, official and appointees by a municipality; and

WHEREAS, Chapter 30-1 of the Ventnor City Code authorizes the City of Ventnor City to indemnify its employees, official and appointees when, in the opinion of the City Commissioners, the act committed upon which the damages are based did not constitute actual fraud, actual malice, willful misconduct or an intention wrong; and

WHEREAS, based on information presented by attorneys representing the City of Ventnor and its police officer during an executive session held on February 21, 2013, it is the opinion of the Board of Commissioners that such criteria was met in said Cress v. Ventnor City litigation; and

WHEREAS, following the executive session, a formal vote of the Commissioners was taken and it was unanimously decided that Ventnor City would indemnify it police officers in the above named lawsuit; and

WHEREAS, since February 21, 2013 the named officers have been removed as defendants in the lawsuit but the Board of Commissioners wished to memorialize their vote.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that it herein authorizes the indemnification of the police officers named in the litigation known as Lisa Cress, et al v. Ventnor City, et al

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 42 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 43 OF 2013 - AUTHORIZE SETTLEMENT OF LAWSUIT (CRESS v. VC)

WHEREAS, the City of Ventnor was named as a defendant in the matter entitled Lisa Cress, et al v. Ventnor City, et al, United States District Court for the District of New Jersey bearing Case No. 08-1873 (NLH); and

WHEREAS, the parties have proposed a settlement of this matter; and

WHEREAS, the City of Ventnor’s share of said settlement is in the amount of \$125,000; and

WHEREAS, negotiations have been conducted whereby the City is of the opinion that settlement of this matter would be in the best interest of the City of Ventnor; and

March 14, 2013

WHEREAS, in accordance with the settlement, the Municipal Excess Liability Fund will advance \$75,000 towards the City of Ventnor's share of said settlement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor, Atlantic County, State of New Jersey that the governing body hereby authorizes the settlement of the litigation known as Lisa Cress, et al v. Ventnor City, et al, United States District Court for the District of New Jersey bearing Case No. 08-1873 (NLH) for the sum of \$125,000 that which the Municipal Excess Liability Fund will advance funds on behalf of the City of Ventnor in the amount of \$75,000 and the City of Ventnor shall contribute the amount of \$50,000;

BE IT FURTHER RESOLVED the City of Ventnor hereby authorizes the Mayor to execute any and all documents to effectuate the repayment in the amount of \$75,000 to the Municipal Excess Liability Fund for a term of three (3) years commencing on January 15, 2014 to be paid in equal installments of \$25,000 on January 15th of each year up to and including January 15, 2016 which will total \$75,000.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute a Re-Payment Agreement with the Municipal Excess Liability Fund for said funds being paid as settlement proceeds in the aforesaid litigation.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 43 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 44 OF 2013 - CALCULATION OF RESERVE FOR UNCOLLECTED TAXES

WHEREAS, N.J.S.A. 40A:4-41(c)(1) provides alternate methods of calculating the reserve for uncollected taxes; and

WHEREAS, one of the alternate methods permits the use of a three year average instead of the prior year collection rate; and,

WHEREAS, the governing body believes it is in the best interest of the City to calculate the reserve for uncollected taxes using a three year average for the 2013 budget; and,

WHEREAS, the average of the three years' collection rates would be calculated as follows:

2010 collection rate of 94.52%
2011 collection rate of 94.60%
2012 collection rate of 93.36%
Average collection rate of 94.16%

NOW, THEREFORE BE IT RESOLVED That the Committee of the City of Ventnor City, hereby states that the City will use the alternate method of calculating the reserve for uncollected taxes using a three year average collection rate for the 2013 budget.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 44 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 45 OF 2013 AUTHORIZE PLANS & SPECS, DRAINAGE IMPROVEMENTS, NEWARK & WINCHESTER AVES

WHEREAS, there exists a need to improve the drainage at this intersection; and

WHEREAS, the City of Ventnor wishes to perform said improvements.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Drainage Improvements Intersection of Newark & Winchester Avenues".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 45 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 46 OF 2013 AUTHORIZE PLANS & SPECS, NEW HAVEN AVE FIRE HOUSE ROOF REPLACEMENT

WHEREAS, there exists a need to replace the roof at the New Haven Avenue Fire House; and

WHEREAS, the City of Ventnor wishes to perform said replacement.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Roof Replacement at the New Haven Avenue Fire House".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 46 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 47 OF 2013 - FINAL CO, PUBLIC WORKS FENCING (\$6,200 DECREASE)

WHEREAS, the City of Ventnor did award a Contract known as "Removal and Replacement of Fencing at the Public Works Complex" and did enter into a contract with All Vinyl Fencing, LLC for the amount of \$67,723.75; and

WHEREAS, during performance of the project, certain items were not required and are reflected in Change Order No. 1 & Final.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Removal and Replacement of Fencing at the Public Works Complex" be amended from \$67,723.75 to \$61,523.75 for a net decrease of \$6,200.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 47 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 48 OF 2013 – AUTHORIZE EMERGENCY REPAIR, WELL #8 (LAYNE CHRISTENSEN CO

WHEREAS, bacteriological contamination was discovered within Well #8 which required remediation; and

WHEREAS, it is emergent to have Well #8 back in operation as soon as possible.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Layne Christiansen, Inc is herein and hereby authorized to perform the emergency remediation of Well #8.

BE IT FURTHER RESOLVED that said emergency repair shall not exceed \$25,650.

BE IT FURTHER RESOLVED that if additional treatments with chemicals is required, such additional treatment shall not exceed \$5,200.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 48 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 49 OF 2013 – FINAL CO. REMOTE READ WATER TRANSCIEVERS PHASE II

WHEREAS, the City of Ventnor did award a Contract known as “Remote Read Water Transceivers, Phase II” and did enter into a contract with In Line Services, Inc. for the amount of \$565,669.00; and

WHEREAS, during performance of the project, certain items were not required and are reflected in Change Order No. 1 & Final.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as “Remote Read Water Transceivers, Phase II” be amended from \$565,669.00 to \$532,669.00 for a net decrease of \$33,050.00.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 49 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 50 OF 2013 - AUTHORIZE SUBMISSION OF 2013 MUNICIPAL ALLIANCE GRANT APPLICATION

WHEREAS, The Ventnor Board of Commissioners of the City of Ventnor, County of Atlantic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, The Ventnor Board of Commissioners further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, The Ventnor Board of Commissioners has applied for funding to the Governor’s Council on alcoholism and Drug Abuse through the County of Atlantic;

NOW, THEREFORE, BE IT RESOLVED by the City of Ventnor, County of Atlantic, State of New Jersey hereby recognizes the following:

1. The City of Ventnor Board of Commissioners does hereby authorize submission of an application for Ventnor City Municipal Alliance grant for the calendar year 2013 in the amount of \$ 13,470.00.
2. The City of Ventnor Board of Commissioners acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 50 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 51 OF 2013 - AUTHORIZE SHARED SERVICES AGREEMENT WITH ACUA FOR RENEWABLE ENERGY CONSULTING 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, N.J.S.A 40AA:65-1 et seq. authorizes the City of Ventnor City in Atlantic County and the Atlantic County Utilities Authority to enter into an agreement 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 a Shared Services Agreement with the Atlantic County Utilities Authority for Renewable Energy Consulting 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, a Shared Services Agreement with the Atlantic County Utilities Authority for Renewable Energy Consulting 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.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No. 51 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 52 OF 2013 - AUTHORIZE SALE OF REFUNDING BONDS

BACKGROUND

WHEREAS, on August 26, 2004, the City of Ventnor City, County of Atlantic, New Jersey ("City"), issued its General Obligation Bonds, Series 2004A, dated August 1, 2004, in the aggregate principal amount of \$4,825,000 (consisting of \$4,275,000

General Improvement Bonds and \$550,000 Water and Sewer Utility Bonds), bearing interest a rates ranging from 3.40 to 4.00% per annum ("2004 Bonds"); and

WHEREAS, the 2004 Bonds in the aggregate principal amount of \$2,150,000 (consisting of \$2,085,000 General Improvements Bonds and \$65,000 Water and Sewer Utility Bonds), and maturing on August 1 in the years 2014 through 2019, both inclusive (collectively, the "Callable Bonds"), are subject to redemption prior to maturity at the option of the City on or after August 1, 2013 at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus accrued interest thereon; and

WHEREAS, as a result of the low interest rates prevailing in the municipal bond market, the City has the opportunity to economically refinance up to all of the Callable Bonds; and

WHEREAS, on February 21, 2013, the Board of Commissioners, pursuant to N.J.S.A. 40A:2-52, introduced an ordinance entitled, "REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE CITY'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2004A, DATED AUGUST 1, 2004; AUTHORIZING THE ISSUANCE OF UP TO \$2,300,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" ("Refunding Bond Ordinance"); and

WHEREAS, on March 21, 2013, the Board of Commissioners, after a public hearing, finally adopted the Refunding Bond Ordinance; and

WHEREAS, pursuant to the Refunding Bond Ordinance, the City is authorized to issue its refunding bonds, in one or more series, in the aggregate principal amount up to \$2,300,000 to refund up to all of the Callable Bonds; and

WHEREAS, it is the intent of the Board of Commissioners hereby to: (i) authorize and approve the preparation and distribution of offering documents in connection with the issuance and sale of the Refunding Bonds (as hereinafter defined); (ii) authorize and approve the issuance, sale and award of the Refunding Bonds (as hereinafter defined); and (iii) authorize the Mayor, Chief Financial Officer and City Clerk to make certain related determinations and covenants and take certain actions in connection therewith.

NOW, THEREFORE, BE IT RESOLVED 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, CONSTITUTING CHAPTER 169 OF THE LAWS OF 1960 OF THE STATE OF NEW JERSEY, AS AMENDED AND SUPPLEMENTED ("LOCAL BOND LAW"), AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Refunding Bond Ordinance, the issuance of negotiable refunding bonds of the City in the aggregate principal amount of up to \$2,300,000, to be designated, substantially, "City of Ventnor City, County of Atlantic, New Jersey, General Obligation Refunding Bonds, Series 2013" ("Refunding Bonds"), for the purposes described in the Refunding Bond Ordinance and in this Resolution, is hereby authorized, approved, ratified and confirmed.

Section 2. The preparation of a preliminary official statement ("Preliminary Official Statement") relating to the Refunding Bonds, and the distribution of said Preliminary Official Statement (in physical or electronic form) by PNC Bank, as underwriter ("Underwriter"), to prospective purchasers of the Refunding Bonds and others having an interest therein, is hereby authorized, approved, ratified, confirmed and directed. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended.

Section 3. The Chief Financial Officer has reviewed the credentials, expertise and estimated fees of the Underwriter for the services to be provided and is satisfied that the services will be of the high quality at a fair and reasonable price.

Section 4. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law, specifically, N.J.S.A. 40A:2-52 et seq., and pursuant to the terms and conditions established by the Underwriter under the Bond Purchase Contract to be entered into by the City and the Underwriter in connection with the sale of the Refunding Bonds ("Purchase Contract") and the terms and conditions hereof, the following items with respect to the Refunding Bonds:

- (a) the principal amount of the Refunding Bonds which, in the aggregate, shall not exceed \$2,300,000;
- (b) the annual principal installments of the Refunding Bonds; provided, however, that: (i) the annual debt service payments on the Refunding Bonds does not exceed the existing debt service payments on the Callable Bonds for the corresponding year; and (ii) the final maturity shall be no later than December 31, 2019;
- (c) the dated date of the Refunding Bonds and the principal and interest payment dates for the Refunding Bonds; provided, however, that the Refunding Bonds must be structured to produce level annual debt service savings;
- (d) the rates of interest the Refunding Bonds are to bear; provided, however, that an overall net present value savings of at least three percent (3%) is achieved with respect to the Callable Bonds;
- (e) the purchase price for the Refunding Bonds; provided, however, that the Underwriters' discount for the Refunding Bonds shall not exceed \$6.00 per \$1,000 principal amount of such Refunding Bonds; and
- (f) the redemption provisions of the Refunding Bonds.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and delivery of the Purchase Contract by the Chief Financial Officer as provided for in Section 6 hereof.

Section 5. The Chief Financial Officer shall report in writing to the Board of Commissioners at the meeting next succeeding the date when any sale or delivery of the Refunding Bonds pursuant to this resolution is made. Such report must include the aggregate principal amount, the interest rate or rates and the maturity schedule of the Refunding Bonds sold and the price obtained, and the redemption provisions thereof, if any. The Chief Financial Officer shall also, within ten (10) days of the issuance of the Refunding Bonds, file with the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs a report including: (i) a comparison of the debt service schedules for both the Callable Bonds and the Refunding Bonds showing annual present value savings; (ii) a summary of the terms of the Refunding Bonds; (iii) an itemized accounting of all costs of issuance of the Refunding Bonds; (iv) a certification that the issuance of the Refunding Bonds has complied with all conditions required pursuant to N.J.A.C. 5:30-2.5; and (v) a certified copy of this Resolution.

Section 6. The Refunding Bonds shall be sold at a negotiated sale to the Underwriter in accordance with the terms and conditions set forth in the Purchase Contract. The Purchase Contract is hereby authorized to be executed and delivered on behalf of the City by the Chief Financial Officer, in substantially the form on file in the offices of the City, with such changes as the Chief Financial Officer in his/her respective sole discretion, after consultation with, among others, Bond Counsel and the Financial Advisor (as hereinafter defined) to the City, shall determine, such determination to be conclusively evidenced by the execution of the Purchase Contract by an authorized officer as determined hereunder.

Section 7. The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Refunding Bonds maturing in each year. Both the principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository ("Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in

the Refunding Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 through book-entries made on the books and the records of The Depository Trust Company and its participants. The principal of and interest on the Refunding Bonds will be paid to The Depository Trust Company by the City on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of either : (i) the 1st day of the calendar month containing an interest payment date; or (ii) the 15th day of a calendar month next preceding an interest payment date, as applicable (the record dates for the Refunding Bonds). The Refunding Bonds will be executed on behalf of the City by the manual or facsimile signatures of the Chief Financial Officer, attested by the City Clerk or Deputy City Clerk (such execution shall constitute conclusive approval by the City of the form of the Refunding Bonds), and shall bear the affixed, imprinted or reproduced seal of the City thereon. The Refunding Bonds shall not be valid or obligatory for any purpose unless the Authentication Certification printed thereon shall be duly executed by an authorized officer of the Paying Agent (hereinafter mentioned), if any.

Section 8. The City is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Refunding Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 9. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Refunding Bonds or is removed by the City and if no successor Securities Depository is appointed, the Refunding Bonds which were previously issued in book-entry form shall be converted to registered bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Registered Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 10. The Refunding Bonds shall be general obligations of the City. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the Refunding Bonds 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 11. The preparation of a final official statement ("Official Statement") with respect to the Refunding Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Refunding Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the City will deliver sufficient copies of the Official Statement to the Underwriter to comply with Paragraph (b)(4) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended ("Rule 15c2-12"). The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to execute the Official Statement, and the distribution thereof to the Underwriter and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor, Chief Financial Officer or City Clerk shall constitute conclusive evidence of approval by the City of the changes therein from the Preliminary Official Statement. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to approve any amendments of or supplements to the Official Statement.

Section 12. The appointment of McElwee & Quinn, LLC ("Printer"), to provide printing, electronic and physical dissemination services for the City with respect to the Preliminary Official Statement and Official Statement (hereinafter defined) is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is hereby authorized and directed to enter into an agreement with Printer for the services to be provided.

Section 13. The City hereby covenants that it will not make any use of the proceeds of the Refunding Bonds or do or suffer any other action that would cause: (i) the Refunding Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Refunding Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Refunding Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 14. The City hereby covenants as follows: (i) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (ii) it does not intend to, during the term that the Refunding Bonds are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (iii) 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 Section 148(f) and 149(e) of the Code; (iv) it shall take no action that would cause the Refunding Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code; (v) it will not employ a device in connection with the issuance by it of the Refunding Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the Refunding Bonds than on the Callable Bonds; (vi) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation §1.148-10(c)(2), of the Refunding Bonds will not exceed one percent (1%) of the proceeds received from the sale thereof; and (vii) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation §1.148-0 through 1.148-11, 1.149(b)-1 and 1.149(i)-1, 1.149(g)-1, 1.150-1 and 1.150-2 as such regulations and statutory provisions may be modified insofar as they apply to the Refunding Bonds.

Section 15. The City hereby designates the Refunding Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the City hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the City during the period from January 1, 2013 to December 31, 2013, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Refunding Bonds.

For purposes of this Section 15, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the City: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to currently refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 16. The Chief Financial Officer is hereby authorized and directed to solicit proposals for, and engage the services of, a qualified financial institution to serve as paying agent for the Bonds ("Paying Agent") and as escrow agent ("Escrow Agent") for the Refunded Bonds (hereinafter defined). The Chief Financial Officer is hereby authorized to execute and deliver an agreement with the Paying Agent and the Escrow Agent for the services to be provided.

Section 17. The Escrow Agent is hereby authorized, if so directed by the City, to redeem the Callable Bonds on their respective first call dates, at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus interest accrued to the redemption date ("Refunded Bonds"). The Escrow Agent shall mail any required notice of redemption as set forth in the Refunded Bonds and in the Escrow Deposit Agreement (hereinafter mentioned) by and between the City and the Escrow Agent.

Section 18. To provide for the redemption of the Refunded Bonds as set forth in Section 17 above, the Chief Financial Officer is hereby authorized to execute and deliver an escrow deposit agreement ("Escrow Deposit Agreement") on behalf of the City and to make the deposit of moneys and investments specified therein ("Escrow Investments").

Section 19. The appointment of Phoenix Advisors, LLC, Bordentown, New Jersey ("Financial Advisor"), to provide financial advisory services for the City in connection with the authorization, issuance, sale and delivery of the Refunding Bonds is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is hereby authorized and directed to enter into an agreement with the Financial Advisor for the services to be provided.

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Section 20. In order to assist the Underwriter in complying with the secondary market disclosure requirements of Rule 15c2-12, the Chief Financial Officer is hereby authorized to execute on behalf of the City before the issuance of the Refunding Bonds an agreement with Paying Agent, as dissemination agent, providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

Section 21. The Chief Financial Officer is hereby authorized to engage the services of Ford, Scott & Associates ("Verification Agent"), to verify the mathematical accuracy of certain computations made by the Underwriter regarding: (i) the adequacy of the maturing principal of and interest on the Escrow Investments to pay each series of the Refunded Bonds as set forth in the Escrow Deposit Agreement; and (ii) the yields on the Refunding Bonds and the Escrow Investments.

Section 22. The Chief Financial Officer is hereby authorized to pay the costs associated with the issuance of the Refunding Bonds and refunding of the Refunded Bonds.

Section 23. If necessary or advisable, the appropriate City officials and the City's professional advisors are hereby authorized to (i) obtain one or more ratings on the Refunding Bonds; and (ii) furnish certain information to the various municipal bond insurance companies concerning the City and the Refunding Bonds for the purpose of qualifying the Refunding Bonds for municipal bond insurance. The Chief Financial Officer is hereby authorized to execute such documents as may be necessary or appropriate to effectuate the obtainment of ratings for the Refunding Bonds and the obtainment of municipal bond insurance with respect to the Refunding Bonds if determined to be cost effective.

Section 24. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, other City officials or by the City's professional advisors, in connection with the authorization and issuance of the Refunding Bonds and the refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, are hereby ratified, confirmed, approved and adopted in all respects.

Section 25. The Mayor, Chief Financial Officer and City Clerk are each hereby severally authorized to determine all matters and execute all documents and instruments in connection with the issuance of the Refunding Bonds and refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, not determined or otherwise directed to be executed by applicable law, or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 26. All resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 27. This Resolution shall take effect immediately upon adoption this 14th day of March, 2013.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No.52 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$252,019.62 and payrolls from 2-22-13 to 3-8-13 in the amount of \$499,447.36 for approval.

Mayor Bagnell moved, seconded by Cmr Sarno the bills & payrolls be approved.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPOINTMENT

Mayor Bagnell moved, seconded by Cmr Sarno to confirm the Planning Bd appointment of Donald Siglin, Jr as ALT 1 member (3-7-13 to 3-7-15).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL announced the following:

- 1) JIF SAFETY COMMITTEE REPORT FOR MARCH 2013: THE SAFETY COMMITTEE MET ON MARCH 5TH. 4 INCIDENTS WERE REVIEWED. 1 INVOLVED POTENTIAL REACTION TO AIR QUALITY IN THE WORK ENVIRONMENT. DEVELOPMENT OF THIS MATTER WILL BE MONITORED. AS EXPLAINED AT THE RECENT SAFETY BREAKFAST, A WELLNESS COMPONENT IS NOW REQUIRED AS PART OF THE 2013 SAFETY INCENTIVE PLAN. WELLNESS PROGRAM POSTERS WERE PROVIDED & ARE TO BE DISPLAYED IN ALL CITY DEPTS.
- 2) SATURDAY, MARCH 23, 2013 @ 8:30PM, "TURN OFF YOUR LIGHTS FOR EARTH HOUR"

PUBLIC PORTION

JOHN SEWELL, 22 West Dr., Margate 1) RE: Res 42 & 43(settlement of lawsuit) urged, "Abstain and refrain" from such actions because of the cost to citizens in \$\$\$ and increased insurance premiums. 2) Reiterated the 3 functions of public officials (protect safety, health and wellbeing of its citizens) and again urged stricter enforcement of dog laws, wage & hiring freeze and prohibition of patronage, nepotism and pay to play practices.

KEN ESADA, 111 S Cambridge also voiced his concern about dogs and his support of efforts to control them.

GEORGEANN ROSS, 123 N Swarthmore 1) what ever happened to green acres money? SOLICITOR response: Final hearing (public meeting) is next step - will take place in a couple of months. 2) Has engineer considered flaps for storm drains? ENGINEER response: Ventnor has 36 discharge to the bay areas - Letter of Intent was sent to the County for a 75/25 grant to install flaps. 3) Where can get (free) first floor house elevation information and is any one working with FEMA regarding Flood maps? ENGINEER response: If City Hall does not have elevation, check your survey. In addition, "Google Maps- Google Earth will tell approximate elevation of house then measure from # of steps to get first floor approximation. For exact elevation, you must hire a Special Land Surveyor. MAYOR explained formation of "Coastal Coalition" and meetings with FEMA to address concerns. Presently have advisory maps - soon will have preliminary planning maps. More concerned with eliminating "V" zones, elevations will probably remain the same 4) How much is "tube" heat costing and why hasn't boiler been replaced by now? ENGINEER response: On new FEMA map, City Hall is in "A" zone, placement of boiler cannot be under elevation 10. Basement in 4.1 therefore cannot put boilers back in basement - must redesign to place them elsewhere.

LINDA KAPLAN, 12 N Wissahickon prefaced her questions with the following comments: 1) agrees with previous speakers regarding need for enforcement of dog regulations. 2) Believes a wage & hiring freeze is a "no brainer". 3) Beautifying the City would be better served by addressing code violations as opposed to prohibiting chain link fences. Ms. Kaplan then asked: 1) Is there truth to the rumor an Americore volunteer in charge supervising the free dumpsters supplied by the ACUA was turned away by public works? CMR KELLY & MAYOR BAGNELL were unfamiliar with situation but CMR KELLY will look into it and get her the answer. 2) Regarding the \$3M authorization for emergency, storm related clean up, has money been spent and for what? CFO ABODERIN replied \$1.4 spent on storm related repairs/restoration to City Hall, firehouse &

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recreation building, trash pickup and Police & Fire overtime. The remaining \$1.5 will be used as engineer and dept. heads find additional storm related damages and repairs are made. (Interest rate a little under 1%)

KEN ROSS, 123 N Swarthmore commented he is not a dog owner but agrees a humane, inexpensive device such as a dog strap should be required. MR ROSS inquired about Ord 2013-09 (\$2.3M Water/Sewer Bond). The ENGINEER, CFO and CMR KELLY explained the money would be used to replace water/sewer mains & laterals, finish projects already started. Regarding the rising water from storm drains that caused flooding in the Washington, Swarthmore, Monmouth, Ventnor Gardens Plaza area, MR ROSS asked about the Ventnor Gardens Plaza Pumping Station that has not functioned in 30+ years. The ENGINEER & MAYOR reported application has been made for FEMA flood mitigation funds and restoring Pump Station is a joint engineering project between Ventnor, Margate, ACUA and Atlantic County. Finally, MR ROSS inquired about the Ord relating to chain link fences. The MAYOR explained current chain link fences must be maintained & no new chain link fences will be permitted under this Ord. A short discussion between MR ROSS and SOLICITOR WEINTROB regarding "fence" discrimination ensued.

LEE SIROTA, 14 N Wyoming suggested the Ord relating to chain link fences be referred back to committee. She agreed it is discriminatory adding all fences in disrepair should be addressed, not just chain link fences. Referring to the subject of last week's executive session & related newspaper article, MS SIROTA asked: 1) how much of the \$1M settlement will Ventnor be paying (SOLICITOR's response: \$75,000 + \$50,000 for police training to improve use of computers, turning over discovery & dealing with confidential informants) & 2) why did police training not begin when the case occurred 5 yrs ago? (SOLICITOR's response: training is condition of settlement, expert has been identified, training will begin sometime in spring, City has 1 yr to give report to court, training will take place over time.) CAPT BIAGI added these types of cases bring out areas where the dept may be lacking and training will show how they can do better.

PAT JOHNSTON, 604 N Cambridge asked the commission to include 600 blk Cambridge when considering storm drain improvements to alleviate flooding. MS JOHNSTON then inquired about the FEMA maps. The MAYOR responded FEMA preliminary (not final) maps should be ready by the end of July. Time frame for completion of final maps is unknown.

MARIE MCQUEEN, 429 N Oxford asked if the governor adopted the maps. MAYOR responded affirmatively cautioning that maps are only preliminary. Coastal Coalition member communities will all adopt same ordinance regarding elevation and FEMA maps when certain they are correct. In response to Ms McQueen inquiry as to why Ventnor residents must pay for storm related repair permits while Margate or Brigantine residents do not, CODE OFFICIAL AGNESINO stated it is a "city by city choice" & those communities who are not charging are questioning their decision as many homeowners are not getting permits for work which require them.

DEBBIE CONRAD, 217 N Wissahickon asked for explanations of the following: 1) Ord 2013-07 to exceed municipal budget – CFO ABODERIN explained City has an appropriation CAP we do not come close to using up (\$500,000 below). State allows establishment of "bank" for funds not used. 2) Ord 2013-11 (Flood damage prevention). CODE OFFICIAL AGNESINO reported working maps, which will be very close to final maps should be ready in June. Final maps will be available in 1-2 yrs. "V" zones will probably be changed but elevations will be consistent with preliminary maps. 3) Will newly paved streets be dug up for sewer line repair? CMR KELLY responded no and MAYOR BAGNELL reported SJG will be doing more gas main work – City will do sewer repairs simultaneously. 4) What is cost of "tube" heat? MAYOR's response: \$15,000/mo. Must have boiler and central cooling systems above grade elevation so systems must be redesigned, complicated by the historic designation of City Hall.

CASSANDRA SHOBER, 210 N Newark commented: Enforcement of ordinances already in place (i.e. dogs, covered trash cans, etc) is needed. Ms. Shober asked the following: 1) are building permit fees being raised? CITY CLERK responded, no Zoning & Planning Bd application and escrow fees are being raised. 2) Is Hope & Healing being forced out of community center? MAYOR's response: No, Mike (Advena) was asked to vacate because of contractual agreements for use of rooms in community bldg. CMR KELLY added, she made arrangement for them to have a place in St. James school gym. 3) how does she apply for a water/sewer refund for the time she was out of her house & what is being done to keep residents from leaving/abandoning homes. CFO ABODERIN explained 2013 w/s bills have not been sent out. Bill will be the flat fee + any usage. If water was not use, there will be no usage bill. Flat fee is for ability to turn on faucet, flush toilet, etc. Meters are read monthly, stop in finance office to see usage. MAYOR explained difference between flat fee of last year and base fee + usage this year.

MEETING ADJOURNED 6:46PM

There being no further business to conduct and no one further wishing to speak, Cmr Kelly moved, seconded by Cmr Sarno the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on April 18, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

Acting Mayor Sarno announced, "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with law".

Acting Mayor Sarno made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Kelly moved, seconded by Cmr Sarno the Minutes of the 2-21-13 & 3-7-13 Executive Sessions and the 3-14-13 Regular Commission Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-06

AN ORDINANCE AMENDING CHAPTER 193
SPECIAL EVENTS OF THE CODE OF THE CITY OF VENTNOR

Cmr Sarno 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 Sarno moved, seconded by Cmr Kelly, the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-07

CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Cmr Sarno announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

A member of the public asked for an explanation of the Ordinance. CFO TORO ABODERIN explained it is an Ordinance passed each year that allows the City to establish a CAP bank.

There being no one further wishing to be heard, Cmr Sarno moved, seconded by Cmr Kelly, the Public Hearing be closed.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-08

ESTABLISHING 2013 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 Sarno announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

LINDA KAPLAN, 12 N Wissahickon asked what the different \$\$ figures in the Salary Ordinance represented. CMR. SARNO explained the Salary Ordinance lists the various employee titles and the ranges (low to high) salary ranges for each title.

KEN ROSS, 123 N Swarthmore ask how the salary ranges (percentage wise) compared to last year, does it covered all (full time & part time) employees, is it equal for all employees. CFO ABODERIN responded all salaries have gone up based on contractual agreements and raises given to the employees by the Commissioners and it is not equal for all employees. All employees covered by contract received the same amount but management is on an individual basis. Each Commissioner was responsible for giving raises to employees within their own department. CMR KELLY added during negotiations they tried to keep increases within 2%; the employees negotiated fairly and no one got more than 2%. CMR KELLY repeated comments she said publicly at the 4-11-13 Workshop about 1 employee who received a \$25,000 (100%) raise, stating it is very high and no one else got that much.

DAN HENEGHAN, 715 N Burghley asked why 1 employee is receiving a 125% raise. CMR SARNO explained the Management Specialist and Administrator work as a team in the Mayor's Office for a total salary of \$76,000 (less than the part time administrator in Margate). MR HENEGHAN, a government employee who has not received a raise in a decade, further inquired if there was a change in his duties and responsibilities from last year and whose decision it was to give the increase instead of saving money for taxpayers. Although his duties & responsibilities have not changed since last year, CMR SARNO said they felt this was a fair adjustment (from \$25,000 to \$45,000) and the decision was made (by Mayor & Cmr Sarno).

GEORGEANN ROSS, 123 N Swarthmore asked what are duties & salary of Mayor. CMR. KELLY responded each Commissioner receives \$10,000. Responding to Ms Ross' question as to why this administration need all this help, CMR SARNO explained that Ventnor has the 4th lowest tax rate in County, we need to find ways to bring our ratable base up and not cut salary and spending constantly. He added that we need people in place to help us do that.

LINDA KAPLAN, referencing Governor Christie's CAP limit on School Superintendent salaries and the 2% raises of Police and Fire, asked if such a large raise for the Management Specialist was legal. SOLICITOR WEINTROB answered that it is within the rights of the governing body to give whatever raises they felt appropriate.

LARRY PACENTRILLI, 2 S Harvard stated although he is not familiar with all the responsibilities of this job, increasing someone over 100% is atrocious and sends the wrong signal. Referencing his time on the school board and the battles with teachers over 2-3% raises added this does not make sense, hoped it could be undone and questioned if the responsibilities were such to deserve \$45,000 why did he accept the job at \$20,000.

There being no one further wishing to be heard, Cmr Sarno moved, seconded by Cmr Kelly, the Public Hearing be closed.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-09

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE WATER/SEWER UTILITY SYSTEM AND ACQUISITION OF WATER/SEWER UTILITY EQUIPMENT FOR THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY; APPROPRIATING THE SUM OF \$2,350,000 THEREFOR; AUTHORIZING ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF VENTNOR CITY, ATLANTIC COUNTY, NJ, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$2,350,000 MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Cmr Sarno 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 Sarno moved, seconded by Cmr Kelly, the Public Hearing be closed.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-10

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS PIECES OF CAPITAL EQUIPMENT AND THE CONSTRUCTION AND COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY; APPROPRIATING THE SUM OF \$5,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$4,750,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Cmr Sarno announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

KEN ROSS asked who would be responsible for administering & marketing the bonds. The CFO responded the City has a financial advisor, bond counsel and agents who will sell the bonds.

GEORGEANN ROSS asked if this is a new bond. (Ans: yes) then commented this administration is doing the same thing (bonding) they criticized the last administration for doing.

SONIA LOADENTHAL, 13 S Baton Rouge voiced her concern about the amount of bonding and high salaries and the effect it will have on the young (and old) people of the community.

There being no one further wishing to be heard, Cmr Sarno moved, seconded by Cmr Kelly, the Public Hearing be closed.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

MOTION TO TABLE ORDINANCE 2013 -11

Cmr Kelly moved, seconded by Cmr Sarno that Ordinance 2013-11 be tabled
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

MOTION TO TABLE ORDINANCE 2013-12

Cmr Kelly moved, seconded by Cmr Sarno that Ordinance 2013-12 be tabled
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

PUBLIC HEARING - 2013 MUNICIPAL BUDGET

Before inviting public comment, CMR SARNO asked Auditor Ken Moore to comment on the Budget. AUDITOR MOORE reported the total 2013 budget is \$29,377,000, approximately \$2.3M increase from 2012. A \$1M increase is the initial payback for the Special Emergency necessitated by the hurricane that will be offset by funds we expect to receive from FEMA. Without that emergency, the increase over last year's budget is \$1.3M. \$385,000 represents increase in reserve for uncollected taxes due to 1.5% drop in collection rate, possibly due to the hurricane. Other amounts are normal increases in the budget, we are using the same amount of surplus and revenues are similar to last year.

SARINA BOOYE, 100 S Lafayette voiced her concern with the increases in the budget, adding no one is getting a salary increase and seniors are only receiving tiny cost of living increases. She warned the commission to look carefully at what is being spent and do not spend more than we have.

GABRIELLA PARENTI, 801 N Victoria gave examples of 4 properties on her block that are up for sale or in sheriff sales and foreclosures.

HARRY MASER, 105 S Philadelphia asked 1) what reimbursement \$\$\$ amount are we requesting from FEMA and insurance. Ans: \$1M in FEMA. 2) Who is responsible for interfacing with FEMA and insurance? Ans: Emergency Management Director Bill Melfi. 3) Other municipalities have already received over \$1.5M, what about Ventnor. Ans. \$500,000. \$1M put in this budget to cover the emergency expenditure and any amount received over \$1M will be included in next year's budget. The money received this year will only be used to pay back emergency. On a non-budget matter, MR MASER questioned why the Flood Mitigation Ordinance was tabled. SOLICITOR WEINTROB explained when the Ordinance was sent to the State for review they made a few changes. These changes along with suggestions by Code Official Agnesino were incorporated into the ordinance and resubmitted to the State for approval. Once approved it must go to the Planning Bd.

EVE ROSE, 117 N Melbourne cautioned the Commission to look carefully at the budget because this year will see another large decrease in assessments (due to tax appeals).

HERMENE SHAPIRO, 415 Berkshire asked what amount of FEMA reimbursement has been received? Ans: \$500,000. As to why Ventnor has not received as much reimbursement as other communities, no explanation was available.

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LINDA KOLMAN, 3 N Baltimore asked for an explanation of the \$225,000 other expenses under "Legal Services & Costs. CFO ABODERIN explained it includes all attorney fees (Solicitor, Tax Appeal Attorney, etc) and is slightly less than legal expenditures in the 2012 budget year (\$243,000).

AL SHAPIRO, 415 Berkshire inquired as to how much of the planning and replacement cost for the City Hall HVAC will be covered by insurance and is the engineering company going to design and install the system. CMR SARNO indicated he was not sure they would pay for the entire cost. It was further explained that the \$89,900 being authorized tonight (R.57) was for an engineering firm to design the system.

LEE SIROTA, 14 N Wyoming, noting the amount of sheriff sales listed in the paper and because of the amount of tax appeals (1200+ and a loss of \$65M in ratable), suggested the City consider a moratorium on raises.

BOB KONDROSKY, 228 N Suffolk asked if the City has considered combining services with Margate or other municipalities. CMR KELLY assured him the City has suggested shared services but unfortunately Margate is not interest.

LINDA KAPLAN questioned 2 budget line items. 1) Reason for \$29,000 increase in beach patrol? Ans: To keep beach badge checkers on longer during the season and hire older personnel at higher salary to check badges. 2) Where is Engineer Sabatini's salary in budget? Ans: In Water/Sewer Utility section of budget. In closing, MS KAPLAN referenced the 4.11.13 Workshop discussion concerning hiring of a grant writer @ \$135/hr. She implored the Commission not to - it is not need.

There being no one further wishing to be heard, Cmr Sarno moved, seconded by Cmr Kelly the Public Hearing be closed.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda. CMR KELLY asked for clarification on R.70 (Authorizing waiving construction permit fees for Habitat for Humanity of Atlantic Co). 1) Will DCA waive their fees as well? Ans. Yes 2) How many families will it help? Ans. 18 3) Do we have the names of families? Ans. No 4) We asked our own people to pay for permits, do these families have hardships? Ans. Yes, there are income limits & must be permanent residents. The Cmr stated that she would have liked more notice but she does not want to hold anything up since these are folks having really hard times.

Cmr Sarno moved, seconded by Cmr Kelly that Resolutions No.53 thru 70 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 53 OF 2013 - AUTHORIZE READING OF BUDGET BY TITLE

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 Sarno moved, seconded by Cmr Kelly that Resolution No 53 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 54 OF 2013 - AWARD CONTRACT, FIRE HOUSE AIR CONDITIONING DUCT REPLACEMENT

WHEREAS, the City has a need for replacement of air conditioning ducts at Fire House #1; and

WHEREAS, the City Engineer received proposals from the following four (4) contractors;

American Restoration & Cleaning	\$2,220.00
Mohr Heating & Cooling, LLC	\$3,000.00
AC Perfected, LLC	\$3,350.00
Atlantic Mechanical	\$6,500.00

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to American Restoration & Cleaning.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for Replacement of air conditioning ducts at Fire House #1 to American Restoration & Cleaning, 403 S. Harding Highway, Landisville, NJ 08326 their Total Amount Bid of \$2,366.00.

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

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 54 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 55 OF 2013 - AWARD OF CONTRACT, FIRE HOUSE RUG REMOVAL

WHEREAS, the City has a need for rug removal at Fire House #1; and

WHEREAS, the City Engineer received proposals from the following two (2) contractors;

American Restoration & Cleaning	\$1,986.85
Servpo of Egg Harbor/Ventnor	\$3,137.26

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to American Restoration & Cleaning.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for Rug Removal at Fire House #1 to American Restoration & Cleaning, 403 S. Harding Highway, Landisville, NJ 08326 their Total Amount Bid of \$1,986.85.

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

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 55 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 56 OF 2013 - APPROVE PLANS & SPECS, DRAINAGE IMPROVEMENTS @ BERKSHIRE & FULTON

WHEREAS, there exists a need to improve the drainage on these roadways; and

WHEREAS, the City of Ventnor wishes to perform said improvements.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Drainage Improvements to Berkshire Drive & Fulton Avenue from Lafayette Avenue to Kingsley Drive".

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 56 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 57 OF 2013 - AWARD CONTRACT, CITY HALL HVAC REPLACEMENT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, March 27, 2013, at 11:00 AM, three (3) bids for the "CITY HALL HVAC REPLACEMENT"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the "CITY HALL HVAC REPLACEMENT" to Remington, Vernick & Walberg Engineers, 845 N. Main St., Pleasantville, NJ 08232 for their Total Amount Bid of \$89,900.00.

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

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 57 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 58 OF 2013 - SUPPORT STATE HOUSE COMMISSION PRE-APPLICATION TO NJ DEP GREEN ACRES PROGRAM FOR MAJOR DIVERSION OF PARK LAND

WHEREAS, Lot 1 in Block 28 as shown on the tax map of the City of Ventnor was the location of the former Ventnor City Ice Skating Rink; and

WHEREAS, said property was encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection Green Acres Program; and

WHEREAS, the ice skating rink as identified above was demolished and removed in association with the construction of the Ventnor Branch of the Atlantic County Library system; and

WHEREAS, the demolition and removal of the structure which housed the ice rink and subsequent construction of the Library will require removal of Green Acres restrictions from a portion of the property; and

WHEREAS, the removal of Green Acres restrictions from park land requires the approval of the Commissioner of the Department of Environmental Protection and the State House Commission pursuant to N.J.A.C. 7:36-26; and

WHEREAS, the City of Ventnor wishes to apply for approval for a major disposal or diversion of park land under N.J.A.C. 7:36-26; and

WHEREAS, said major diversion has resulted from the loss of outdoor recreational space concerning a portion of Lot 1 in Block 28 as shown on the tax map of the City of Ventnor, the same being the loss of the Ventnor City ice skating rink which was approximately 13,220 square feet or approximately .30 acres; and

WHEREAS, pursuant to State regulations, the City of Ventnor is desirous of replacing such lost outdoor recreational space by providing outdoor recreational space in "Ventnor West" which may consist of all or a portion of property identified on the Ventnor City tax map as Lot 1 in Blocks 358,359,360,361 and 390; and

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WHEREAS, as required by N.J.A.C. 7:36-26.8, the City of Ventnor held a scoping hearing on the 18th day of October, 2012 to solicit public comment on the diversion/disposal of the ice skating rink which was situated on a portion of Lot 1 in Block 28 as shown on the tax map of the City of Ventnor; and

WHEREAS, in accordance with N.J.A.C. 7:36-26.9(d)11, it is necessary for the City of Ventnor to submit as part of the pre application package a Resolution endorsing the application to divert or dispose of the above referenced park land.

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

1. The City of Ventnor endorses the filing of the pre application for the disposal or diversion concerning the former structure of the Ventnor ice skating rink pursuant to N.J.A.C. 7:36-26.
2. The City of Ventnor hereby finds that the disposal or diversion concerning the Ventnor City ice skating rink would meet the minimum substantive criteria at N.J.A.C. 7:36-26.l(d) by allowing for outdoor recreational activity to occur in Ventnor West which will yield a significant public benefit.
3. The City of Ventnor acknowledges that in order to obtain the approval of the Ventnor City ice skating rink disposal or diversion all substantive and procedural requirements of N.J.A.C. 7:36-26 must be met, including compensation requirements at N.J.A.C. 7:36-26.10.

BE IT SO RESOLVED.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 58 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 59 OF 2013 – APPROVE CONTRACT FOR POLICE TRAINING TO RODGERS GROUP, LLC

WHEREAS, as a condition of the agreement entered into by the City of Ventnor City in the matter of Lisa Cress, et al v. Ventnor City, et al, the City of Ventnor City is required to provide for training of the Police Department Personnel; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (NJS 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 NJS 40A:5-11.

BE IT FURTHER RESOLVED that Rodgers Group, LLC is hereby appointed to perform Police Training.

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 Sarno moved, seconded by Cmr Kelly that Resolution No 59 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 60 OF 2013 - AUTHORIZE EMERGENCY REPAIR TO SEWER MAIN @ DORSET & MARSHALL

WHEREAS, on November 12, 2012, a sewer problem occurred at the intersection of Dorset and Marshall Avenues in the City of Ventnor City; and

WHEREAS, due to the extent of the work required to repair the sewer main it was necessary to secure the services of WECO Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that WECO Construction, Inc. is herein and hereby authorized to perform the emergency repair of the sewer main located at Dorset and Marshall Avenues in the City of Ventnor City.

BE IT FURTHER RESOLVED that said emergency repair shall not exceed \$16,641.20.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 60 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 61 OF 2013 - AUTHORIZE EMERGENCY REPAIR TO WATER MAIN @ NEWPORT & WINCHESTER

WHEREAS, as a result of hurricane Sandy, on October 30, 2012, a water main leak occurred at the intersection of Newport and Winchester Avenues in the City of Ventnor City; and

WHEREAS, due to the extent of the work required to repair the water main it was necessary to secure the services of WECO Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that WECO Construction, Inc. is herein and hereby authorized to perform the emergency repair of the water main located at Newport and Winchester Avenues in the City of Ventnor City.

BE IT FURTHER RESOLVED that said emergency repair shall not exceed \$8,291.20.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 61 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 62 OF 2013 – AMEND 2013 TEMPORARY BUDGET

CURRENT FUND				
GENERAL GOVERNMENT FUNCTIONS	FCOA	2013 Temporary Budget	Amended Amount	Amended Temporary Budget
City Administrator				
Salaries and Wages	20-100-010	19,050.00	12,908.00	31,958.00
Mayor's Office				
Salaries and Wages	20-110-010	15,430.00	14,570.00	30,000.00
Other Expenses	20-110-020	4,000.00	2,000.00	6,000.00
Finance Commissioner				
Salaries and Wages	20-112-010	2,700.00	2,300.00	5,000.00
Other Expenses	20-112-020	0.00	0.00	0.00
Public Works Commissioner				
Salaries and Wages	20-114-010	2,700.00	2,300.00	5,000.00
Other Expenses	20-114-020	0.00	0.00	0.00
City Clerk				
Salaries and Wages	20-120-010	20,000.00	19,000.00	39,000.00
Other Expenses	20-120-020	11,800.00	2,200.00	14,000.00
Revision/Codification of Ordinances	20-120-300	2,300.00	0.00	2,300.00
Election Expenses	20-120-400	2,200.00	0.00	2,200.00
Financial Management				
Salaries and Wages	20-130-010	65,000.00	52,565.00	117,565.00
Other Expenses	20-130-020	14,500.00	9,000.00	23,500.00
Auditing Fees	20-131-020	13,000.00	17,000.00	30,000.00
Information Technology				
Salaries and Wages	20-140-010	11,400.00	19,600.00	31,000.00
Other Expenses	20-140-020	10,000.00	10,000.00	20,000.00
Collection of Taxes				
Salaries and Wages	20-145-010	21,000.00	19,000.00	40,000.00
Other Expenses	20-145-020	3,600.00	3,400.00	7,000.00
Assessment of Taxes				
Salaries and Wages	20-150-010	20,000.00	15,000.00	35,000.00
Other Expenses	20-150-020	3,800.00	2,700.00	6,500.00
Legal Services Costs				
Salaries and Wages	20-155-010	0.00	0.00	0.00
Other Expenses	20-155-020	54,500.00	45,500.00	100,000.00
City Engineer				
Salaries and Wages	20-165-010	0.00	0.00	0.00
Other Expenses	20-165-020	0.00	20,000.00	20,000.00
Planning Board				
Salaries and Wages	20-180-010	700.00	400.00	1,100.00
Other Expenses	20-180-020	2,200.00	2,800.00	5,000.00
Zoning Commission				
Salaries and Wages	21-185-010	800.00	450.00	1,250.00
Other Expenses	21-185-020	4,000.00	3,500.00	7,500.00
Construction Code				
Salaries and Wages	22-195-010	62,000.00	58,000.00	120,000.00
Other Expenses	22-195-020	1,000.00	2,000.00	3,000.00
Housing Code				
Salaries and Wages	22-196-010	16,000.00	11,000.00	27,000.00
Other Expenses	22-196-020	1,000.00	2,000.00	3,000.00
Electrical & Plumbing Inspections				
Salaries and Wages	22-197-010	2,300.00	4,700.00	7,000.00
Other Expenses	22-197-020	0.00	0.00	0.00
Borough of Longport-UCC				
Salaries & Wages	22-198-010	8,500.00	6,500.00	15,000.00
Other Expense	22-198-020	1,300.00	1,700.00	3,000.00
INSURANCE			0.00	
Other Insurance Premiums	23-211-000	66,000.00	0.00	66,000.00
Worker Comp Insurance	23-215-000	200,000.00	217,889.00	417,889.00
Health Insurance	23-220-000	570,000.00	690,583.00	1,260,583.00

Health Insurance Waiver	23-221-000	0.00	46,812.00	46,812.00
Police				
Salaries and Wages	25-240-010	871,190.00	1,108,080.00	1,979,270.00
Other Expenses	25-240-020	26,380.00	95,075.00	121,455.00
Radio & Communication				
Salaries and Wages	25-250-010	116,190.00	124,810.00	241,000.00
Other Expenses	25-250-020	6,530.00	9,470.00	16,000.00
Emergency Management				
Salaries and Wages	25-252-010	21,720.00	20,280.00	42,000.00
Other Expenses	25-252-020	2,730.00	3,270.00	6,000.00
Fire Department				
Salaries and Wages	25-255-010	1,012,750.00	987,250.00	2,000,000.00
Other Expenses	25-255-020	22,700.00	49,300.00	72,000.00
Uniform Fire Safety				
Other Expenses	25-265-020	1,560.00	1,440.00	3,000.00
Streets & Roads				
Salaries and Wages	26-290-010	105,000.00	115,000.00	220,000.00
Other Expenses	26-290-020	13,600.00	13,400.00	27,000.00
Electrical Division				
Salaries and Wages	26-300-010	30,770.00	25,230.00	56,000.00
Other Expenses	26-300-020	5,160.00	2,340.00	7,500.00
Solid Waste/Recycling				
Salaries and Wages	26-305-010	10,000.00	10,000.00	20,000.00
Other Expenses	26-305-020	300,000.00	250,000.00	550,000.00
Building & Grounds				
Salaries and Wages	26-310-010	44,000.00	55,000.00	99,000.00
Other Expenses	26-310-020	41,500.00	9,657.00	51,157.00
Beach & Boardwalk	26-310-303	0.00	0.00	0.00
Motor Vehicle Maintenance				
Salaries and Wages	26-315-010	64,000.00	30,000.00	94,000.00
Other Expenses	26-315-020	12,600.00	14,400.00	27,000.00
Dog Control	27-340-020	2,100.00	700.00	2,800.00
Recreation				
Salaries and Wages	28-370-010	43,000.00	32,000.00	75,000.00
Other Expenses	28-370-020	45,000.00	31,787.00	76,787.00
Beach Patrol				
Salaries and Wages	28-380-010	105,500.00	0.00	105,500.00
Other Expenses	28-380-020	5,000.00	24,250.00	29,250.00
Beach Control				
Salaries and Wages	28-381-010	0.00	20,000.00	20,000.00
Other Expenses	28-381-020	5,000.00	0.00	5,000.00
Celebration of Public Events	30-420-299	0.00	0.00	0.00
Utility Expenses				
Electricity	31-430-000	147,000.00	153,000.00	300,000.00
Telephone	31-440-000	15,000.00	35,000.00	50,000.00
Natural Gas	31-446-000	30,000.00	30,000.00	60,000.00
Gasoline	31-460-000	23,700.00	51,300.00	75,000.00
Terminal Leave	32-400-011	0.00	200,000.00	200,000.00
STATUTORY EXPENDITURES				
Contribution to:				
PERS of NJ	36-471-000	85,000.00	304,719.00	389,719.00
Social Security Sys (O.A.S.I.)	36-472-000	60,375.00	54,625.00	115,000.00
Unemployment	36-473-000	31,500.00	8,500.00	40,000.00
Consolidated P&FRS	36-474-000	2,000.00	19,861.00	21,861.00
Police & Firemens Retirement System NJ	36-475-000	400,000.00	1,363,369.00	1,763,369.00
Medicare Insurance	36-476-000	36,750.00	25,750.00	62,500.00
Defined Contribution Retirement Plan	36-480-000	2,100.00	(100.00)	2,000.00

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 62 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 63 OF 2013 - AUTHORIZE PD TO USE GOVDEALS, INC FOR DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Ventnor City Police Department is in possession of surplus property no longer needed for public use; and

WHEREAS the City of Ventnor is desirous of selling said surplus property; and

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

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Ventnor City Police Department.

- (2) The sale will be conducted online at the auction site govdeals.com
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9
- (4) A list of the surplus property to be sold can be found online at the auction site govdeals.com
- (5) The surplus property shall be sold in an "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (6) The City of Ventnor reserves the right to accept or reject any bid submitted.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No. 63 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 64 OF 2013 - FINAL CO, MONMOUTH AVE BULKHEAD IMPROVEMENTS

WHEREAS, the City of Ventnor did award a Contract known as "Monmouth Avenue Bulkhead Improvements" and did enter into a contract with channel marine construction for the amount of \$126,629.00; and

WHEREAS, during performance of the project, certain items were not required and are reflected in Change Order No. 1 & Final.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Monmouth Avenue Bulkhead Improvements" be amended from \$126,629.00 to \$119,209.00 for a net decrease of \$7,420.00.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No.64 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 65 OF 2013 - REFUND OF TAX OVERPAYMENTS

WHEREAS, the 2012 tax on Block 236, Lot 28 assessed to Alan & Rhonda Aronovitz and known as 7033 Ventnor Gardens Plaza, Ventnor, NJ was overpaid in the amount of \$336.52 due to a tax appeal; and

WHEREAS, Mr. & Mrs. Aronovitz have requested a refund in the amount of \$336.52 sent to them at the above address; and

WHEREAS, the 2012 tax on Block 121, Lot 25.01 assessed to UFM International, Inc and known as 26 N Portland Avenue, Ventnor, NJ was overpaid in the amount of \$1,907.24 due to a duplicate payment; and

WHEREAS, UFM International, Inc, PO Box 306, 306 Bala Ave, Bala Cynwyd, PA 19004 has requested a refund in the above amount sent to them.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Chief Financial Officer of the City of Ventnor City is authorized to issue refund checks as stated above.

BE IT FURTHER RESOLVED that the Chief Financial Officer and the Tax Collector of the City of Ventnor City are authorized to mark their books and records accordingly.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 65 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno and Kelly
Absent: Mayor Bagnell

RESOLUTION NO. 66 OF 2013 - CANCELLATION OF WATER/SEWER CHARGES

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

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

BLK	LOT	NAME	ADDRESS	AMOUNT	REASON
412	1 C1805	THOMAS QUINN	1805 EAST DRIVE	\$693.00	1
170	15	GINO FAUSTO	204 N PORTLAND AVE	\$317.86	2
62	3	PHILIP CROSS	19 S DERBY AVE	\$483.00	2
80	17	ELLEN UFBERG	4 S WYOMING AVE	\$693.00	3
122	13	JEFFREY KORSYN	1 N NEW HAVEN AVE	\$346.50	3
88	2	MICHAEL MARINO	5 N VASSAR SQUARE	\$288.75	4
188	18 CB	DIANNE BLOUGH	118 N MELBOURNE AVE	\$83.75	5
71	19	CONNIE HALPIN	6502 VENTNOR AVE	\$860.50	4
45	4	TSE INVESTMENT	23 S VASSAR SQUARE	\$621.00	4
74	16	6706-08 VENTNOR AVE	6706-08 VENTNOR AVE	\$693.00	3
275	24	THEODORE FELDENKREIS	7005 BALFOUR AVE	\$905.74	6
275	25	THEODORE FELDENKREIS	7007 BALFOUR AVE	\$905.50	6
168	8	WILLIAM ADVENA	205 N PORTLAND AVE	\$693.00	2
170	5.01	WILLIAM ADVENA	6409 MONMOUTH AVE	\$693.00	2
55	2	RAYMOND & KEN LLC	5305 ATLANTIC AVE	\$83.75	3
213	16.02	SANTINO VIOLA	310 N SOMERSET AVE	\$83.75	1
104	16	VICTORIA BEACH LLC	6 N VICTORIA AVE	\$83.75	3

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116	6	ALIA SAYEGH	6010 WINCHESTER AVE	\$25.03	1
233	22	DEBORAH CHERNOFF	208 N NEWARK AVE	\$203.09	2
56	2	5311 ATLANTIC AVE LLC	5309 ATLANTIC AVE	\$13,980.02	1

Reason Codes

- | | |
|----------------------|--------------------|
| 1. Erroneous Billing | 4. Demolition |
| 2. Meter Removed | 5. Separate meters |
| 3. Deconverted | 6. Fire property |

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

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

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 66 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 67 OF 2013 - AUTHORIZE GRANT AGREEMENT, NJDEP FOR 2013 GREEN COMMUNITIES

WHEREAS, the governing body of the City of Ventnor City desires to further the public interest by obtaining a grant from the State of New Jersey I the amount of approximately \$3,000 to fund the following project:

2013 Green Communities Grant
Community Forestry Management Plan

WHEREAS, Resolution No. 30 of 2013 authorized the application for such grant; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners authorizes the Mayor to execute a grant agreement with the State for a grant in an amount not less than #3,000 and not more than \$3,000 and any amendments thereto which do not increase the Grantee’s obligations.

BE IT FURTHER RESOLVED the City of Ventnor agrees to match \$3,000 of the Total Project Amount, in compliance with the match requirement of the agreement. The availability of the match for such purposes, whether cash, services or property is hereby certified. 50% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

BE IT FURTHER RESOLVED the Grantee agrees to comply with all applicable federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 67 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 68 OF 2013 - AWARD CONTRACT, EMERGENCY PLASTERING & PAINTING @ FIREHOUSE #1

WHEREAS, Resolution No. 30 of 2013 authorized a contract for emergency plastering and painting at the Fire House located at Winchester and New Haven Aves to Golden Hands LLC for \$6,300.00; and

WHEREAS, prior to commencing of this contract it was necessary to increase the scope of the work authorized under said contract; and

WHEREAS, Golden Hands, LLC proposed an added \$8,900 thus increasing their original contract to \$15,200; and

WHEREAS, the City Engineer again petitioned companies to perform said plastering and painting, including the additional emergency repairs; and

WHEREAS, the City Engineer received a quote of \$6,775 from Dolphin Construction to complete all emergency repairs; and

WHEREAS, it is recommended by the City Engineer to accept the proposal and award a contract to Dolphin Construction.

NOW, THERFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter rescinds the original contact awarded to Golden Hands LLC and herein awards the Contract for emergency plastering and painting at the Fire House located at Winchester and New Haven Aves to Dolphin Construction, 316 S. Cologne Ave., Egg Harbor City, NJ 08215 for their Total Amount of \$6,775.00)

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

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 68 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 69 OF 2013 - REFUND OF WATER/SEWER OVERPAYMENTS

WHEREAS, the 2012 water/sewer on Block 329, Lot 24 assessed to Jim Leach and known as 604 N Buffalo Avenue, Ventnor, NJ was overpaid in the amount of 203.08 due to the homeowner and the title company paying; and

WHEREAS, Mr. Leach has requested a refund sent to him at 638 Hyacinth Ct, Barefoot Bay, FL 32976; and

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WHEREAS, the 2011 water/sewer on Block 169, Lot 53 assessed to Ernest T & Tracy A Fox and known as 120 N Portland Avenue, Ventnor, NJ was paid at the tax sale by US Bank Custodian for Crestar Cap, LLC in the amount of \$782.70 and should not have been because of a bankruptcy case; and

WHEREAS, the 2011 water/sewer on Block 412, Lot 1 C20005 assessed to Kathleen Bakey and known as 2005 East Drive, Ventnor, NJ was paid at the tax sale US Bank Custodian for Crestar Cap, LLC in the amount of \$785.79 and should not have been because of a bankruptcy case; and

WHEREAS, US Bank Custodian for Crestar Cap, LLC, US Bank Corporate Trust Services, 2 Liberty Place, 50 S 16th Street, Philadelphia, PA 19102 has requested refunds of the above amounts sent to them.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Chief Financial Officer of the City of Ventnor City is authorized to issue refund checks as stated above.

BE IT FURTHER RESOLVED that the Tax Collector and the Chief Financial Officer of the City of Ventnor City are authorized to mark their books and records accordingly.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 69 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

RESOLUTION NO. 70 OF 2013 - AUTHORIZE WAIVING OF CONSTRUCTION PERMIT FEES FOR HABITAT FOR HUMANITY OF ATLANTIC COUNTY

WHEREAS, Habitat for Humanity of Atlantic County has begun rebuilding and repair efforts to help victims of Superstorm Sandy; and

WHEREAS, the Ventnor City Board of Commissioners wishes to aid the efforts of Habitat for Humanity of Atlantic County by waving all construction permit fees.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby authorizes the Construction Code Official to waive all construction permit fees for any rebuilding and repair efforts performed by Habitat for Humanity of Atlantic County.

Cmr Sarno moved, seconded by Cmr Kelly that Resolution No 70 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$4,833,187.56 and payrolls from 3-9-13 to 3-22-13 in the amount of \$457,978.63. from 3-23-13 to 4-5-13 in the amount of \$466,122.55 and from 4-6-13 to 4-19-13 in the amount of \$514,824.96 for approval.

Cmr Sarno moved, seconded by Cmr Kelly the bills & payrolls be approved.

Roll Call Vote: Yeas: Commissioners Sarno and Kelly

Absent: Mayor Bagnell

ANNOUNCEMENTS & REMARKS

Cmr Sarno announced the following:

A) JIF SAFETY COMMITTEE REPORT FOR APRIL 2013: THE SAFETY COMMITTEE MET ON APRIL 2ND. 3 INCIDENTS INVOLVING EMPLOYEES AND/OR RESIDENTS & VISITORS WERE REVIEW. THE 1ST INVOLVED A VISITOR WHO DROVE HIS VEHICLE DOWN THE BOARDWALK, DAMAGING A BENCH & RAILING. THE 2ND INVOLVED A CITY EMPLOYEE & THE OPERATION OF A CITY VEHICLE. THE 3RD INVOLVED A WORKERS COMP HAND INJURY TO A POLICE OFFICER WHILE PERFORMING A FIELD DRUG TEST. THE COMMITTEE ALSO REVIEWED & DISCUSSED OPEN CLAIMS, THE MOST RECENT ACMJIF SAFETY DIRECTORS BULLETIN & A "CHECKLIST" FOR THE 2013 SAFETY INCENTIVE PROGRAM.

B) SATURDAY, APRIL 27, 2013 – CLEAN OCEAN ACTION BEACH SWEEP (9AM TO 12:30PM@ NEWPORT AVE)

PUBLIC PORTION

DAVID BERMAN, 404 Berkshire asked if R.56 authorized the completion of the project started last year on Berkshire Dr. CMR. KELLY answered affirmatively. As to the problems with concrete work never corrected, CMR KELLY asked Mr. Berman to call her office in the morning and she would look into resolving it.

HERMENE SHAPIRO, 415 Berkshire thanked the Commission for cleaning the 300 blk Wissahickon Ave after she brought it to their attention at the 4.11.13 workshop meeting.

AL SHAPIRO, 415 Berkshire reported Capital Concrete did the work along Berkshire Dr. CMR KELLY assured him she would find out on whose behalf they were working.

LINDA KOLMAN, 3 N Baltimore asked if the Newport Ave playground would be completed? CMR KELLY responded that more equipment has been ordered and mulch will be put down, hopefully before end of May.

GABRIELLE PARENTI, 801 N Victoria referencing the complaint she voiced at last week's workshop regarding debris from bay washing up on her property, asked again if a permit was needed to install a fence. CODE OFFICIAL AGNESINO responded a permit is required for any fence 3' or higher. CMR KELLY reported that Public Works Supt Smith went to her property, the area of concern is wetlands and when Mr. Smith returns from the Recycling Conference, she will discuss with him what can be done.

GEORGEANN ROSS, 123 N Swarthmore asked for an explanation of the fee waiver for Habitat For Humanity. CODE OFFICIAL AGNESINO responded only Construction permit fees (\$50) were being waived. All other permits fees must be paid. MS ROSS voiced her concern that to be fair all residents should have these fees waived since everyone was struggling to repair their homes after the storm.

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MAUREEN RAFFERTY, 6401 Winchester addressed the Commission on problems she has encountered (curbs too low, gutters not paved, etc) since water/sewer/street work was done on her street. CMR KELLY assured MS RAFFERTY that she, along with the engineer and PW Supt would inspect the areas of concern on Friday.

TIM KREISCHER, 117 N Somerset, while applauding Habitat for Humanity for helping asked 1) what are the income limits to apply for help? (approx. \$55,000) & 2) what was reasoning behind waiving permit fees (since these residents will be getting free labor) when other residents who are also struggling to pay for repairs were required to pay for permits? CMR SARNO responded with the income criteria these are people who are less fortunate and really need the help. CMR KELLY, agreeing with Mr Kreischer, decided at the last minute to vote for it, with the assurance from Mr. Agnesino that only construction permit fees were being waived, since she did not wish to prevent anyone from getting back in their homes. MR KREISCHER concluded by voicing his opinion that under the circumstances, permit fees should have been waived for everyone.

MEETING ADJOURNED 6:53PM

There being no further business to conduct and no one further wishing to speak, Cmr Sarno moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on May 16, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MAYOR'S BUDGET STATEMENT

"I'm sure some of you might be here to talk about the 2013 Budget and taxes. We're not passing the budget this evening. We have applied to the state for municipal aid in the form of a relief. As a result of Superstorm Sandy this relief became available to us. We should hear sometime in June as to whether we received this aid or not. Once we receive that aid, money will be used from that to offset some of the tax increase. So once we receive the aid we will hopefully be able to reduce the taxes. Thank you for your cooperation in this".

MOTION TO APPROVE MINUTES

Mayor Bagnell moved, seconded by Cmr Kelly the Minutes of the 4-18-13 Regular Commission Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – DRAINAGE IMPROVEMENTS, FULTON AV, LAFAYETTE TO KINGSLEY & BERKSHIRE

Date of Bid Opening: May 9, 2013 @ 11:AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Arawak Paving Co Hammonton, NJ 08037	\$49,600.00 Bid Bond Attached
2. Easmunt Paving, Inc. Millville, NJ 08332	\$51,536.50 (Correct Amt. \$51,535.12) Bid Bond Attached
3. Landberg Construction Mays Landing, NJ 08330	\$61,012.08 Bid Bond Attached
4. A E Stone Egg Harbor Twp, NJ 08234	\$68,410.00 Bid Bond Attached

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report of Bid Opening be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-13

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING & REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-13 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-14

AN ORDINANCE AMENDING CHAPTER 81, (BOATING)
OF THE CODE OF THE CITY OF VENTNOR

Cmr Sarno moved, seconded by Cmr Kelly that Ordinance 2013-14 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-15

AN ORDINANCE AMENDING CHAPTER 44, (RESIDENCY POLICY)
OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-15 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-16

AN ORDINANCE AMENDING SECTION 214-32 (TIME LIMIT PARKING), 214-34 (ANGLE PARKING) & CHAPTER 241, ARTICLE XII (METER REGULATIONS) OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2013-16 be introduced.

Prior to the Roll Call being taken, CMR KELLY asked if the parking meters will remain (MAYOR BAGNELL responded yes) and stressed the importance of informing the public not to feed the meters, that once the 30 minutes is up, they cannot put more money in and get another 30 minutes. The Mayor responded that the meters will be set to allow only 30 minutes and will be marked as such and Parking Enforcement Officers will mark the tires. If you parked more than 30 minutes, you will be ticketed. CMR KELLY said she thinks it is worth trying as long as the public is informed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-08

ESTABLISHING 2013 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 Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-08 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno and Mayor Bagnell

No: Commissioner Kelly “giving someone a \$25000 increase in salary is not correct at this time”

MOTION TO RECEIVE THE 2012 AUDIT REPORT

Mayor Bagnell moved, seconded by Cmr Sarno the Audit Report be received and filed according to law.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

Commissioner Kelly thanked CFO Aboderin, adding when she took office there were so many comments by the auditor about the audit, but because of Toro’s diligent work now there are none.

NEW BUSINESS

CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolutions No. 71 thru 82 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 71 OF 2013 - COMMUNITY BUILDING DEPOSIT REFUND

WHEREAS, on February 25, 1999, the Ventnor City Board of Commissioners adopted Resolution No. 48 of 1999, which Resolution adopted the policy and fee schedule for use of the Community Building and other public premises owned by the City of Ventnor City; and

WHEREAS, under said Resolution, anyone applying for the use of the Community Building must pay a \$100.00 deposit along with the required fee, which deposit would be refunded after the building was inspected following such event and found to be left ins satisfactory condition; and

WHEREAS, the following persons paid the required \$100.00 deposit and are eligible to receive such refund.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is herein and hereby authorized to issue a refund check in the amount of \$100.00 to the following persons.

NAME & ADDRESS	DEPOSIT DATE	DATE USED	REFUND AMOUNT
Kathy Pignatore 7003 Ventnor Ave Ventnor, NJ 08406	3-25-13	4-21-13	\$100.00
Sunset Harbor Condo Assoc 236 N Derby Ave Ventnor, NJ 08406	4-4-13	4-28-13	\$100.00

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 71 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO.72 OF 2013 – COMMUNITY BUILDING RENTAL FEE & DEPOSIT REFUND

WHEREAS, on February 26, 2013, Brad Kaplan, 8 N Wyoming Ave., Ventnor, NJ paid the necessary fees (\$100.00 rental and \$100.00 deposit) and reserved the Ventnor Community Building for use on July 27, 2013; and

WHEREAS, Mr. Kaplan has informed the City that he will not be using the Community Building on that date and has requested a refund of the \$200.00 rental and deposit fees.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is hereby authorized to issue a refund check in the amount of \$200.00 to Brad Kaplan whose mailing address is 8 N Wyoming Ave., Ventnor, NJ 08406

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 72 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 73 OF 2013 - AUTHORIZE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the Ventnor City has determined to move forward with the EMEX Reverse Auction in order procure electricity for the Ventnor City; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the “Act”) authorizes the purchase of energy generation service for public use through the use of an online auction service; and

WHEREAS, the Ventnor City will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW, THEREFORE BE IT RESOLVED by the Ventnor City Board of Commissioners that it herein and hereby authorizes to purchase energy generation services for public use through the use of EMEX, LLC, an online auction service.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 73 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

May 16, 2013

RESOLUTION NO. 74 OF 2013 - RENEW INTERLOCAL AGREEMENT WITH ATL CO IMPROVEMENT AUTHORITY FOR ADMINISTRATION OF 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 additional three year terms in 2004, 2007 and 2010; and

WHEREAS, said agreement renewal expires June 29, 2013 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.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 74 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 75 OF 2013 - AUTHORIZE DEDICATION BY RIDER, TRUST ACCT FOR CDBG

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenue received by a municipality when the revenue is not subject to reasonable accurate estimate in advance; and

WHEREAS, NJSA 40A:50-29 allows municipalities to receive amounts for costs incurred for Community Development Block Grants; and

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider.

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

1. The Ventnor City Board of Commissioners hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for the Community Development Block Grants as per NJSA 40A: 4-39.
2. The municipal clerk of the City of Ventnor City is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 75 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 76 OF 2013 - AUTHORIZE RECYCLING TONNAGE GRANT APPLICATION

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 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 2013 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.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 76 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 77 OF 2013 - AWARD CONTRACT, ASBESTOS REMOVAL MAYOR'S SEC'Y OFFICE, CMR SARNO OFFICE & LEGION ROOM

WHEREAS, the City has a need for the removal of asbestos in the Mayor's Secretary's Office, a Commissioners Office and the American Legion Room; and

WHEREAS, the City Engineer received proposals from the following four (4) contractors;

Alpha Environmental, LLC	\$ 9,850.00
Abatecech	\$32,600.00
Gram-Tech Environmental	\$ 9,950.00
Shade Environmental	\$ 9,985.00

May 16, 2013

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Alpha Environmental, LLC.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for City Hall Asbestos Removal to Alpha Environmental, LLC, PO Box 8297, Trenton, NJ 08650 for their Total Amount Bid of \$9,850.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 77 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 78 OF 2013 – AWARD CONTRACT, ASBESTOS REMOVAL FIRE CAPT OFFICE & FIREMAN’S DORM

WHEREAS, the City has a need for the removal of asbestos in the Fire Captain’s office and the Firemen’s Dorm; and

WHEREAS, the City Engineer received proposals from the following four (4) contractors;

Alpha Environmental, LLC	\$ 6,500.00
Abatecech	\$15,500.00
Gram-Tech Environmental	\$ 6,650.00
Shade Environmental	\$ 6,412.00

WHEREAS, it is the recommendation of the City Engineer to accept the proposal and to award a contract to Shade Environmental.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for Fire House #1 Asbestos Removal to Shade Environmental, 623 Cutler Ave., Maple Shade, NJ 08052 for their Total Amount Bid of \$6,412.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 78 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 79 OF 2013 – AMEND 2013 TEMPORARY BUDGET

CURRENT FUND

GENERAL GOVERNMENT FUNCTIONS	FCOA	2013 Temporary Budget	Amended Amount	Amended Temporary Budget
City Administrator				
Salaries and Wages	20-100-010	31,958.00	6,392.00	38,350.00
Mayor's Office				
Salaries and Wages	20-110-010	30,000.00	1,482.00	31,482.00
Other Expenses	20-110-020	6,000.00	0.00	6,000.00
Finance Commissioner				
Salaries and Wages	20-112-010	5,000.00	0.00	5,000.00
Other Expenses	20-112-020	0.00	0.00	0.00
Public Works Commissioner				
Salaries and Wages	20-114-010	5,000.00	0.00	5,000.00
Other Expenses	20-114-020	0.00	0.00	0.00
City Clerk				
Salaries and Wages	20-120-010	39,000.00	3,024.00	42,024.00
Other Expenses	20-120-020	14,000.00	0.00	14,000.00
Revision/Codification of Ordinances	20-120-300	2,300.00	1,700.00	4,000.00
Election Expenses	20-120-400	2,200.00	0.00	2,200.00
Financial Management				
Salaries and Wages	20-130-010	117,565.00	23,513.00	141,078.00
Other Expenses	20-130-020	23,500.00	0.00	23,500.00
Auditing Fees	20-131-020	30,000.00	24,400.00	54,400.00
Information Technology				
Salaries and Wages	20-140-010	31,000.00	0.00	31,000.00
Other Expenses	20-140-020	20,000.00	0.00	20,000.00
Collection of Taxes				
Salaries and Wages	20-145-010	40,000.00	2,024.00	42,024.00
Other Expenses	20-145-020	7,000.00	0.00	7,000.00
Assessment of Taxes				
Salaries and Wages	20-150-010	35,000.00	0.00	35,000.00
Other Expenses	20-150-020	6,500.00	0.00	6,500.00
Legal Services Costs				
Salaries and Wages	20-155-010	0.00	0.00	0.00
Other Expenses	20-155-020	100,000.00	15,000.00	115,000.00
City Engineer				

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Salaries and Wages	20-165-010	0.00	0.00	0.00
Other Expenses	20-165-020	20,000.00	0.00	20,000.00
Planning Board				
Salaries and Wages	20-180-010	1,100.00	150.00	1,250.00
Other Expenses	20-180-020	5,000.00	1,500.00	6,500.00
Zoning Commission				
Salaries and Wages	21-185-010	1,250.00	250.00	1,500.00
Other Expenses	21-185-020	7,500.00	2,500.00	10,000.00
Construction Code				
Salaries and Wages	22-195-010	120,000.00	23,078.50	143,078.50
Other Expenses	22-195-020	3,000.00	3,000.00	6,000.00
Housing Code				
Salaries and Wages	22-196-010	27,000.00	0.00	27,000.00
Other Expenses	22-196-020	3,000.00	0.00	3,000.00
Electrical & Plumbing Inspections				
Salaries and Wages	22-197-010	7,000.00	0.00	7,000.00
Other Expenses	22-197-020	0.00	0.00	0.00
Borough of Longport-UCC				
Salaries & Wages	22-198-010	15,000.00	9,000.00	24,000.00
Other Expense	22-198-020	3,000.00	0.00	3,000.00
INSURANCE				
Other Insurance Premiums	23-211-000	66,000.00	4,000.00	70,000.00
Worker Compensation Insurance	23-215-000	417,889.00	0.00	417,889.00
Health Insurance	23-220-000	1,260,583.00	689,417.00	1,950,000.00
Health Insurance Waiver	23-221-000	46,812.00	42,916.00	89,728.00
Police				
Salaries and Wages	25-240-010	1,979,270.00	0.00	1,979,270.00
Other Expenses	25-240-020	121,455.00	28,545.00	150,000.00
Radio & Communication				
Salaries and Wages	25-250-010	241,000.00	2,139.50	243,139.50
Other Expenses	25-250-020	16,000.00	0.00	16,000.00
Office of Emergency Management				
Salaries and Wages	25-252-010	42,000.00	10,048.50	52,048.50
Other Expenses	25-252-020	6,000.00	0.00	6,000.00
Fire Department				
Salaries and Wages	25-255-010	2,000,000.00	15,262.00	2,015,262.00
Other Expenses	25-255-020	72,000.00	0.00	72,000.00
Uniform Fire Safety				
Other Expenses	25-265-020	3,000.00	0.00	3,000.00
Streets & Roads				
Salaries and Wages	26-290-010	220,000.00	33,344.00	253,344.00
Other Expenses	26-290-020	27,000.00	13,000.00	40,000.00
Electrical Division				
Salaries and Wages	26-300-010	56,000.00	0.00	56,000.00
Other Expenses	26-300-020	7,500.00	0.00	7,500.00
Solid Waste/Recycling				
Salaries and Wages	26-305-010	20,000.00	5,864.50	25,864.50
Other Expenses	26-305-020	550,000.00	0.00	550,000.00
Building & Grounds				
Salaries and Wages	26-310-010	99,000.00	7,401.00	106,401.00
Other Expenses	26-310-020	51,157.00	31,350.00	82,507.00
Beach & Boardwalk	26-310-303	0.00	0.00	0.00
Motor Vehicle Maintenance				
Salaries and Wages	26-315-010	94,000.00	47,068.50	141,068.50
Other Expenses	26-315-020	27,000.00	3,000.00	30,000.00
Dog Control	27-340-020	2,800.00	5,600.00	8,400.00
Recreation				
Salaries and Wages	28-370-010	75,000.00	25,387.50	100,387.50
Other Expenses	28-370-020	76,787.00	0.00	76,787.00
Beach Patrol				
Salaries and Wages	28-380-010	105,500.00	0.00	105,500.00
Other Expenses	28-380-020	29,250.00	0.00	29,250.00
Beach Control				
Salaries and Wages	28-381-010	20,000.00	0.00	20,000.00
Other Expenses	28-381-020	5,000.00	0.00	5,000.00

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Celebration of Public Events	30-420-299	0.00	0.00	0.00
Utility Expenses				
Electricity	31-430-000	300,000.00	0.00	300,000.00
Telephone	31-440-000	50,000.00	0.00	50,000.00
Natural Gas	31-446-000	60,000.00	0.00	60,000.00
Gasoline	31-460-000	75,000.00	19,500.00	94,500.00
Terminal Leave	32-400-011	200,000.00	40,000.00	240,000.00
STATUTORY EXPENDITURES				
Contribution to:				
Public Employees Retirement System of NJ	36-471-000	389,719.00	0.00	389,719.00
Social Security System (O.A.S.I.)	36-472-000	115,000.00	35,000.00	150,000.00
Unemployment	36-473-000	40,000.00	0.00	40,000.00
Consolidated P&FRS	36-474-000	21,861.00	0.00	21,861.00
Police & Firemens Retirement System NJ	36-475-000	1,763,369.00	0.00	1,763,369.00
Medicare Insurance	36-476-000	62,500.00	7,500.00	70,000.00
Lifeguard Pension Fund	36-477-000	0.00	0.00	0.00
Defined Contribution Retirement Plan	36-480-000	2,000.00	(1,000.00)	1,000.00
Municipal Court				
Salaries and Wages	43-490-010	70,000.00	8,148.00	78,148.00
Other Expenses	43-490-020	10,850.00	0.00	10,850.00
Prosecutor				
Salaries and Wages	43-492-010	15,500.00	0.00	15,500.00
Public Defender				
Salaries and Wages	43-495-010	4,400.00	0.00	4,400.00
MUNICIPAL DEBT SERVICE				
Bond Principal - General	45-920-000	1,505,000.00	0.00	1,505,000.00
Bonds Interest - General	45-930-000	379,489.00	0.00	379,489.00
Special Emergency Bonds		45,000.00	0.00	45,000.00
Green Trust Loan	45-940-000	31,091.00	0.00	31,091.00
Bond Principal - School	48-920-000	1,070,000.00	0.00	1,070,000.00
Bond Interest - School	48-930-000	395,839.00	0.00	395,839.00
Interest on BAN	45-935-000	32,300.00	0.00	32,300.00
			\$15,135,794.00	\$ 1,190,505.00
				\$ 16,326,299.00

WATER/SEWER UTILITY FUND

GENERAL GOVERNMENT FUNCTIONS	FCOA	2013 Temporary Budget	Amended Amount	Amended Temporary Budget
Operating				
Salaries and Wages	55-501-010	\$525,000.00	\$74,165.50	599,165.50
Other Expenses	55-502-020	\$613,000.00	\$87,000.00	700,000.00
ACUA Sewer Shared Costs	55-502-300	\$800,000.00	\$0.00	800,000.00
STATUTORY EXPENDITURES				
Contribution to:				
Unemployment	55-542-000	750.00	\$0.00	750.00
Social Security System (O.A.S.I.)	55-541-000	40,000.00	\$1,750.00	41,750.00
Defined Contribution Retirement Plan	55-543-000	1,500.00	\$1,000.00	2,500.00
CAPITAL IMPROVEMENTS				
Capital Improvement Fund	55-512-000	0.00	\$0.00	0.00
MUNICIPAL DEBT SERVICE				
Bond Principal	55-520-000	590,000.00	\$0.00	590,000.00
Interest on Notes	55-522-000	43,700.00	\$0.00	43,700.00
Interest on Bonds	55-523-000	428,658.00	\$0.00	428,658.00
			\$3,042,608.00	\$163,915.50
				\$3,206,523.50

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 79 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 80 OF 2013 - CO #1, DRAINAGE IMPROVEMENTS BUFFALO & WINCHESTER

WHEREAS, the City of Ventnor did award a Contract known as "Drainage Improvements, Buffalo & Winchester Ave" and did enter into a contract with West Bay Construction for the amount of \$88,700.00; and

WHEREAS, during performance of the project, certain additional work was required and are reflected in Change Order No. 1 & Final.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Drainage Improvements, Buffalo & Winchester Ave" be amended from \$88,700.00 to \$103,110.00 for a net increase of \$14,410.00.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 80 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 81 OF 2013 - AWARD CONTRACT, DRAINAGE IMPROVEMENTS, FULTON AV, LAFAYETTE TO KINGSLEY & BERKSHIRE

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Thursday, May 9, 2013, at 11:00 AM, four (4) bids for the "DRAINAGE FULTON AVE, LAFAYETTE TO KINGSLEY & BERKSHIRE"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the DRAINAGE FULTON AVE, LAFAYETTE TO KINGSLEY & BERKSHIRE to Arawak Paving, 7503 Weymouth Rd., Hammonton, NJ 08037 for their Total Amount Bid of \$49,600.00.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No. 81 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 82 OF 2013 – CANCEL R.120-12, EMERGENCY FUNDS NOT NEEDED, FUNDS AVAILABLE IN 2012 BUDGET

WHEREAS, by Resolution No. 120 of 2012, adopted September 20, 2012, the City of Ventnor City authorized the creation of an emergency appropriation in the amount of \$52,465.00 for the purpose of demolishing the property known as 1 S Nashville Avenue in the City of Ventnor City; and

WHEREAS, subsequent to the adoption of said Resolution funds became available within the 2012 Municipal budget to satisfy said \$52,465.00 expense; and

WHEREAS, the Ventnor City Board of Commissioners wishes to cancel Resolution No. 120 of 2012 since it is not necessary to include such emergency appropriation in the 2013 Municipal budget.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it herein cancels Resolution No. 120 of 2012.

BE IT FURTHER RESOLVED that the Chief Financial Officer is herein and hereby directed to file two certified copies of this resolution with the Director of Local Government Services.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No.82 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$4,588,515.20 and payrolls from 4-20-13 to 5-3-13 in the amount of \$473,823.78 and from 5-4-13 to 5-17-13 in the amount of \$470,595.22 for approval.

Mayor Bagnell moved, seconded by Cmr Kelly the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL read the following JIF Safety Committee for May 2013:

THE SAFETY COMMITTEE MET ON MAY 7TH. ALL DEPARTMENTS WERE REPRESENTED. 5 INCIDENTS WERE REVIEWED: 3 FALL DOWNS (1 DIVERTED TO COUNTY, 1 ON BOARDWALK THAT WAS REMEDIATED IMMEDIATELY & 1 WHERE ALCOHOL WAS A SUSPECTED CONTRIBUTOR); 1 CHAIN REACTION AUTO INCIDENT INVOLVING 3 VEHICLES (NO INJURIES) & 1 DAMAGED FENCE POSSIBLY HIT BY A CREW TRAILER. REGIONAL TRAINING SESSIONS WERE DISCUSSED & PD. HANDED IN JOB SITE OBSERVATIONS. OPEN CLAIMS REPORT & SAFETY DIRECTORS BULLETIN FOR 101 DAYS OF SUMMER WERE REVIEWED. SAFETY WEB BASED TRAINING WAS MENTIONED FOR CONVENIENCE OF SAFETY TRAINING WITHOUT TRAVELING. THE ANNUAL PLANNING RETREAT WILL BE OCT 9 & 10. ALL ELECTED OFFICIALS & SAFETY COMMITTEE MEMBERS MAY ATTEND. THIS COUNTS AS PARTICIPATION IN THE 2013 SAFETY INCENTIVE PROGRAM.

PUBLIC PORTION

LINDA GREENSPAN owner of A Touch of Panache (6419 Ventnor) , representing the business owners of the 6400, 6500 and 6600 Block of Ventnor Ave presented a petition with approximately 20 signatures, requesting the Commission consider parking to be 2 hour limit except in high traffic areas like Marcacci Market and Delaware Market where it could be 15 minutes.

LINDA KAPLAN, 12 N Wissahickon asked the following questions: 1. What is procedure for amending the budget? CFO ABODERIN explained the State's criteria but added that we are not amending the budget presently. If aid is received, it will most likely require another public hearing on the amendment prior to adoption. 2. Does Mr. Sabatini receive a flat salary and why was it necessary to hire another engineer to design the City Hall HVAC System? CFO Aboderin answered that Mr. Sabatini gets a flat annual salary. MR. SABATINI explained the design of the City Hall HVAC system is outside the scope of his work so it was advertised in the AC Press, 3bids were received with Remington, Vernick being the low bidder at \$89,900. 3. What is the Pier Master's salary and how long has she been the Pier Master? The Pier Master has been here approximately 3 yrs. and she received \$10/hr. 4. What is the update on the baby pigeons that were removed from the pier. POLICE CAPT BIAGI reported the situation was investigated by the SPCA and case is closed. The pigeons are at the pier – they were either put back on the pier or were never removed. 5. What is the monthly electric bill for the temporary City Hall heating system? CFO ABODERN reported that it is approximately \$17,000/mo.

SONNY LOADENTHAL, 13 S Baton Rouge referring to the Auto fest held last year, asked: 1. was an entrance fee changed? 2. Was Ventnor reimbursed for the \$1,900 in overtime to Police? 3. Why do you spend so much money so freely? MAYOR BAGNELL reported the Auto Fest was run by the Tourism Board, a Board created by the City as a separate entity. All

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sponsorship was done directly between the sponsors and “sponsoree”. They took out a special Events permit as anyone else would and the police overtime was the same as any other special event. The Mayor explained that the overtime was only \$1,900 and the merchants in the area did quite well.

CHARLES CIANCI, 228 N Somerset asked why hire an engineer if the work is out of his scope? The Mayor explained the 42 yr old boilers were damaged during the storm and it was necessary to remove them so structural engineers could evaluate the amount of structural damage to the building. This, along with new FEMA regulations mandating that the new system cannot be placed back in the basement necessitated the hiring of an engineer to design a new system. We do not know how much it will cost but expect most to be paid by insurance. ENGINEER SABATINI added that the cost could be close to \$1M and explained that he is a civil engineer, not a mechanical engineer.

GEORGEANN ROSS, 123 N Swarthmore asked the following: 1. Since Mr. Sabatini is a civil engineer, if a job requires another type of engineer will someone else need to be hired. Engineer responded yes. 2. Is the 5.4-cent tax increase within the 2% CAP? CFO ABODERIN responded yes. 3. Who will be supplying Ventnor’s electricity? The CFO responded at the on-line auction energy companies bid on our electric usage. Hudson Electric was the lowest 2 yr bid @ 9 cents. (Atlantic City Electric presently bills at 11 cents)

LEE SIROTA, 14 N Wyoming read a letter to the editor she wrote to the Press and Downbeach Current in November 2012 entitled “Don’t use Sandy as an excuse to raise taxes” and reiterated the need to give a break on taxes and try to save money.

CASSANDRA SHOBER, 210 N Newark reported county taxes are up 11.6%, flood insurance rates are going up and water/sewer has increased. She asked the Commission what is being done, i.e. where are cuts, changes and saving in the budget.

KATHY MORRIS, 114 N Wissahickon asked what the total tax increase would be. Since the County tax figure is not yet known, her question could not be answered.

HANNAH KARR, 106 N Wissahickon asked for the items that are included under “Other Expenses” in the budget. CFO ABODERIN explained that the budget form does not allow for itemization under “Other Expenses” but invited Ms Karr to her office for a printout of expenditures.

MEETING ADJOURNED 6:00PM

There being no further business to conduct and no one further wishing to speak, Cmr Sarno moved, seconded by Mayor Bagnell the meeting be adjourned. So ordered.

The special meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on May 31, 2013 at 9:00 AM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

Mayor Bagnell announced, "This special meeting of the Ventnor City Board of Commissioners is being held for the express purpose to adopt the local government collateral security resolution to accompany Ventnor City's community disaster loan application. Notice of this meeting was sent to the Press, Downbeach Current and posted on the City Hall bulletin board and official website as required by law.

RESOLUTION NO. 83 OF 2013 - AUTHORIZING LOCAL GOVERNMENT COLLATERAL SECURITY RESOLUTION TO ACCOMPANY VENTNOR CITY'S COMMUNITY DISASTER LOAN APPLICATION.

BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that we pledge the following listed collateral security to the Federal Emergency Management Agency (FEMA) on the Promissory Note for a Community Disaster Loan for \$5,000,000.00 executed on the thirty first day of May, 2013 pursuant to Section 417 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 93-288, as amended, and FEMA Regulation, 44 CFR 206, Subpart K. We further understand that failure to repay any outstanding principal and related interest on those portions of the loan which do not qualify for loan cancellation as determined by FEMA or any successor agency will result in forfeiture of as much as the listed collateral security as is necessary to collect such outstanding principal and interest.

The promissory note is payable from and secured by a pledge of the City of Ventnor City's revenues for each fiscal year while any of the loan is outstanding, after a provision has been made for the payments required in connection with any outstanding indebtedness of the City of Ventnor City.

Cmr Sarno moved, seconded by Mayor Bagnell, that Resolution No. 83 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

MEETING ADJOURNED 9:05 AM

There being no further business to conduct, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The special meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on June 13, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

Mayor Bagnell announced, "This special meeting of the Ventnor City Board of Commissioners is being held for the express purpose to adopt the Resolution to amend the 2013 Municipal Budget. Notice of this meeting was sent to the Press, Downbeach Current and posted on the City Hall bulletin board and official website as required by law.

RESOLUTION NO. 84 OF 2013 – AMENDING 2013 MUNICIPAL BUDGET

The City Clerk read Resolution No. 84 of 2013 by title, announcing this amendment will be published in the Press Legals on Monday, June 17, 2013 and the Public Hearing will be held at the Regular Commission Meeting of June 20, 2013.

WHEREAS, the local municipal budget for the year 2013 was approved on the 14th day of March, 2013 and
WHEREAS, the public hearing on said budget has been held as advertised, and
WHEREAS, it is desired to amend said approved budget, now
THEREFORE BE IT RESOLVED, by the City Commissioners of the City of Ventnor City, County of Atlantic that the following amendments to the approved budget of 2013 be made:

	<u>From</u>	<u>TO</u>
Current Fund		
Anticipated Revenues		
1. Surplus Anticipated	1,200,000	700,000
3. Miscellaneous Revenue - Section F: Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Public and Private Revenues offset with Appropriations		
Recycling Tonnage Grant	0	20,300
DWI	0	381
State Cooperative Housing	0	1,445
Comcast Technology Grant	0	45,000
Clean Communities	0	29,479
Green Communities	0	3,000
Total Section F: Public and Private Revenues offset with Appropriations	<u>60,000</u>	<u>159,605</u>
3. Miscellaneous Revenue - Section F: Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Other Special Items		
FEMA Loan	0	1,465,000
Total Section G: Other Special Items	<u>1,328,814</u>	<u>2,793,814</u>
Total Miscellaneous Revenues	<u>4,060,126</u>	<u>5,624,731</u>
5. Subtotal General Revenues (Items 1,2,3 and 4)	7,260,126	8,324,731
6. Amount to be Raised by Taxes for Support of Municipal Budget		
a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	20,651,914	19,820,350
Total Amount to be Raised by Taxes for Support of Municipal Budget	22,117,753	21,286,189
7. Total General Revenues	<u>29,377,879</u>	<u>29,610,920</u>
8. General Appropriations		
(A) Operations - within "CAPS"		
Police		
Other Expenses	204,700	277,700
Beach Patrol		
Other Expenses	31,262	40,262
Buildings and Grounds		
Other Expenses	122,750	222,750
Total Operations - Within "CAPS"	18,915,155	19,097,155
Detail:		
Other Expenses	6,883,978	7,065,978
Deferred Charge and Statutory Expenditures		
Police and Firemen's Retirement System	1,762,369	1,763,369
Unemployment	65,400	64,400
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	21,571,282	21,753,282
(A) Operations Excluded from "CAPS"		
Public and Private Programs Offset by Revenues		
Recycling Tonnage Grant	0	20,300
DWI	0	381
State Cooperative Housing	0	1,445
Comcast Technology Grant	0	45,000
Clean Communities	0	29,479
Green Communities	0	3,000
Total Public and Private Programs Offset by Revenue	<u>132,000</u>	<u>231,605</u>
Total Operations - Excluded from "CAPS"	<u>171,000</u>	<u>270,605</u>
Detail:		
Other Expenses	17,000	116,605
(O) Total General Appropriation - Excluded from "CAPS"	<u>4,879,720</u>	<u>4,979,325</u>
(L) Subtotal General Appropriations	<u>26,451,002</u>	<u>26,732,607</u>
(M) Reserve for Uncollected Taxes	2,926,877	2,878,313
9. Total General Appropriations	<u>29,377,879</u>	<u>29,610,920</u>

BE IT FURTHER RESOLVED, that this resolution be advertised in THE PRESS in the issue of June 17, 2013 and that said advertising include notice of a public hearing on the budget amendment to be held in City Hall on June 20, 2013 at 5:30pm.

Mayor Bagnell moved, seconded by Cmr Kelly, that Resolution No. 84 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

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MEETING ADJOURNED 5:32 PM

There being no further business to conduct, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on June 20, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Mayor Bagnell moved, seconded by Cmr Kelly the Minutes of the 5-16-13 Regular and 5-31-13 & 6-13-13 Special Commission Meetings be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-14

AN ORDINANCE AMENDING CHAPTER 81, (BOATING)
OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-15

AN ORDINANCE AMENDING CHAPTER 44, (RESIDENCY POLICY)
OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEAIRNG) OF ORDINANCE 2013-16

AN ORDINANCE AMENDING SECTION 214-32 (TIME LIMIT PARKING), 214-34 (ANGLE PARKING) &
CHAPTER 241, ARTICLE XII (METER REGULATIONS) OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

PUBLIC HEARING – AMENDMENT TO 2013 MUNICIPAL BUDGET

Mayor Bagnell announced the public hearing was open.

There being no one wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REINTRODUCTION OF ORDINANCE 2013-13

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING &
REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-13 be reintroduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-14

AN ORDINANCE AMENDING CHAPTER 81, (BOATING)
OF THE CODE OF THE CITY OF VENTNOR

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-14 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-15

AN ORDINANCE AMENDING CHAPTER 44, (RESIDENCY POLICY)
OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-15 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-16

AN ORDINANCE AMENDING SECTION 214-32 (TIME LIMIT PARKING), 214-34 (ANGLE PARKING) &
CHAPTER 241, ARTICLE XII (METER REGULATIONS) OF THE CODE OF THE CITY OF VENTNOR

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2013-16 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ADOPTION OF 2013 MUNICIPAL BUDGET

The 2013 Municipal Budget as introduced on March 14, 2013 and amended on June 13, 2013 appears on the following pages.

2013 MUNICIPAL BUDGET

Municipal Budget of the City of Ventnor City County of Atlantic for the Fiscal Year 2013.

It is hereby certified the Budget and Capital Budget annexed hereto and hereby made a part hereof is a true copy of the Budget and Capital Budget approved by resolution of the Governing Body on the

14th day of March, 2013
and that public advertisement will be made in accordance with the provisions of N.J.S. 40A:4-6 and N.J.A.C. 5:30-4.4(d).

Certified by me, this 14th day of March, 2013

Janice K. Callaghan

Clerk
6201 Atlantic Avenue

Address
Ventnor, NJ 08406

Address
609-823-7900

Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, and the total of anticipated revenues equals the total of appropriations.

Certified by me, this 14th day of March, 2013

Kenneth Moore, CPA

Registered Municipal Accountant
Mays Landing NJ 08330

Address

PO Box 548

Address
609-625-0999

Phone Number

It is hereby certified that the approved Budget annexed hereto and hereby made a part is an exact copy of the original of file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof, the total of anticipated revenues equals the total of appropriations and the budget is in full compliance with the Local Budget Law, N.J.S. 40A:4-1 et seq.

Certified by me, this 14th day of March, 2013



Adetoro Aboderin
Chief Financial Officer

DO NOT USE THESE SPACES

CERTIFICATION OF ADOPTED BUDGET

(Do not advertise this Certification form)

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the amount to be raised by taxation for local purposes has been compared with the approved Budget previously certified by me and any changes required as a condition to such approval have been made. The adopted budget is certified with respect to the foregoing only.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2013

By: _____

It is hereby certified that the Approved Budget made part hereof complies with the requirements of law, and approval is given pursuant to N.J.S. 40A:4-79.

STATE OF NEW JERSEY
Department of Community Affairs
Director of the Division of Local Government Services

Dated: _____ 2013

By: _____

COMMENTS OR CHANGES REQUIRED AS A CONDITION OF CERTIFICATION OF DIRECTOR OF LOCAL GOVERNMENT SERVICES

The changes or comments which follow must be considered in connection with further action on this budget.

_____ City _____ of _____ Ventnor City _____, County of _____ Atlantic _____

...

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the City of Ventnor City, County of Atlantic for the Fiscal Year 2013

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2013 ;

Be it Further Resolved, that said Budget be published in the THE PRESS

in the issue of April 04, 2013

The Governing Body of the City of Ventnor City does hereby approve the following as the Budget for the year 2013 :

RECORDED VOTE (INSERT LAST NAME)

Ayes: Sarno, Kelly, Bagnell; Nays: No one; Abstained: No one; Absent: No one

Notice is hereby given that the Budget and Tax Resolution was approved by the Commission of the City of Ventnor City, County of Atlantic, on March 14, 2013, 2013

A Hearing on the Budget and Tax Resolution will be held at City Hall April 18, 2013 at

7:00 o'clock (A.M./P.M.) at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers or other interested persons.

EXPLANATORY STATEMENT

SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET

	YEAR 2013	
General Appropriations For:(Reference to item and sheet number should be omitted in advertised budget)	XXXXXXXXXXXXXXXXXX	XX
1. Appropriations within "CAPS"-	XXXXXXXXXXXXXXXXXX	XX
(a) Municipal Purposes {(item H-1, Sheet 19)(N.J.S. 40A:4-45.2)}	21,753,282	00
2. Appropriations excluded from "CAPS"	XXXXXXXXXXXXXXXXXX	XX
(a) Municipal Purposes {item H-2, Sheet 28}(N.J.S. 40A:4-45.3 as amended)}	3,513,486	00
(b) Local District School Purposes in Municipal Budget(item K, Sheet 29)	1,465,839	00
Total General Appropriations excluded from "CAPS"(item O, sheet 29)	4,979,325	00
3. Reserve for Uncollected Taxes (item M, Sheet 29) Based on Estimated 94.16% Percent of Tax Collections	2,878,313	00
4 Total General Appropriations (item 9, Sheet 29)	29,610,920	00
5. Less: Anticipated Revenues Other Than Current Property Tax (item 5, Sheet 11) (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)	8,324,731	00
6. Difference: Amount to be Raised by Taxes for Support of Municipal Budget (as follows)	XXXXXXXXXXXXXXXXXX	XX
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes (item 6(a), Sheet 11)	19,820,350	00
(b) Addition to Local District School Tax (item 6(b), Sheet 11)	1,465,839	00

EXPLANATORY STATEMENT - (Continued)
SUMMARY OF 2012 APPROPRIATIONS EXPENDED AND CANCELED

	General Budget		Water Utility		Water and Sewer Utility		Utility	
Budget Appropriations - Adopted Budget	26,879,256	00			5,262,185			
Budget Appropriation Added by N.J.S 40A:4-87	191,494	00						
Emergency Appropriations	3,000,000	00						
Total Appropriations	30,070,750	00	0	00	5,262,185	00		
Expenditures								
Paid or Charged (Including Reserve for Uncollected Taxes)	29,586,346	00			5,074,882			
Reserved	456,598	00			185,249			
Unexpended Balances Canceled	27,806	00			2,054			
Total Expenditures and Unexpended Balances Cancelled	30,070,750	00	0	00	5,262,185	00		
Overexpenditures*	0	00	0	00	0	00		

Explanations of Appropriations for
"Other Expenses"

The amounts appropriated under the title of "Other Expenses" are for operating costs other than "Salaries & Wages."

Some of the items included in "Other Expenses" are:

Materials, supplies and non-bondable equipment;

Repairs and maintenance of buildings, equipment, roads, etc.,

Contractual services for garbage and trash removal, fire hydrant service, aid to volunteer fire companies, etc;

Printing and advertising, utility services, insurance and many other items essential to the services rendered by municipal government.

*See Budget Appropriation items so marked to the right of column Expended 2012 Reserved.

EXPLANATORY STATEMENT - (Continued)

BUDGET MESSAGE

RECAP OF GROUP INSURANCE APPROPRIATION

Following is a recap of the City's Employee Group Insurance

Estimated Group Insurance Costs - 2013	\$ 2,691,166.00
--	-----------------

Estimated Amounts to be Contributed by Employees:

Contribution from all eligible emp.	<u>170,000.00</u>	<u>170,000.00</u>
-------------------------------------	-------------------	-------------------

Budgeted Group Insurance on Sheet 15e	<u>2,521,166.00</u>
---------------------------------------	---------------------

Budgeted Group Insurance on Sheet 20	<u><u>-</u></u>
--------------------------------------	-----------------

Instead of receiving Health Benefits, 22 City employees have elected an opt-out for 2013. This opt-out amount is budgeted separately on Sheet 13

Health Benefits Waiver	
Salaries and Wages	<u>\$ 112,349.00</u>

EXPLANATORY STATEMENT - (Continued)

BUDGET MESSAGE

APPROPRIATIONS "CAPS"

Chapter 89, Laws of 1990 extended and made sweeping changes to the Local "CAPS" Law. This law restricts the amount of expenditures the municipality may appropriate in a given budget year.

The actual calculations are somewhat complex, but in general it works as follows. Starting with the figure in the 2012 Budget for Total General Appropriations, various 2012 Budget figures are subtracted. The result of this gives you the 2013 CAPS base. The "CAPS" base is then multiplied by the allowable rate to determine the increase over the 2012 Budget amount.

In addition to the increase above, other increases to the "CAPS" are allowed. Examples would be: increases in valuations due to new construction or improvements, and increases in service fees, to mention a few.

The "CAPS" may also be exceeded if approved by a referendum which is a vote by the general public to increase above the allowable "CAPS" for that year.

After the "CAPS" has been determined there are also many exceptions to the "CAPS" which are appropriations that will be outside of the "CAPS". Some of these exceptions are as follows:

- State and Federal programs off-set by Revenues Reserve for uncollected taxes
- Debt service
- Capital improvements

The actual "CAPS" for municipalities will be reviewed and approved by the Division of Local Government Services in the State Department of Community Affairs. The "CAPS" for this budget was calculated as follows:

(CONTINUED ON FOLLOWING PAGE)

NOTE:

Sheet 3b

MANDATORY MINIMUM BUDGET MESSAGE MUST INCLUDE A SUMMARY OF:

1. HOW THE "CAP" WAS CALCULATED. (Explain in words what the "CAPS" mean and show the figures.)
2. A SUMMARY BY FUNCTION OF THE APPROPRIATIONS THAT ARE SPREAD AMONG MORE THAN ONE OFFICIAL LINE ITEM (e.g. if Police S&W appears in the regular section and also under "Operations Excluded from "CAPS" section, combine the figures for purposes of citizen understanding.)

EXPLANATORY STATEMENT - (Continued)

BUDGET MESSAGE

"CAPS" CALCULATION				
Total General Appropriations for 2012	\$ 27,070,750.00			
Cap Base Adjustment	-	<u>Inside CAPS</u>	<u>Outside CAPS</u>	<u>Total</u>
	27,070,750.00			
Exceptions Less:				
Other Operations	-			
Total State & Federal Programs				
-Excluded from "CAPS"	173,494.00			
Total Municipal Debt Service	1,907,131.00			
Capital Improvements	150,000.00			
Reserve for Uncollected Taxes	2,543,799.00			
total Appropriation for School Purposes	1,467,389.00			
Deferred Charges	-			
Other	39,000.00			
Total Exceptions	<u>6,280,813.00</u>			
Amount on which 3.5% "CAPS" is applied	20,789,937.00			
Adjustment: Deficit in Interlocal Agreement				
3.5% "CAPS"	<u>727,647.80</u>			
Allowable Operating Appropriations before				
Additional Exceptions per (N.J.S. 40A: 4-45.3)	21,517,584.80			
Cap Bank				
2011	295,718.00			
2012	290,119.00			
New Construction (1,924,700 x .0768)	14,781.70			
Total "CAPS"	<u>\$ 22,118,203.49</u>			

NOTE:

Sheet 3c

MANDATORY MINIMUM BUDGET MESSAGE MUST INCLUDE A SUMMARY OF:

1. HOW THE "CAP" WAS CALCULATED. (Explain in words what the "CAPS" mean and show the figures.)
2. A SUMMARY BY FUNCTION OF THE APPROPRIATIONS THAT ARE SPREAD AMONG MORE THAN ONE OFFICIAL LINE ITEM
(e.g. if Police S&W appears in the regular section and also under "Operations Excluded from "CAPS" section, combine the figures for purposes of citizen understanding.)

EXPLANATORY STATEMENT - (Continued)

BUDGET MESSAGE

In addition, Ch 62 of the laws of 2007 requires municipalities to limit the tax levy increase to 2% of the prior year levy, with certain exceptions. This tax levy CAP will be reviewed by the Division of Local Government Services. The CAP calculation for Ventnor City's 2013 budget is:

2012 Tax levy	19,831,044
Allowable adjustments:	
Less: One Year Waivers	
Less: One Year Exclusions (Capital improvement Fund & Down Payments) (Deferred Charges to Future Taxation Unfunded)	
Changes in Service Provider (+/-)	_____
Adjustments	0
Net Prior Year Tax Levy for Municipal Purposes for Cap Calculation	19,831,044
Plus 2% Cap increase	396,621
Adjusted Tax Levy prior to Waivers	20,227,665

Adjusted Tax Levy prior to Waivers	20,227,665
Allowable Debt Service, Capital Leases and Debt Service Share of Cost Increases	\$34,885
Allowable Pension Obligation Increases	\$128,555
Allowable Health Insurance Cost Increase	\$0
Allowable Capital Improvement Increases	\$250,000
Deferred Charges to Future Taxation Unfunded	
Current Year Deferred Charges: Emergencies	_____
	413,439
Adjusted Tax Levy	20,641,104
Less: Cancelled or Unexpended Exclusions	_____
Adjusted Tax Levy	20,641,104
Additions:	
New Ratables - Increase in Valuations (New Construction and Additions)	1,924,700
Prior Year's Local Municipal Purpose Tax Rate (per \$100)	0.768
New Ratable Adjustment to Levy	14,782
Amounts approved by Referendum	0
CY 2011 Cap Bank Utilized in CY 2012	0
Maximum Allowable Amount to Be Raised by Taxation	20,655,886
Amount to be Raised by Taxation for Municipal Purposes	19,820,350

NOTE:

Sheet 3b(A)

MANDATORY MINIMUM BUDGET MESSAGE MUST INCLUDE A SUMMARY OF:

1. HOW THE "CAP" WAS CALCULATED. (Explain in words what the "CAPS" mean and show the figures.)
2. A SUMMARY BY FUNCTION OF THE APPROPRIATIONS THAT ARE SPREAD AMONG MORE THAN ONE OFFICIAL LINE ITEM (e.g. if Police S&W appears in the regular section and also under "Operations Excluded from "CAPS" section, combine the figures for purposes of citizen understanding.)

(See Management Section of Budget Manual)

CURRENT FUND- ANTICIPATED REVENUES

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
1. Surplus Anticipated	08-101	700,000	00	1,200,000	00	1,200,000	00
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services	08-102		00		00		00
Total Surplus Anticipated	08-100	700,000	00	1,200,000	00	1,200,000	00
3. Miscellaneous Revenues - Section A: Local Revenues	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Licenses:	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Alcoholic Beverages	08-103	3,200	00	3,200	00	3,312	00
Other	08-104	81,000	00	83,800	00	81,050	00
Fees and Permits	08-105	161,000	00	185,000	00	161,972	00
Fines and Costs:	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx		
Municipal Court	08-110	229,000	00	230,000	00	229,332	00
Other	08-109		00		00		00
Interest and Costs on Taxes	08-112	375,000	00	315,000	00	375,973	00
Interest and Costs on Assessments	08-115		00		00		00
Parking Meters	08-111	31,000	00	40,000	00	31,183	00
Interest on Investments and Deposits	08-113	15,000	00	15,000	00	17,749	00
Anticipated Utility Fund Surplus	08-114		00	0	00		00

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
3. Miscellaneous Revenues - Section A: Local Revenues (continued):							
Beach Control Fees	08-120	198,000	00	200,000	00	198,380	00
Land Rental	08-122	85,000	00	85,000	00	87,800	00
	08-123		00		00		00
Viking Rowing Foundation, Inc. Lease Agreement	08-124	31,000	00	31,000	00	31,092	00
Payment in Lieu of Taxes	08-126	130,000	00	128,000	00	135,000	00
Cable Television Franchise Fees	08-127	50,000	00	50,000	00	53,633	00
City Lease Fees	08-128	40,000	00	40,000	00	43,270	00
Ambulance Service Fees	08-130	325,000	00	275,000	00	330,999	00
Recreation Fees	08-140	70,000		75,000		70,767	

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
3. Miscellaneous Revenues - Section A: Local Revenues (continued):							
Total Section A: Local Revenues	08	1,824,200	00	1,756,000	00	1,851,512	00

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash	
		2013		2012		in 2012	
3. Miscellaneous Revenues - Section C: Dedicated Uniform Construction							
Code Fees Offset with Appropriations(N.J.S. 40A:4-36 & N.J.A.C 5:23-4.17)	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Uniform Construction Code Fees	08-160	200,000	00	160,000	00	213,339	00
Special Item of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services:	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Additional Dedicated Uniform Construction Code Fees Offset with Appropriations (NJS 40A:4-45.3h and NJAC 5:23-4.17)	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Uniform Construction Code Fees	08-160						
Total Section C: Dedicated Uniform Construction Code Fees Offset with Appropriations	08-002	200,000	00	160,000	00	213,339	00

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
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 Offset with Appropriations:	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Public Health Priority Funding - 1977	10-785		00		00	0	00
N.J. Transportation Trust Fund Authority Act	10-865		00	150,000	00	150,000	00
Recycling Tonnage Grant	10-701	20,300	00		00	0	00
Drunk Driving Enforcement Fund	10-745		00		00	0	00
Clean Communities Program	10-770	29,479	00	25,108	00	25,108	00
Alcohol Education and Rehabilitation Fund	10-702		00	1,322	00	1,322	00
Municipal Alliance on Alcoholism and Drug Abuse	10-703		00		00	0	00
Safe and Secure Communities Program - P.L. 1994, Chapter 220	10-704	60,000	00	60,000	00	60,000	00
DWI	10-705	381	00	3,260	00	3,260	00
State Cooperative Housing	10-706	1,445	00	2,976	00	2,976	00
FEMA	10-707		00	5,000	00	5,000	00
Comcast Technology Grant	10-708	45,000	00		00	0	00
Body Armor Grant	10-731		00	3,828	00	3,828	00
Green Communities	10-732	3,000	00		00	0	00
	10-735		00		00	0	00
	10-736		00		00	0	00
	10-770		00		00	0	00
	10-709		00		00	0	00

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
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 Offset with Appropriations:	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
							0
	10-710				00		0
	10-720		00		00		0
	10-730		00				0
	10-740		00				0
							0
							0
							0
							0
							0
							0
							0
							0

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
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 Offset with Appropriations -(Continued)	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
							0
	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Consent of Director of Local Government Services - Public and Private Revenues	10-001	159,605	00	251,494	00	251,494	00

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
3. Miscellaneous Revenues - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	xxxxxxx	xxxxxxxxxxxxx	xxx	xxxxxxxxxxxxx	xxx	xxxxxxxxxxxxx	xxx
Utility Operating Surplus of Prior Year	08-116						
Uniform Fire Safety Act	08-106						
Reserve to Pay School Bonds	08-110	50,000					
Reserve for Payment of Bonds		3,814					
Utility allocation	08-115	275,000		275,000		275,000	
FEMA	08-116	1,000,000					
Interfund utility operating	08-117	0		149,000		149,000	
FEMA Loan		1,465,000					

CURRENT FUND- ANTICIPATED REVENUES-(continued)

GENERAL REVENUES	Do Not Write in This Space	Anticipated				Realized in Cash in 2012	
		2013		2012			
Summary of Revenues	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
1. Surplus Anticipated (Sheet 4, #1)	08-101	700,000	00	1,200,000	00	1,200,000	00
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services(sht 4,#2)	08-102	0	00	0	00	0	00
3. Miscellaneous Revenues	xxxxxxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxxx	xxx
Total Section A: Local Revenues	08	1,824,200	00	1,756,000	00	1,851,512	00
Total Section B: State Aid Without Offsetting Appropriations	09	608,112	00	608,112	00	608,112	00
Total Section C: Dedicated Uniform Construction Code Fees Offset with Appropriations	08	200,000	00	160,000	00	213,339	00
Special items of General Revenue Anticipated with Prior Written Consent of							
Total Section D: Director of Local Government Services - Interlocal Muni. Service Agreements	11	39,000	00	39,000	00	0	00
Special items of General Revenue Anticipated with Prior Written Consent of							
Total Section E: Director of Local Government Services-Additional Revenues	08	0	00	0	00	0	00
Special items of General Revenue Anticipated with Prior Written Consent of							
Total Section F: Director of Local Government Services-Public and Private Revenues	10 ,12	159,605	00	251,494	00	251,494	00
Special items of General Revenue Anticipated with Prior Written Consent of							
Total Section G: Director of Local Government Services-Other Special Items	08	2,793,814	00	424,000	00	424,000	00
Total Miscellaneous Revenues	40004-00	5,624,731	00	3,238,606	00	3,348,457	00
4. Receipts from Delinquent Taxes	15-449	2,000,000	00	1,333,711	00	1,956,368	00
5. Subtotal General Revenues (Items 1,2,3 and 4)	40001-00	8,324,731	00	5,772,317	00	6,504,825	00
6. Amount to be Raised by Taxes for Support of Municipal Budget:							
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	07-190	19,820,350	00	19,831,044	00	xxxxxxxxxxxxxx	xx
b) Addition to Local District School Tax	07-191	1,465,839	00	1,467,389	00	xxxxxxxxxxxxxx	xx
Total Amount to be Raised by Taxes for Support of Municipal Budget	40002-00	21,286,189	00	21,298,433	00	20,650,627	00
7. Total General Revenues	40000-00	29,610,920	00	27,070,750	00	27,155,452	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
GENERAL GOVERNMENT FUNCTIONS:													
Mayors Office	20-110												
Salaries and Wages	20-110-1	62,964	00	60,543	00		00	61,043	00	60,934	00	109	00
Other Expenses	20-110-2	9,175	00	9,175	00		00	9,175	00	8,105	00	1,070	00
Police	25-240												
Salaries and Wages	25-240-1	3,975,538	00	3,963,977	00		00	3,813,977	00	3,812,580	00	1,397	00
Other Expenses	25-240-2	277,700	00	124,700	00		00	131,800	00	131,625	00	175	00
Fire	25-265												
Salaries and Wages	25-265-1	4,030,524	00	4,136,229	00		00	4,086,229	00	4,025,144	00	61,085	
Other Expenses	25-265-2	100,000	00	98,791	00		00	93,491	00	93,491	00	0	00
Uniform Fire Safety Act (P.L. 1983, C.383)	25-265												
Salaries and Wages	25-265-1		00		00		00	0	00		00	0	00
Other Expenses	25-265-2	5,089	00	5,089	00		00	2,839	00	2,839	00	0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
GENERAL GOVERNMENT FUNCTIONS (continued)													
Radio and Communications	25-250												
Salaries and Wages	25-250-1	486,279	00	472,085	00		00	482,085	00	460,726	00	21,359	00
Other Expenses	25-250-2	20,635	00	20,635	00		00	22,618	00	22,173	00	445	00
City Administrator	20-100												
Salaries and Wages	20-100-1	76,700	00	65,000	00		00	21,350	00	21,288	00	62	00
Other Expenses	20-100-2		00		00		00	0	00		00	0	00
Office of Emergency Management	25-252												
Salaries and Wages	25-252-1	104,097	00	91,000	00		00	103,000	00	91,504	00	11,496	00
Other Expenses	25-252-2	7,775	00	7,775	00		00	6,475	00	6,426	00	49	00
Dog Control	27-340												
Other Expenses	27-340-2	8,400	00	8,400	00		00	8,400	00	8,400	00	0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated				Expended 2012							
		for 2013		for 2012		for 2012 By Emergency Appropriation	Total for 2012 As Modified By All Transfers	Paid or Charged		Reserved			
GENERAL GOVERNMENT FUNCTIONS (continued)													
Electrical Division	26-300												
Salaries and Wages	26-300-1	84,455	00	74,082	00		00	74,082	00	55,355	00	18,727	00
Other Expenses	26-300-2	15,060	00	15,060	00		00	15,060	00	14,854	00	206	00
Celebration of Public Events	30-420												
Other Expenses	30-420-2	10,000		10,000			00	3,000	00	2,975	00	25	00
Zoning Commission	21-185												
Salaries and Wages	21-185-1	3,000	00	3,000	00		00	2,750	00	2,750	00	0	00
Other Expenses	21-185-2	15,510	00	10,650	00		00	9,950	00	9,879	00	71	00
Beach Patrol	28-380												
Salaries and Wages	28-380-1	450,000	00	425,000	00		00	425,000	00	424,939	00	61	00
Other Expenses	28-380-2	40,262	00	22,262	00		00	19,862	00	19,856	00	6	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated				Expended 2012							
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
DEPARTMENT OF PUBLIC WORKS, PARKS AND PUBLIC PROPERTY:													
Director's Office	20-100												
Salaries and Wages	20-100-1	10,000	00	10,000	00		00	10,000	00	9,846	00	154	00
Other Expenses	20-100-2	45	00	45	00		00	45	00		00	45	00
Streets and Roads	26-290												
Salaries and Wages	26-290-1	506,688	00	468,835	00		00	463,835	00	409,217	00	54,618	00
Other Expenses	26-290-2	55,450	00	55,450	00		00	45,850	00	45,627	00	223	00
Motor Vehicle Maintenance	26-315												
Salaries and Wages	26-315-1	282,137	00	268,026	00		00	278,026	00	275,378	00	2,648	00
Other Expenses	26-315-2	45,570	00	45,570	00		00	57,070	00	57,070	00	0	00
Buildings and Grounds	26-310												
Salaries and Wages	26-310-1	212,802	00	206,656	00		00	206,656	00	187,877	00	18,779	
Other Expenses	26-310-2	222,750	00	122,750	00		00	126,250	00	126,188	00	62	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated				Expended 2012							
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
DEPARTMENT OF PUBLIC WORKS, PARKS AND PUBLIC PROPERTY (continued)													
			00		00		00		0 00		00		0 00
			00		00		00		0 00		00		0 00
Recreation	28-370												
Salaries and Wages	28-370-1	200,775	00	187,487	00		00	194,987	00	194,987	00		0 00
Other Expenses	28-370-2	106,187	00	106,187	00		00	106,187	00	81,329	00		1 00
City Engineer	20-165												
Salaries and Wages	20-165-1		00		00		00		0 00		00		0 00
Other Expenses	20-165-2	20,000	00	60,000	00		00	158,000	00	157,902	00		98 00
Solid Waste/Recycling	26-305												
Salaries and Wages	26-305-1	51,729	00	48,850	00		00	61,850	00	55,216	00		6,634 00
Other Expenses	26-305-2	1,082,730	00	1,072,730	00		00	1,052,730	00	1,052,184	00		546 00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
DEPARTMENT OF REVENUE AND FINANCE													
Director's Office	20-100												
Salaries and Wages	20-100-1	10,000	00	10,000	00		00	10,000	00	10,000	00	0	00
Other Expenses	20-100-2	45	00	45	00		00	45	00		00	45	00
Legal Services and Costs	20-155												
Salaries and Wages	20-155-1		00		00		00	0	00		00	0	00
Other Expenses	20-155-2	225,000	00	195,000	00		00	260,500	00	246,793	00	13,707	00
City Clerk	20-120												
Salaries and Wages	20-120-1	84,048	00	78,700	00		00	78,700	00	78,648	00	52	00
Other Expenses	20-120-2	32,711	00	29,761	00		00	20,761	00	20,180	00	581	00
Revision and Codification of Ordinances	20-120-2	6,000	00	6,000	00		00	6,000	00	6,000	00	0	00
Elections	20-120												
Other Expenses	20-120-2	6,010	00	34,750	00		00	25,581	00	25,581	00	0	00
Audit Fee													
Other Expense	20-130	54,400	00	52,000				56,000	00	56,000	00	0	

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
DEPARTMENT OF REVENUE AND FINANCE(continued)													
Municipal Land Use Law (N.J.S.A. 40:55 D-1)	21-180												
Planning Board													
Salaries and Wages	21-180-1	2,500	00	2,500	00		00	2,000	00	2,000	00	0	00
Other Expenses	21-180-2	10,500	00	10,450	00		00	11,040	00	10,371	00	669	00
Financial Administration	20-130												
Salaries and Wages	20-130-1	282,156	00	261,819	00		00	260,619	00	258,844	00	1,775	00
Other Expenses	20-130-2	38,100	00	30,100	00		00	23,100	00	23,079	00	21	00
Assessment of Taxes	20-150												
Salaries and Wages	20-150-1	53,011	00	76,808	00		00	71,808	00	70,395	00	1,413	00
Other Expenses	20-150-2	11,605	00	9,405	00		00	9,485	00	9,485	00	0	00
Collection of Taxes	20-145												
Salaries and Wages	20-145-1	84,048	00	81,400	00		00	81,400	00	81,387	00	13	00
Other Expenses	20-145-2	19,135	00	14,135	00		00	14,135	00	9,929	00	4,206	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated				Expended 2012							
		for 2013		for 2012		for 2012 By Emergency Appropriation	Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved		
DEPARTMENT OF REVENUE AND FINANCE(continued)													
Information Technology	20-140												
Salaries and Wages	20-140-1	55,708	00	45,009	00		00	47,529	00	47,525	00	4	00
Other Expenses	20-140-2	46,850	00	44,350	00		00	44,350	00	44,236	00	114	00
Municipal Court	43-490												
Salaries and Wages	43-490-1	156,296	00	146,800	00		00	146,800	00	146,340	00	460	00
Other Expenses	43-490-2	14,308	00	7,150	00		00	7,150	00	6,897	00	253	00
Municipal Prosecutor	43-492												
Salaries and Wages	43-492-1	31,000	00	31,000	00		00	31,000	00	31,000	00	0	
Public Defender (P.L. 1997, C. 256)	43-495												
Other Expenses	43-495-2	9,000	00	9,000	00		00	9,000	00	9,000	00	0	00
Insurance													
General Liability	23-211-2	122,363	00	122,363	00		00	92,363	00	91,676	00	687	00
Workers Compensation	23-215-2	835,778	00	832,134	00		00	807,055	00	807,054	00	1	00
Employee Group Health	23-220-2	2,521,166	00	2,401,060	00		00	2,501,060	00	2,455,288	00	45,772	00
Health Waiver	23-220-2	112,349	00	107,349				102,649		102,552		97	

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Uniform Construction Code- Appropriations Offset by Dedicated Revenues (N.J.A.C. 5:23-4.17)	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
Inspection of Buildings	22-195												
Salaries and Wages	22-195-1	286,157	00	246,044	00		00	254,544	00	253,720	00	824	00
Other Expenses	22-195-2	7,900	00	5,700	00		00	6,080	00	5,759	00	321	00
Inspection of Housing	22-196												
Salaries and Wages	22-196-1	45,064	00	41,236	00		00	46,836	00	45,931	00	905	00
Other Expenses	22-196-2	4,700	00	4,700	00		00	2,200	00	2,139	00	61	00
Electrial and Plumbing Inspections	22-197												
Salaries and Wages	22-197-1	9,100	00	9,300	00		00	9,300	00	9,088	00	212	00
Other Expenses	22-197-2		00		00		00	0	00		00	0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - within "CAPS" -(Continued)	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
UNCLASSIFIED:	XXXXXXXXXX	XXXXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXXXX	XXX
UTILITY EXPENSES AND BULK PURCHASES													
Gasoline	31-460-2	189,000	00	175,000	00		00	183,000	00	172,659	00	10,341	00
Electricity	31-430-2	550,000	00	550,000	00		00	547,000	00	498,101	00	48,899	00
Telephone	31-440-2	81,720	00	60,000	00		00	80,000	00	64,560	00	15,440	00
Natural Gas	31-446-2	120,000	00	120,000	00		00	120,000	00	114,936	00	5,064	00
Terminal Leave		349,401	00	153,551	00		00	155,976	00	155,974	00	2	00
Hurricane Sandy						3,000,000		3,000,000		3,000,000		0	
Total Operations {item 8(A)} within "CAPS"	32315-00	19,097,155	00	18,301,658	00	3,000,000	00	21,300,158	00	20,923,208	00	352,093	00
B. Contingent	35-470					XXXXXXXXXXXXXXXXXX	XXX						
Total Operations Including Contingent- within "CAPS"	30001-00	19,097,155	00	18,301,658	00	3,000,000	00	21,300,158	00	20,923,208	00	352,093	00
Detail:													
Salaries and Wages	30001-11	12,031,177	00	11,680,937	00	0	00	11,497,802	00	11,295,010	00	202,792	00
Other Expenses (Including Contingent)	30001-99	7,065,978	00	6,620,721	00	3,000,000	00	9,802,356	00	9,628,198	00	149,301	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
(E) Deferred Charges and Statutory Expenditures- Municipal within "CAPS"	XXXXXXXXXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX
(1) DEFERRED CHARGES	XXXXXXXXXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX
Emergency Authorizations	46-870		00		00	XXXXXXXXXXXXXXX	XXX	0 00		00	XXXXXXXXXXXXXXX	XXX	
Overexpenditure of Appropriations	46-890-2		00		00	XXXXXXXXXXXXXXX	XXX	0 00		00	XXXXXXXXXXXXXXX	XXX	
Overexpenditure of Appropriations Reserves	46-890-2		00		00	XXXXXXXXXXXXXXX	XXX	0 00		00	XXXXXXXXXXXXXXX	XXX	
	46-891-2				00	XXXXXXXXXXXXXXX	XXX	0 00		00	XXXXXXXXXXXXXXX	XXX	
	46-895-2				00	XXXXXXXXXXXXXXX	XXX	0 00		00	XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX	0			XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	
						XXXXXXXXXXXXXXX	XXX				XXXXXXXXXXXXXXX	XXX	

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
(E) Deferred Charges and Statutory Expenditures- Municipal within "CAPS"(continued)	XXXXXXXXXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX
(2) STATUTORY EXPENDITURES:	XXXXXXXXXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXX	XXX
Contribution to: Public Employees' Retirement System	36-471	389,719	00	401,659	00		00	401,659	00	401,659	00	0	00
Social Security System (O.A.S.I)	36-472	272,500	00	250,000	00		00	250,000	00	221,054	00	28,946	00
Consolidated Police and Firemen's Pension Fund	36-474	25,139	00	21,861	00		00	21,861	00	21,861	00	0	00
Police and Firemen's Retirement System of N.J.	36-475	1,763,369	00	1,602,759	00		00	1,602,759	00	1,602,759	00	0	00
Unemployment	36-477	64,400	00	60,000	00		00	60,000	00	4,831	00	55,169	00
Medicare Insurance	36-478	140,000	00	150,000	00		00	151,500	00	149,907	00	1,593	00
Lifeguard Pension Fund	36-476		00		00		00	0	00		00	0	00
Defined Contribution Retirement Plan	36-480	1,000	00	2,000	00		00	2,000	00	581	00	1,419	00
Total Deferred Charges and Statutory Expenditures - Municipal within "CAPS"	30004-00	2,656,127	00	2,488,279	00		00	2,489,779	00	2,402,652	00	87,127	00
(G) Cash Deficit of Preceeding Year	46-855												
(H-1)Total General Appropriations for Municipal Purposes within "Caps"	30005-00	21,753,282	00	20,789,937	00	3,000,000	00	23,789,937	00	23,325,860	00	439,220	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
		XXXXXXXXXXXXX	XXX	XXXXXXXXXXXXX	XXX	XXXXXXXXXXXXX	XXX	XXXXXXXXXXXXX	XXX	XXXXXXXXXXXXX	XXX	XXXXXXXXXXXXX	XXX
			00		00		00		0 00		00		0 00
			00		00		00		0 00		00		0 00
			00		00		00		0 00		00		0 00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
(A) Operations - Excluded from "CAPS"	xxxxxxxx	xxxxxxxxxxxx	xxx	xxxxxxxxxxxx	xxx	xxxxxxxxxxxx	xxx	xxxxxxxxxxxx	xxx	xxxxxxxxxxxx	xxx	xxxxxxxxxxxx	xxx
Total Other Operations - Excluded from "CAPS"	xxxxxxxx	0 00		0 00		0 00		0 00		0 00		0 00	

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Additional Appropriations Offset by Revenues (N.J.S. 40A:4-45.3h)	xxxxxxxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx
Total Additional Appropriations Offset by Revenues (N.J.S. 40A:4-45.3h)	xxxxxxxx	0	00	0	00	0	00	0	00	0	00	0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Public and Private Programs Offset by Revenues	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
Municipal Alliance Grant	41-703												
State Share	41-703		00		00		00		0 00		00		0 00
City Share	41-703		00		00		00		0 00		00		0 00
Alcohol Education and Rehabilitation Fund	41-702		00		1,322 00		00		1,322 00		1,322 00		0 00
DWI			381		3,260 00		00		3,260 00		3,260 00		0 00
Body Armor Grant	41-731		00		3,828 00		00		3,828 00		3,828 00		0 00
Comcast Technology Grant	41-720		45,000		00		00		0 00		00		0 00
Recycling Tonage Grant	41-701		20,300 00		00		00		0 00		00		0 00
State Cooperative Housing	41-709		1,445		2,976 00		00		2,976 00		2,976 00		0 00
Emergency Management			00		5,000 00		00		5,000 00		5,000 00		0 00
Green Communities	41-750		3,000		00		00		0 00		00		0 00
			00		00		00		0 00		00		0 00
					00		00		0 00		00		0 00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Public and Private Programs Offset by Revenues	XXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
Safe and Secure Communities Program - P.L. 1994,	41-704												
State Share	41-704	60,000	00	60,000	00		00	60,000	00	60,000		0	00
Local Share	41-704	60,000	00	60,000	00		00	60,000	00	60,000		0	00
			00		00		00		0 00		00	0	00
					00		00		0 00		00	0	00
			00		00		00		0 00			0	00
			00		00		00		0 00			0	00
Clean Communities Program	41-770	29,479	00	25,108	00		00	25,108	00	25,108		0	00
Match for Grant		12,000	00	12,000	00		00	12,000	00			12,000	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Public and Private Programs Offset by Revenues	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
								0	00			0	00
FEMA - Assistance to Firefighters								0	00			0	00
Local Match								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00
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								0	00			0	00
								0	00			0	00
								0	00			0	00
								0	00			0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (A) Operations - Excluded from "CAPS"	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Public and Private Programs Offset by Revenues (continued)	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
Total Public and Private Programs Offset by Revenues	XXXXXXXXXX	231,605	00	173,494	00	0	00	173,494	00	161,494	00	12,000	00
Total Operations - Excluded from "CAPS"	60023-00	270,605	00	212,494	00	0	00	212,494	00	195,116	00	17,378	00
Detail:													
Salaries & Wages	60023-11	154,000	00	160,322	00	0	00	160,322	00	159,739	00	583	00
Other Expenses	60023-99	116,605	00	52,172	00	0	00	52,172	00	35,377		16,795	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (C) Capital Improvements - Excluded from "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Down Payments on Improvements	44-902		00	0	00		00	0	00		00	0	00
Capital Improvement Fund	44-901	250,000	00		00	xxxxxxxxxxxxxx	xx	0	00		00	0	00
	44-930		00		00		00	0	00		00	0	00
	44-933		00		00		00	0	00		00	0	00
	44-940		00		00		00	0	00		00	0	00
	44-941		00		00		00	0	00		00	0	00
	44-942		00		00		00	0	00		00	0	00
	44-947		00		00		00	0	00		00	0	00
	44-931		00		00		00	0	00		00	0	00
	44-932		00		00		00	0	00		00	0	00
	44-934		00		00		00	0	00		00	0	00
	44-935		00		00		00	0	00		00	0	00
	44-936		00		00		00	0	00		00	0	00
	44-937		00		00		00	0	00		00	0	00
	44-938		00		00		00	0	00		00	0	00
	44-939		00		00		00	0	00		00	0	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (C) Capital Improvements - Excluded from "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Public and Private Programs Offset by Revenues:	XXXXXXXXXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
New Jersey Transportation Trust Fund Authority Act	41-865		00	150,000	00		00	150,000	00	150,000	00		0 00
	60002-00	250,000	00	150,000	00		0 00	150,000	00	150,000	00		0 00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (D)Municipal Debt Service - Excluded from "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Payment of Bond Principal	45-920	1,505,000	00	1,440,000	00		00	1,440,000	00	1,440,000	00	XXXXXXXXXXXXXX	XXX
Payment of Bond Anticipation Notes and Capital Notes	45-925											XXXXXXXXXXXXXX	XXX
Interest on Bonds	45-930	379,489	00	424,889	00		00	424,889	00	424,889	00	XXXXXXXXXXXXXX	XXX
Interest on Notes	45-935	77,300	00	8,250	00		00	8,250	00	8,201	00	XXXXXXXXXXXXXX	XXX
Green Trust Loan Program:	xxxxxxx	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXX	XXX
Loan Repayments for Principal and Interest	45-940	31,092	00	33,992	00		00	33,992	00	31,092	00	XXXXXXXXXXXXXX	XXX
Loan Repayments for Principal and Interest	45-940						01	0	00		00	XXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXX	XXX
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												XXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXX	XXX
	60003-00	1,992,881	00	1,907,131	00		0 00	1,907,131	00	1,904,182	00	XXXXXXXXXXXXXX	XXX

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS (E) Deferred Charges - Municipal- Excluded from "CAPS"	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
(1) DEFERRED CHARGES:	xxxxxxxxxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx	xxxxxxxxxxxxxx	xxx
Emergency Authorizations	46-870		00		00	xxxxxxxxxxxxxx	xxx	0	00		00	xxxxxxxxxxxxxx	xxx
Special Emergency Authorizations- 5 Years(N.J.S.40A:4-55)	46-875	1,000,000				xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
Special Emergency Authorizations- 3 Years (N.J.S. 40A:4-55.1 & 40A:4-55.13)	46-871					xxxxxxxxxxxxxx	xxx					xxxxxxxxxxxxxx	xxx
	46-900				00	xxxxxxxxxxxxxx	xxx	0	00		00	xxxxxxxxxxxxxx	xxx
	46-910					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-920					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-930					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-940					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-950					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-960					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
	46-970					xxxxxxxxxxxxxx	xxx	0				xxxxxxxxxxxxxx	xxx
Total Deferred Charges - Municipal- Excluded from "CAPS"	60024-00	1,000,000	00	0	00	xxxxxxxxxxxxxx	xxx	0	00	0	00	xxxxxxxxxxxxxx	xxx
(F) Judgements (N.J.S.A. 40A:4-45.cc)	37-480		00		00	xxxxxxxxxxxxxx	xxx	0	00		00	xxxxxxxxxxxxxx	xxx
(N)Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405					xxxxxxxxxxxxxx	xxx					xxxxxxxxxxxxxx	xxx
						xxxxxxxxxxxxxx	xxx					xxxxxxxxxxxxxx	xxx
(G)With Prior Consent of Local Finance Board: Cash Deficit of Preceeding Year	46-885					xxxxxxxxxxxxxx	xxx					xxxxxxxxxxxxxx	xxx
						xxxxxxxxxxxxxx	xxx					xxxxxxxxxxxxxx	xxx
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	60025-00	3,513,486	00	2,269,625	00	0	00	2,269,625	00	2,249,298	00	17,378	00

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS	Do Not Write In This Space	Appropriated								Expended 2012			
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
For Local District School Purposes- Excluded from "CAPS"	xxxxxxx	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX
(1) Type 1 District School Debt Service	xxxxxxx	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX
Payment of Bond Principal	48-920	1,070,000	00	1,040,000	00		00	1,040,000	00	1,040,000	00	XXXXXXXXXXXXXXXX	XXX
Payment of Bond Anticipation Notes	48-925											XXXXXXXXXXXXXXXX	XXX
Interest on Bonds	48-930	395,839	00	427,389	00		00	427,389	00	427,389	00	XXXXXXXXXXXXXXXX	XXX
Interest on Notes	48-935											XXXXXXXXXXXXXXXX	XXX
												XXXXXXXXXXXXXXXX	XXX
Total of Type 1 District School Debt Service -Excluded from "CAPS"	60006-00	1,465,839	00	1,467,389	00		0 00	1,467,389	00	1,467,389	00	XXXXXXXXXXXXXXXX	XXX
(J) Deferred Charges and Statutory Expenditures- Local School - Excluded from "CAPS"	xxxxxxx	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX	XXXXXXXXXXXXXXXX	XXX
Emergency Authorizations - Schools	29-406					XXXXXXXXXXXXXXXX						XXXXXXXXXXXXXXXX	XXX
Capital Project for Land, Building or Equipment N.J.S. 18A:22-20	29-407											XXXXXXXXXXXXXXXX	XXX
Total of Deferred Charges and Statutory Expend- itures- Local School- Excluded from "CAPS"	60007-00		0 00		0 00		0 00		0 00		0 00	XXXXXXXXXXXXXXXX	XXX
Purposes {(item (1) and (j))- Excluded from "CAPS"	60008-00	1,465,839	00	1,467,389	00		0 00	1,467,389	00	1,467,389	00	XXXXXXXXXXXXXXXX	XXX
(O) Total General Appropriations - Excluded from "CAPS"	60010-00	4,979,325	00	3,737,014	00		0 00	3,737,014	00	3,716,687	00	17,378	
(L)Subtotal General Appropriations {items (H-1) and (O)}	30009-00	26,732,607	00	24,526,951	00	3,000,000	00	27,526,951	00	27,042,547	00	456,598	
(M) Reserve for Uncollected Taxes	50-899	2,878,313	00	2,543,799	00	XXXXXXXXXXXXXXXX		2,543,799	00	2,543,799	00	XXXXXXXXXXXXXXXX	XXX
9. Total General Appropriations	30000-00	29,610,920	00	27,070,750	00	3,000,000	00	30,070,750	00	29,586,346	00	456,598	

CURRENT FUND - APPROPRIATIONS

8. GENERAL APPROPRIATIONS Summary of Appropriations	Do Not Write In This Space	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	30005-00	21,753,282	00	20,789,937	00	3,000,000	00	23,789,937	00	23,325,860	00	439,220	00
	xxxxxxx												
(A) Operations- Excluded from "CAPS"	xxxxxxx	XXXXXXXXXXXXXXXXXX	XX	XXXXXXXXXXXXXXXXXX	XX	XXXXXXXXXXXXXXXXXX	XX	XXXXXXXXXXXXXXXXXX	XX	XXXXXXXXXXXXXXXXXX	XX	XXXXXXXXXXXXXXXXXX	XX
Other Operations	xxxxxxx	0	00	0	00	0	00	0	00	0	00	0	00
Uniform Construction Code	xxxxxxx	0	00	0	00	0	00	0	00	0	00	0	00
Interlocal Municipal Service Agreements	xxxxxxx	39,000	00	39,000	00	0	00	39,000	00	33,622	00	5,378	00
Additional Appropriations Offset by Revs.	xxxxxxx	0	00	0	00	0	00	0	00	0	00	0	00
Public & Private Progs Offset by Revs.	xxxxxxx	231,605	00	173,494	00	0	00	173,494	00	161,494	00	12,000	00
Total Operations- Excluded from "CAPS"	60023-00	270,605	00	212,494	00	0	00	212,494	00	195,116	00	17,378	00
(C) Capital Improvements	60002-00	250,000	00	150,000	00	0	00	150,000	00	150,000	00	0	00
(D) Municipal Debt Service	60003-00	1,992,881	00	1,907,131	00	0	00	1,907,131	00	1,904,182	00	0	00
(E) Total Deferred Charges - Excluded from "CAPS"	xxxxxxx	1,000,000	00	0	00	0	00	0	00	0	00	0	00
(F) Judgements	37-480	0	00	0	00	0	00	0	00	0	00	0	00
(G) Cash Deficit - With Prior Consent of LFB	46-885	0	00	0	00	0	00	0	00	0	00	0	00
(K) Local District School Purposes	60008-00	1,465,839	00	1,467,389	00	0	00	1,467,389	00	1,467,389	00	0	00
(N) Transferred to Board of Education	29-405	0	00	0	00	0	00	0	00	0	00	0	00
(M) Reserve for Uncollected Taxes	50-899	2,878,313	00	2,543,799	00	0	00	2,543,799	00	2,543,799	00	0	00
Total General Appropriations	30000-00	29,610,920	00	27,070,750	00	3,000,000	00	30,070,750	00	29,586,346	00	456,598	00

DEDICATED WATER UTILITY BUDGET -(continued)

* Note: Use sheet 32 for Water Utility only.

11. APPROPRIATIONS FOR WATER UTILITY	FCOA	Appropriated				Expended 2012	
		for 2013	for 2012	for 2012 By Emergency Appropriation	Total for 2012 As Modified By All Transfers	Paid or Charged	Reserved
Operating:	xxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Salaries & Wages	55-501				-		-
Other Expenses	55-502				-		-
Capital Improvements:	xxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Down Payments on Improvements	55-510						
Capital Improvement Fund	55-511				-		-
Capital Outlay	55-512				-		-
Debt Service							
Payment of Bond Principal	55-520						xxxxxxxxxx
Payment of Bond Anticipation Notes and Capital Notes	55-521				-		xxxxxxxxxx
Interest on Bonds	55-522						xxxxxxxxxx
Interest on Notes	55-523				-		xxxxxxxxxx
							xxxxxxxxxx

DEDICATED WATER UTILITY BUDGET -(continued)

* Note: Use sheet 33 for Water Utility only.

11. APPROPRIATIONS FOR WATER UTILITY	FCOA	Appropriated				Expended 2012	
		for 2013	for 2012	for 2012 By Emergency Appropriation	Total for 2012 As Modified By All Transfers	Paid or Charged	Reserved
Deferred Charges and Statutory Expenditures:	xxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
DEFERRED CHARGES:	xxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Emergency Authorizations	55-530			xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
STATUTORY EXPENDITURES:	xxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Contribution To:							
Public Employees' Retirement System	55-540						
Social Security System (O.A.S.I)	55-541				-		0.00
Unemployment Compensation Insurance (N.J.S.A. 43:21-3 et. seq.)	55-542				-		0.00
Judgements	55-531						
Deficits in Operations in Prior Years	55-532			xxxxxxxxxx			xxxxxxxxxx
Surplus (General Budget)	55-545			xxxxxxxxxx			xxxxxxxxxx
TOTAL WATER UTILITY APPROPRIATIONS	92109-00	0.00	0.00	0.00	0.00	0.00	0.00

DEDICATED WATER AND SEWER UTILITY BUDGET

10. DEDICATED REVENUES FROM WATER & SEWER UTILITY	DO NOT WRITE IN THIS SPACE	Anticipated				Realized in	
		2013		2012		Cash in 2012	
Operating Surplus Anticipated	08-501	00		00		00	
Operating Surplus Anticipated with Prior Written Consent of Director of Local Government Services	08-502						
Total Operating Surplus Anticipated	08-500	0	00	0	00	0	00
			00		00		00
Rents	08-503	5,483,211	00	5,198,869	00	5,516,443	00
Fire Hydrant Service	08-504						
Miscellaneous	08-505	60,000	00	63,316	00	92,185	00
Additional Rents							
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services	XXXXXXX	XXXXXXXXXX	XX	XXXXXXXXXX	XX	XXXXXXXXXX	XX
Additional Rents							
Deficit(General Budget)	08-549						
Total Water & Sewer Utility Revenues	91 07-00	5,543,211	00	5,262,185	00	5,608,628	00

Use a separate set of sheets for
each separate Utility.

DEDICATED WATER AND SEWER UTILITY BUDGET -(continued)

11. APPROPRIATIONS FOR WATER & SEWER UTILITY	DO NOT WRITE IN THIS SPACE	Appropriated						Expended 2012					
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Operating:	XXXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX
Salaries & Wages	55-501	1,198,331	00	1,083,815	00			1,073,973	00	996,998	00	76,975	00
Other Expenses	55-502	1,337,417	00	1,335,904	00			1,335,904	00	1,229,909	00	105,995	00
Atlantic City Sewage Authority - Share of Cost	55-502	1,579,105	00	1,466,451	00			1,466,451	00	1,466,450	00	1	00
Current fund Allocation		275,000		275,000				275,000	00	275,000			
Capital Improvements:	XXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX
Down Payments on Improvements	55-510												
Capital Improvement Fund	55-511					XXXXXXXXXXXX	XX						
Capital Outlay	55-512		00		00			0	00	0		0	00
Debt Service	XXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX
Payment of Bond Principal	55-520	590,000	00	570,000	00			570,000	00	570,000	00	XXXXXXXXXXXX	XX
Payment of Bond Anticipation Notes and Capital Notes	55-521											XXXXXXXXXXXX	XX
Interest on Bonds	55-522	428,658	00	446,139	00			448,030	00	445,976	00	XXXXXXXXXXXX	XX
Interest on Notes	55-523	43,700		9,612	00			10,563	00	10,563	00	XXXXXXXXXXXX	XX
												XXXXXXXXXXXX	XX

DEDICATED SEWER UTILITY BUDGET -(continued)

11. APPROPRIATIONS FOR SEWER UTILITY	DO NOT WRITE IN THIS SPACE	Appropriated				Expended 2012							
		for 2013		for 2012		for 2012 By Emergency Appropriation		Total for 2012 As Modified By All Transfers		Paid or Charged		Reserved	
Deferred Charges and Statutory Expenditures:	XXXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX
DEFERRED CHARGES:	XXXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX
Emergency Authorizations	55-530					XXXXXXXXXXXX	XX	0				XXXXXXXXXXXX	XX
Overexpedite of Appropriations			00	264	00	XXXXXXXXXXXX	XX	264	00	264		XXXXXXXXXXXX	XX
Overexpedite of Appropriation Reserves						XXXXXXXXXXXX	XX	0	00			XXXXXXXXXXXX	XX
Ordinances 2004-04 and 2006-14						XXXXXXXXXXXX	XX	0	00			XXXXXXXXXXXX	XX
Expenditure without Appropriations	55-532		00		00	XXXXXXXXXXXX	XX	0	00			XXXXXXXXXXXX	XX
STATUTORY EXPENDITURES:	XXXXXXX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX	XXXXXXXXXXXX	XX		XX	XXXXXXXXXXXX	XX
Contribution to: Public Employees' Retirement System	55-540												
Social Security System (O.A.S.I.)	55-541	85,000	00	74,000	00			81,000	00	79,143	00	1,857	00
Unemployment Compensation Insurance (N.J.S.A. 43:21-3 et. seq.)	55-542	1,000	00	1,000	00			1,000	00	579	00	421	00
Define Contribution		5,000											
Judgements	55-531												
Deficits in Operation in Prior Years	55-532			0		XXXXXXXXXXXX	XX	0	00	0	00	XXXXXXXXXXXX	XX
Surplus(General Budget)	55-545					XXXXXXXXXXXX	XX	0	00		00	XXXXXXXXXXXX	XX
TOTAL WATER & SEWER UTILITY APPROPRIATIONS	92 09-00	5,543,211	00	5,262,185	00	0	00	5,262,185	00	5,074,882	00	185,249	00

DEDICATED ASSESSMENT BUDGET

14. DEDICATED REVENUES FROM	Anticipated		Realized in Total for 2012
	2013	2012	
Assessment Cash			
Deficit (General Budget)			
Total Assessment Revenues	-	-	-
15. APPROPRIATIONS FOR ASSESSMENT DEBT	Appropriated		Expended 2012 Paid or Charged
	2013	2012	
Payment of Bond Principal			
Payment of Bond Anticipation Notes			
Total Assessment Appropriations			

DEDICATED WATER UTILITY ASSESSMENT BUDGET

14. DEDICATED REVENUES FROM	Anticipated		Realized in Cash in 2012
	2013	2012	
Assessment Cash			
Deficit Water Utility Budget			
Total Water Utility Assessment Revenues			
15. APPROPRIATIONS FOR ASSESSMENT DEBT	Appropriated		Expended 2012 Paid or Charged
	2013	2012	
Payment of Bond Principal			
Payment of Bond Anticipation Notes			
Total Water Utility Assessment Appropriations			

DEDICATED ASSESSMENT BUDGET WATER & SEWER UTILITY

14. DEDICATED REVENUE FROM	Anticipated		Realized In Cash in 2012
	2013	2012	
Assessment Cash			
Deficit (n/a Utility Budget)			
Total n/a Utility Assessment Revenues	-	-	-
15. APPROPRIATIONS FOR ASSESSMENT DEBT	Appropriated		Expended 2012 Paid or Charged
	2013	2012	
Payment of Bond Principal			
Payment of Bond Anticipation Notes			
Total n/a Utility Assessment Appropriations	-	-	-

Dedication by Rider- (N.J.S. 40a:4-39) " The dedicated revenues anticipated during the year 2008 from Animal Control, State or Federal Aid for Maintenance of Libraries, Bequest, Escheat; Federal Grant; Construction Code Fees Due Hackensak Meadowlands Development Commission; Outside Employment of Off-Duty Municipal Police Officers; Unemployment Compensation Insurance; Reimbursement of Sale of Gasoline to State Automobiles; State Training Fees - Uniform Construction Code Act; Older Americans Act - Program Contributions; Municipal Alliance on Alcoholism and Drug Abuse - Program Income; _____
 (Additional dedication by rider approved by the director.) Developer's Escrow Fund; Parking Offenses Adjudication Act; Recreation Commission;
 Disposal of Forfeited Property; Health Benefits Trust Account; Small Cities Revolving Loan Fund; Uniform Fire Safety Act Penalty Monies.
 Stream Clearing Signs Donation, Boardwalk Bench Program

are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute or other legal requirement."

(Insert additional appropriate titles in space above when applicable, if resolution for rider has been approved by the Director)

APPENDIX TO BUDGET STATEMENT

**COMPARATIVE STATEMENT OF CURRENT FUND OPERATIONS AND CHANGE IN
CURRENT SURPLUS**

CURRENT FUND BALANCE SHEET - DECEMBER 31, 2012

ASSETS			
Cash and Investments	1110100	6,360,856	00
Due from State of N.J.(c20,P.L. 1961)	1111000		00
Federal and State Grants Receivable	1110200	210,490	00
Receivables with Offsetting Reserves:	xxxxxxxxx	XXXXXXXXXX	xx
Taxes Receivable	1110300	2,090,961	00
Tax Title Liens Receivable	1110400	19,839	00
Property Acquired by Tax Title Lien Liquidation	1110500	267,200	00
Other Receivables	1110600	288,903	00
Deferred Charges Required to be in 2013 Budget	1110700	600,000	00
Deferred Charges Required to be in Budgets Subsequent to 2013	1110800	2,400,000	00
Total Assets	1110900	12,238,249	00
LIABILITIES, RESERVES AND SURPLUS			
*Cash Liabilities	2110100	7,884,837	00
Reserves for Receivables	2110200	2,833,650	00
Surplus	2110300	1,519,762	00
Total Liabilities, Reserves and Surplus		12,238,249	00

School Tax Levy Unpaid	2220100	0	00
Less School Tax Deferred	2220200	0	00
*Balance Included in Above "Cash Liabilities"	2220300	0	00

(Important: This appendix must be included in advertisement of budget.)

		YEAR 2012		YEAR 2011	
Surplus Balance, January 1st	2310100	1,576,192	00	1,664,343	00
CURRENT REVENUE ON A CASH BASIS					
Current Taxes *(Percentage collected: 2012 93.36%, 2011 94.60 %)	2310200	45,310,028	00	45,383,409	00
Delinquent Taxes	2310300	1,956,368	00	1,834,192	00
Other Revenues and Additions to Income	2310400	4,379,519	00	3,801,222	00
Total Funds	2310500	53,222,107	00	52,683,166	00
EXPENDITURES AND TAX REQUIREMENTS:					
Municipal Appropriations	2310600	27,499,145	00	24,051,419	00
School Taxes (Including Local and Regional	2310700	17,483,143	00	17,312,812	00
County Taxes(Including Added Tax Amounts)	2310800	9,720,057	00	9,742,743	00
Special District Taxes	2310900		00	0	00
Other Expenditures and Deductions from Income	2311000		00	0	00
Total Expenditures and Tax Requirements	2311100	54,702,345	00	51,106,974	00
Less: Expenditures to be Raised by Future Taxes	2311200	3,000,000	00	0	00
Total Adjusted Expenditures and Tax Requirements	2311300	51,702,345	00	51,106,974	00
Surplus Balance - December 31st	2311400	1,519,762	00	1,576,192	00

*Nearest even percentage may be used

Proposed Use of Current Fund Surplus in 2013 Budget

Surplus Balance December 31, 2012	2311500	1,519,762	00
Current Surplus Anticipated in 2013 Budget	2311600	700,000	00
Surplus Balance Remaining	2311700	819,762	00

2013

CAPITAL BUDGET AND CAPITAL IMPROVEMENT PROGRAM

This section is included with the Annual Budget pursuant to N.J.S.C. 5:30-4. It does not in itself confer any authorization to raise or expend funds. Rather it is a document used as part of the local unit's planning and management program. Specific authorization to expend funds for purposes described in this section must be granted elsewhere, by a separate bond ordinance, by inclusion of a line item in the Capital Improvement Section of this budget, by an ordinance taking the money from the Capital Improvement Fund, or other lawful means.

CAPITAL BUDGET

- A plan for all capital expenditures for the current fiscal year.

If no Capital Budget is included, check the reason why:

- Total capital expenditures this year do not exceed \$25,000, including appropriations for Capital Improvement Fund, Capital Line Items and Down Payments on Improvements.
- No bond ordinances are planned this year.

CAPITAL IMPROVEMENT PROGRAM

- A multi-year list of planned capital projects, including the current year.

Check appropriate box for number of years covered, including current year:

- 3 years. (Population under 10,000)
- 6 years. (Over 10,000 and all county governments)
- ____ years. (Exceeding minimum time period)

- Check if municipality is under 10,000, has not expended more than \$25,000 annually for capital purposes in immediately previous three years, and is not adopting CIP.

NARRATIVE FOR CAPITAL IMPROVEMENT PROGRAM

The will continue to invest in the appropriate capital improvements to best serve the citizens of Ventnor

**CAPITAL BUDGET (Current Year Action)
2013**

Local Unit City of Ventnor City

1 PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SERVICES FOR CURRENT YEAR - 2013					6 TO BE FUNDED IN FUTURE YEARS	
				5a 2013 Budget Appropriations	6b Capital Improvement Fund	5c Capital Surplus	6d Grants In Aid and Other Funds	5e Debt Authorized		
General Capital										
Building Renovations and Repairs	1	5,870,000			122,500			2,327,500	3,420,000	
Public Safety Vehicles	2	1,880,000			7,750			147,250	1,725,000	
Public Safety Equipment	3	770,000			32,500			617,500	120,000	
Public Works Vehicles	4	716,000			16,050			304,950	395,000	
Public Works Equipment	5	202,500			8,625			163,875	30,000	
Street Paving, Gutters Ramps and Curbs	6	1,010,000			47,500			902,500	60,000	
Bulkheads and Storm Drains	7	3,060,000			25,000			475,000	2,560,000	
Renovation to Parks	8	150,000			1,250			23,750	125,000	
									0	
Utility Capital									0	
Various Improvements	9	11,410,000						2,125,000	9,285,000	
Equipment	10	670,000						225,000	445,000	
									0	
								0		
TOTAL - ALL PROJECTS		25,738,500	0		0	261,175	0	0	7,312,325	18,165,000

6 YEAR CAPITAL PROGRAM - 2013 to 2018
Anticipated Project Schedule and Funding Requirements

Local Unit City of Ventnor City

PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COSTS	4 ESTIMATED COMPLETION TIME	5a	5b	5c	5d	5e	5f
				2013	2014	2015	2016	2017	2018
General Capital									
Building Renovations and Repairs	1	5,870,000		2,450,000	2,420,000	550,000	150,000	150,000	150,000
Public Safety Vehicles	2	1,880,000		155,000	1,080,000	105,000	230,000	230,000	80,000
Public Safety Equipment	3	770,000		650,000	40,000		80,000		
Public Works Vehicles	4	716,000		321,000		395,000			
Public Works Equipment	5	202,500		172,500		30,000			
Street Paving, Gutters Ramps and Curbs	6	1,010,000		950,000		60,000			
Bulkheads and Storm Drains	7	3,060,000		500,000	500,000	560,000	500,000	500,000	500,000
Renovation to Parks	8	150,000		25,000	25,000	25,000	25,000	25,000	25,000
0		0		0					
Utility Capital		0		0					
Various Improvements	9	11,410,000		2,125,000	2,285,000	1,750,000	1,750,000	1,750,000	1,750,000
Equipment	10	670,000		225,000	105,000	100,000	80,000	80,000	80,000
0		0		0					
0		0		0					
0		0		0					
TOTAL - ALL PROJECTS		25,738,500		7,573,500	6,455,000	3,575,000	2,815,000	2,735,000	2,585,000

**6 YEAR CAPITAL PROGRAM - 2013 to 2017
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS**

Local Unit City of Ventnor City

1 PROJECT TITLE	2 Estimated Total Cost	BUDGET APPROPRIATIONS		4 Capital Improve- ment Fund	5 Capital Surplus	6 Grants-in- Aid and Other Funds	BONDS AND NOTES			
		3a Current Year 2013	3b Future Years				7a General	7b Self Liquidating	7c Assessment	7d School
General Capital										
Building Renovations and Repairs	5,870,000			293,500			5,576,500			
Public Safety Vehicles	1,880,000			94,000			1,786,000			
Public Safety Equipment	770,000			38,500			731,500			
Public Works Vehicles	716,000			35,800			680,200			
Public Works Equipment	202,500			10,125			192,375			
Street Paving, Gutters Ramps and Curbs	1,010,000			50,500			959,500			
Bulkheads and Storm Drains	3,060,000			153,000			2,907,000			
Renovation to Parks	150,000			7,500			142,500			
0	0									
Utility Capital	0									
Various Improvements	11,410,000							11,410,000		
Equipment	670,000							670,000		
0										
0	0									
0	0						0			
TOTAL - ALL PROJECTS	25,738,500	0	0	682,925	0	0	12,975,575	12,080,000	0	0

SECTION 2 - UPON ADOPTION FOR YEAR 2013
(Only to be Included in the Budget as Finally Adopted)

RESOLUTION

Be it Resolved by the Commission of the City of Ventnor City, County of Atlantic that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 19,820,350 (Item 2 below) for municipal purposes, and
- (b) \$ 1,465,839 (Item 3 below) for school purposes in Type I School District only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 1,465,839 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ _____ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy

RECORDED VOTE

(Insert last name)

Ayes { *Sarno
Kelly
Bagnell*

Nays { *No one*

Abstained { *No one*

Absent { *No one*

SUMMARY OF REVENUES

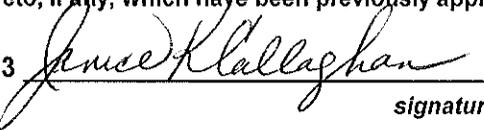
1. General Revenues

Surplus Anticipated	08-100	\$	700,000
Miscellaneous Revenues Anticipated	40004-10	\$	5,624,731
Receipts from Delinquent Taxes	15-499	\$	2,000,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$	19,820,350
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 41	07-195	\$	0
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	1,465,839
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			1,465,839
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	1,465,839
Total Revenues	400000-00	\$	29,610,920

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS	XXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
Within "CAPS"	XXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
(a&b) Operations including Contingent	30001-00	\$ 19,097,155
(e) Deferred Charges and Statutory Expenditures - Municipal	30004-00	\$ 2,656,127
(g) Cash Deficit	46-885	\$ 0
Excluded from "CAPS"	XXXXXXXXXX	XXXXXXXXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	60023-00	\$ 270,605
(c) Capital Improvements	60002-00	\$ 250,000
(d) Municipal Debt Service	60003-00	\$ 1,992,881
(e) Deferred Charges - Municipal	60024-00	\$ 1,000,000
(f) Judgements	37-480	\$ 0
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 &17.3)	29-405	\$ 0
(g) Cash Deficit	46-885	\$ 0
(k) For Local District School Purposes	60008-00	\$ 1,465,839
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	50-899	\$ 2,878,313
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	60010-00	\$ 0
Total Appropriations	30000-00	\$ 29,610,920

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 20th day of June, 2013 It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2013 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 20th day of June, 2013 , Clerk

signature

COUNTY/MUNICIPAL OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND

DEDICATED REVENUES	Anticipated		Realized in Cash in 2012	APPROPRIATIONS	Appropriated		Expended 2012	
	2013	2012			2013	2012	Paid or Charged	Reserved
FROM TRUST FUND								
Amount To Be Raised By Taxation				Development of Lands for Recreation and Conservation:	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx
				Salaries & Wages				
Interest Income				Other Expenses				
				Maintenance of Lands for Recreation and Conservation:	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx
Reserve Funds:				Salaries & Wages				
				Other Expenses				
				Historic Preservation:	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx
				Salaries & Wages				
				Other Expenses				
				Acquisition of Lands for Recreation and Conservation:				
				Acquisition of Farmland				
Total Trust Fund Revenues:	-	-	-	Down Payments on Improvements	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx
<i>Summary of Program</i>				Debt Service:	xxxxxxx	xxxxxxx	xxxxxxx	xxxxxxx
Year Referendum Passed/Implemented:				Payment of Bond Principal				xxxxxxx
				Payment of Bond Anticipation Notes and Capital Notes				xxxxxxx
Rate Assessed:	\$			Interest on Bonds				xxxxxxx
Total Tax Collected to date	\$			Interest on Notes				xxxxxxx
Total Expended to date:	\$			Reserve for Future Use				
Total Acreage Preserved to date				Total Trust Fund Appropriations:				
Recreation land preserved in 2012:								
Farmland preserved in 2012:								

Annual List of Change Orders Approved
Pursuant to N.J.A.C. 5:30-11

Contracting Unit: City of Ventnor City

Year Ending: 2012

The following is a complete list of all change orders which caused the originally awarded contract price to be exceeded by more than 20 percent. For regulatory details please consult N.J.A.C. 5:30-11.1 et. Seq. Please identify each change order by name of the project.

1

2

3

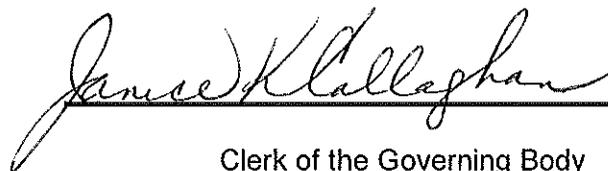
4

For each change order listed above, submit with introduced budget a copy of the governing body resolution authorizing the change order and an Affidavit of Publication in the newspaper notice required by N.J.A.C. 5:30-11.9(d). (Affidavit must include a copy of the newspaper notice.)

If you have not had a change order exceeding the 20 percent threshold for the year indicated above, please check here and certify below.

6-21-13

Date


Clerk of the Governing Body

Mayor Bagnell moved, seconded by Cmr Sarno the 2013 Municipal Budget be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolutions No. 85 thru 92 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 85 OF 2013 - COMMUNITY BUILDING DEPOSIT REFUND

WHEREAS, on February 25, 1999, the Ventnor City Board of Commissioners adopted Resolution No. 48 of 1999, which Resolution adopted the policy and fee schedule for use of the Community Building and other public premises owned by the City of Ventnor City; and

WHEREAS, under said Resolution, anyone applying for the use of the Community Building must pay a \$100.00 deposit along with the required fee, which deposit would be refunded after the building was inspected following such event and found to be left ins satisfactory condition; and

WHEREAS, the following persons paid the required \$100.00 deposit and are eligible to receive such refund.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is herein and hereby authorized to issue a refund check in the amount of \$100.00 to the following persons.

NAME & ADDRESS	DEPOSIT DATE	DATE USED	REFUND AMOUNT
Richardo Belgrave 20 S Baton Rouge Ave Ventnor, NJ 08406	5-10-13	5-11-13	\$100.00

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 85 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 86 OF 2013 - RESOLUTION OF COMPLIANCE, 2012 AUDIT REPORT

WHEREAS, NJSA 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 2012 has been filed by a Registered Municipal Accountant with the Ventnor City Municipal Clerk as per the requirements of NJSA40A: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 NJAC 5:30-6.5, a regulation requiring that he 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 NJAC 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 NJAC 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.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 86 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 87 OF 2013 - 2013-2014 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, 2013 to June 30, 2014 to the persons and locations as set forth below.

June 20, 2013

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	0122-44-001-008
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
Shaiva, LLC T/A HAG Liquors	5113 Ventnor Ave	0122-44-004-007
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	5215 Wellington Ave	0122-44-012-004
GR8 Liquors Corp T/A Roger Wilco	5026 Wellington Ave	0122-44-013-006

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 87 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 88 OF 2013 - APPOINT JAMES DICKERSON, COLLECTION SYSTEM C-3 LICENSED OPERATOR

WHEREAS the City of Ventnor, Water & Sewer Utility, is the owner and operator of the municipal sewer system; and

WHEREAS, New Jersey Department of Environmental Protection (DEP) requires a C-3 collection system license holder to oversee said sewer system during the months of June through September; and

WHEREAS, the City of Ventnor City, specifically the Water & Sewer Utility, desires to secure the services of James Dickerson to provide same as a licensed operator during this period.

NOW, THEREFORE, BE IT RESOLVED the James Dickerson is herein and hereby authorized to act as the Collection System C-3 Licensed Operator for the City of Ventnor City, Water & Sewer Utility for the months of June through September.

BE IT FURTHER RESOLVED that Mr Dickerson shall be compensated at the rate of \$413.00 per month for said services for a total compensation of \$1,652.00

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 88 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 89 OF 2013 - AMEND POLICE SPECIAL DETAIL FEE SCHEDULE

WHEREAS, Ventnor City Police Officers may be hired by third parties to perform Special Details; and

WHEREAS, the Board of Commissioners by Resolution No. 85 of 2012 established a third party billing procedures for said details; and

WHEREAS, due to provisions with in the current Police Department contract it is necessary to amend said hourly rates.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Special Details performed by Ventnor City Police Officers shall be billed to third parties at the hourly rate of:

Rate of Pay per Officer	\$65.00 per hour
Administrative Fee	\$15.00 per hour
Total:	\$80.00 per hour

BE IT FURTHER RESOLVED that a two hour minimum payment shall be required for all Special Details.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 89 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO.90 OF 2013 - APPROVE SPECIFICATIONS, CITY HALL MAINTENANCE

WHEREAS, the City of Ventnor City is desirous of receiving bids for; Custodial Services at Ventnor City Hall; 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.

June 20, 2013

BE IT FURTHER RESOLVED that it hereinafter authorizes the City Clerk to advertise for bids in the June 24, 2013 issue of the Atlantic City Press, with bids to be received on July 9, 2013 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.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 90 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 91 OF 2013 – REFUND OF TAX OVERPAYMENTS

WHEREAS, the 2012 tax on Block 114, Lot 2 known as 5903 Ventnor Ave, Ventnor, NJ, assessed to Joseph and Melanie Bancheri was overpaid in the amount of \$2,851.72 due to the mortgage company and the homeowner paying; and

WHEREAS, Mr. & Mrs. Bancheri have requested a refund sent to them at 15 Cooper Road, Mendam, NJ 07945-3001; and

WHEREAS, the 2013 tax on Block 174, Lot 4 assessed to Mary Pirolli and known as 109 N Avolyn Ave, Ventnor, NJ was overpaid in the amount of \$9,900.00 due to the legal line of the check written incorrectly; and

WHEREAS, Mrs. Pirolli has requested a refund sent to her at the above address; and

WHEREAS, the 2012 tax on Block 182, Lot 10 known as 117 N Wyoming Ave, Ventnor, NJ and assessed to Ellen T & Philip J Levonchuck was overpaid in the amount of 1,397.08 due to the title company and the mortgage company paying; and

WHEREAS, Mr. & Mrs. Levonchuck have 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 City that the Chief Financial Officer of the City of Ventnor City is authorized to issue refund checks as stated above.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 91 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 92 OF 2013 - APPOINT JAMES RUTALA FOR PLANNING & GRANT ASSISTANCE, STORM MITIGATION PROGRAMS & GRANTS

WHEREAS, due to the extensive damage caused by Hurricane Sandy, there exists a need for assistance for a storm mitigation plan as well as identifying and applying for grants that will allow the City to maximize available aid; and

WHEREAS, funds are available for this purpose; and

WHEREAS, THE Local Public Contract Law (N.J.S.A. 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 Services Contract" under the provisions of the Local Public Contracts Law because the law permits the waiving of competitive bids under N.J.S.A. 40A:5-11.

BE IT FURTHER RESOLVED that James M. Rutala Associates, LLC is hereby appointed for planning and grant assistance for storm mitigation programs and grants for the City of Ventnor pursuant to the terms of the contract.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 92 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$3,457,329.43 and payrolls from 5-18-13 to 5-31-13 in the amount of \$487,756.49 and from 6-01-13 to 6-14-13 in the amount of \$516,692.80 for approval.

Mayor Bagnell moved, seconded by Cmr Sarno the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

CONFIRM APPOINTMENT OF PAUL HYDRO TO BOARD OF RECREATION COMMISSIONERS

Cmr Sarno moved, seconded by Mayor Bagnell the appointment of Paul Hydro to the Board of Recreation Commissioners for a five-year term (5-17-13 to 5-17-18) be confirmed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL read the following JIF Safety Committee for June 2013: "All depts were represented at the June 4th meeting. There were only 2 minor auto related accidents to review. Discussion items were: 1) the recent roadway signage & walkway program attended by Fund Commissioner Goos & Risk Management Consultant Gunnison; 2) the May 1st boardwalk inspection which yielded minor recommendations. 3) since a very active storm season is predicted, discussion included what to do before, during & after catastrophic events; 4) with increased seasonal pedestrian & vehicular activity discussed was the ongoing confusion as to who has the right of way at cross walks & controlled intersections & the necessity to be extra alert".

PUBLIC PORTION

LUKU TINEL, 20 S Baton Rouge asked for the 2 big potholes on his street that have been there for 3 weeks to be fixed. CMR KELLY assured him Dave Smith inspected the area and the potholes will be fixed.

June 20, 2013

HERMENE SHAPIRO, 445 Berkshire asked if the appointments of James Dickerson (R.88) and James Rutala (R.92) were new positions. CMR KELLY responded that Mr. Dickerson would be acting as the water/sewer system licensed official during the summer months as he did last year. The City Clerk interjected that these were professional contracts, not new employees. MS SHAPIRO then asked when Fulton/Berkshire would be paved since a contract was approved. ENGINEER SABATINI responded, "Within 2 weeks".

AL SHAPIRO, 445 Berkshire asked what is being done to enforce the crosswalks laws. Police SGT HOFF responded the Police Dept is actively trying to enforce the traffic laws, in particular the crosswalks on Atlantic Ave.

MEETING ADJOURNED 5:43PM

There being no further business to conduct and no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on July 18, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Kelly moved, seconded by Mayor Bagnell the Minutes of the 6-20-13 Regular Meeting and the 7-11-13 Executive Session be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – REPLACEMENT OF CITY HALL WINDOWS

Date of Bid Opening: June 26, 2013 @11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

- | | |
|---|--------------|
| 1. Garozzo & Scimeca Construction, Inc.
Williamstown, NJ 08094
Bid Bond Attached | \$377,426.00 |
| 2. Peter V. Pirozzi General Contracting, LLC
Pittsgrove, NJ 08318
Bid Bond Attached | \$293,683.67 |

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – CITY HALL MAINTENANCE

Date of Bid Opening: July 9, 2013 @11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

- | | | |
|--|---|---|
| 1. Action Janitorial, Inc
Pleasantville, NJ 08232
\$5,000 Cashier's Check Attached | Clean City Hall Restrooms
Saturday & Sunday (July & Aug) | \$49,000.00 (2 yr Bid)
\$900.00 (2 yr Bid) |
|--|---|---|

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – INSTALLATION OF WELL #8

Date of Bid Opening: July 11, 2013 @10:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

- | | |
|---|----------------|
| 1. DeMaio Electrical Co., Inc.
Hillsborough, NJ 08844
Bid Bond Attached | \$1,991,300.00 |
| 2. Quad Construction Co., Inc.
Lumberton, NJ 08048
Bid Bond Attached | \$1,754,000.00 |
| 3. TKT Construction Co., Inc.
Williamstown, NJ 08094
Bid Bond Attached | \$1,796,000.00 |

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolutions No. 93 thru 104 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 93 OF 2013 - CO#3 (FINAL) SEWER IMPROVEMENTS, PHASE II

WHEREAS, the City of Ventnor City did award a contract for "2011 Sewer Improvements – Phase 2" and did enter into a contract with Perna Finnigan in the amount of \$1,129,844.19; and

July 18, 2013

WHEREAS the contract amount was increased from \$1,129,844.19 to \$1,299,844.19 as per work change order No. 1, Resolution No. 81 of 2012; and

WHEREAS the contract amount was increased from \$1,299,844.19 to \$1,355,813.00 as per work change order No. 2, Resolution No. 119 of 2012; and

WHEREAS, during performance of the project, the contract quantities were adjusted as required to meet the actual amounts used during the construction, and some additional work was required to properly complete and enhance the project, with the adjusted quantities and additional work being herein enclosed in Appendix A.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "2011 Sewer Improvements – Phase 2" be amended from \$1,355,813.00 to \$1,355,021.97 for a net decrease of \$791.03.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 93 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 94 OF 2013 - RENEWAL OF JIF MEMBERSHIP

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, 2014 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. James Goos, 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.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 94 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 95 OF 2013 - REFUND TAX OVERPAYMENTS

WHEREAS, the 2013 tax on Block 5, Lot 1 C1113 assessed to Barton and Audrey Kessler and known as 5000 Boardwalk #1113, Ventnor, NJ 08406 was overpaid in the amount of \$1,375.69 due to the mortgage company and the homeowner paying; and

WHEREAS, Mr. & Mrs. Kessler have requested a refund in the amount of \$1,375.69 sent to them at the above address; and

WHEREAS, the 2011 tax on Block 3880, Lot 16 assessed to Daniel & Linda Daidone and known as 816 N Victoria Ave, Ventnor, NJ 08406 was overpaid in the amount of \$3,700.95 due to a 100% Veteran's Deduction; and

WHEREAS, Mr. & Mrs. Daidone have requested a refund in the above amount sent to them at the above address.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Chief Financial Officer of the City of Ventnor City is authorized to issue refund checks as stated above.

BE IT FURTHER RESOLVED that the Tax Collector and the Chief Financial Officer of the City of Ventnor City are authorized to mark their books and records accordingly.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 95 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 96 OF 2013 - APPROVE SPECS, GENERAL REPAIRS & CONSTRUCTION OF UTILITIES

WHEREAS, the City of Ventnor City has a need to establish unit prices for standard installation and emergency repair of existing utilities.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer to prepare bid documents and to publicly bid the project.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 96 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO.97 OF 2013 - SET DATE FOR BICYCLE AUCTION

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 Saturday, August 10, 2013 at 10:00 AM, prevailing time, the following chattels in the possession of the Ventnor City Police Department: Boys and Girls Bicycles

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 97 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

July 18, 2013

RESOLUTION NO. 98 OF 2013 – AUTHORIZE CO OP PURCHASING CONTRACT WITH SOMERSET COUNTY

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, Somerset County, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, the Governing Body of the City of Ventnor City, County of Atlantic, State of New Jersey wishes to participate in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE, BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the CITY OF VENTNOR CITY.

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the MAYOR is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 98 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 99 OF 2013 - CO#1 DRAINAGE IMPROVEMENTS, FULTON AVE

WHEREAS, the City of Ventnor City did award a contract for "Drainage Improvements, Fulton Ave from Lafayette to Kingsley and Berkshire" and did enter into a contract with Arawak Paving C. in the amount of \$49,600.00; and

WHEREAS, during performance of the project, the contract quantities were adjusted as required to meet the actual amounts used during the construction with the adjusted quantities as specified in Appendix A.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Drainage Improvements, Fulton Ave from Lafayette to Kingsley and Berkshire" be amended from \$49,600.00 to \$45,318.49 for a net decrease of \$4,281.51.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 99 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 100 OF 2013 - AWARD CONTRACT, REPLACEMENT OF CITY HALL WINDOWS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, June 26, 2013, at 11:00 AM, two (2) bids for the "REPLACEMENT OF CITY HALL WINDOWS"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the REPLACEMENT OF CITY HALL WINDOWS to Peter V. Pirozzi General Contracting, LLC, 64 Sand Bridge Rd., Pittsgrove, NJ 08318 for their Total Amount Bid of \$293,683.67.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 100 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 101 OF 2013 – AWARD CONTRACT, CITY HALL MAINTENANCE

WHEREAS, the Municipal Clerk of the City of Ventnor City received and opened on Tuesday, July 9 at 11:00 AM in her Office one (1) Bid Proposals for the Maintenance of City Hall of the City of Ventnor City; and

WHEREAS, the bid has been reviewed for completeness.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards a Contract for the Maintenance of Ventnor City Hall to Action Janitorial, Inc., Pleasantville, NJ for their 2 year Bid Amount of \$49,000.00 plus their 2 year Bid of \$900.00 for cleaning of City Hall Restroom on Saturday and Sunday during the months of July and August for a total 2 year contract amount of \$49,900.00; and

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 101 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 102 OF 2013 - AUTHORIZE APPLICATION FOR PARTICIPATION IN NJBPU LOCAL GOVERNMENT ENERGY AUDIT PROGRAM

WHEREAS, the New Jersey Board of Public Utilities, Office of Clean Energy administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and

WHEREAS, the Governing Body of City of Ventnor has decided to apply to participate in the Local Government Energy Audit Program; and

July 18, 2013

WHEREAS, the facilities to be audited are in New Jersey, are owned by the City of Ventnor, are served by a New Jersey regulated public utility, and that the City of Ventnor has not already reserved \$100,000 in the Program this year as of this application; and

WHEREAS, it is acknowledged that acceptance into the Program is dependent on the Scope of Work and cost proposal, and that Program rules will have to be met in order to receive incentive funds; and

WHEREAS, upon acceptance into the Program, the City of Ventnor will prepare Facility Data Forms and Scopes of Work for each facility to be audited, solicit quotations from the authorized contractors, and submit the Part B application; and

WHEREAS, the City of Ventnor understands that energy audit work cannot proceed until a Application Approval Notice is received from the Program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Ventnor approves the submission of an Application for participation in the Local Government Energy Audit Program of the New Jersey Board of Public Utilities.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 102 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 103 OF 2013 – AUTHORIZE APPL FOR POST SANDY PLANNING ASSISTANCE GRANT

WHEREAS, the New Jersey Department of Community Affairs (NJCA) is allocating \$5 million in Community Development Block Grant – Disaster Recovery (CDBG-DR) to support long range planning for municipalities that sustained damage from Superstorm Sandy; and

WHEREAS, applications for these grants are being accepted on a first come, first serve basis; and

WHEREAS, this grant program does not require a local match; and

WHEREAS, City of Ventnor intends to apply for Post Sandy Planning Assistance \$30,000 in grant money to prepare a Strategic Recovery Planning Report; and

WHEREAS, the Strategic Recovery Planning Report will serve as a guide for actions to be taken to recover from the effects of Superstorm Sandy and to reduce vulnerabilities in the future. This Report will contain detailed descriptions of the projects proposed, planned implementation dates and proposed funding sources for these projects.

NOW THEREFORE BE IT RESOLVED

- 1) That the Governing Body does hereby authorize the application for such grants; and,
- 2) Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the and the New Jersey Department of Community Affairs; and
- 3) The City of Ventnor has sustained a ratable loss attributed to Superstorm Sandy of at least 1% or \$1M as indicated by the attached documentation from the tax assessor; and
- 4) That the City of Ventnor agrees to comply with all CDBG-DR regulations, Post Sandy Planning Assistance Guidelines and also accepts that the proposed uses of CDBG-DR funds are not reimbursable by FEMA, SBA or other federal agencies.

BE IT FURTHER RESOLVED that the Governing Body authorizes the Administration to submit an Application to NJCA for Posts Sandy Planning Assistance and to sign the Grant Agreement.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 103 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 104 OF 2013 - AUTHORIZE RFP'S FOR LICENSED SITE REMEDIATION PROFESSIONAL

WHEREAS, the City of Ventnor is seeking proposals for a Licensed Site Remediation Professional (LSRP); and

WHEREAS, the City of Ventnor wishes to obtain requests for proposals for said Licensed Site Remediation Professional.

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

The City of Ventnor is hereby authorized to prepare RFP's and seek proposals pursuant to the Fair and Open Process for a Licensed Site Remediation Professional.

BE IT FURTHER RESOLVED that the City Clerk, and all other appropriate City officials are authorized to take any and all actions in furtherance of the same.

BE IT SO RESOLVED.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 104 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$1,091,974.66 and payrolls from 6-15-13 to 6-28-13 in the amount of \$525,714.10 and from 6-29-13 to 7-12-13 in the amount of \$578,485.31 for approval.

Mayor Bagnell moved, seconded by Cmr Sarno the bills & payrolls be approved.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REAPPOINTMENTS

BD OF EDUCATION: JAMES PACANOWSKI (5-15-16)

RECREATION BD: AJ RUSSO (07-21-14); JOHN GALLAGHER (07-21-15); BART BECK (07-21-16);

DIANE BIRKBECK (07-21-17); LORI NOLAN (07-21-14)

Cmr Sarno moved, seconded by Mayor Bagnell the reappointments be confirmed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS & REMARKS

MAYOR BAGNELL read the following JIF Safety Committee for July 2013. "The Safety Committee met on July 9. Incident review was postponed until the August meeting. There was minimal activity from the open claims report. The main point of discussion was the Police dept.'s aggressive campaign to educate about pedestrian crosswalk usage since this is a confusing and potentially dangerous issue. "Double lanes" can cause severe consequences because they produce blind spots resulting in driver-impaired vision. Reminders in water bills, on city website, channel 2 and other media are being used to remind pedestrians to go to traffic light controlled intersections for safe crossing".

PUBLIC PORTION

MARY ELLEN FOSTER, 6 S Troy asked if action was taken tonight regarding tax abatements. MAYOR BAGNELL responded no action was taken. They are still working on it to "get it right".

FRANK DELUCA, 110 N Derby asked if trash drop off at Public Works on Saturdays & Sundays could be moved up to 7am. to accommodate residents leaving early. CMR. KELLY said she would speak to Dave Smith to see what could be done.

LINDA KAPLAN, 12 N Wissahickon asked 1) when property tax bills would be sent out. The City Clerk responded bills will be mailed out early next week (week of 7-22-13). 2) Will this bill would include the Homestead rebate credit as it did last year. She was told the Tax Collector could answer her question tomorrow (7-19-13). 3) What was the cause of the "flood" in the Mayor's office. CMR. KELLY & MAYOR BAGNELL reported 2 radiators (Mayor's secretary's office & Cmr. Sarno's office) leaked during the winter, damaging the carpet. The carpet was removed exposing asbestos tiles. The tiles were removed and new non-asbestos tiles installed.

FRED FOSTER, 6 S Troy asked about the tax abatement program i.e. where/when/how is it being developed. MAYOR BAGNELL stated, as he reported at last week's workshop, it is being worked on, they are looking into all aspects of the program and will not rush it. They want to be sure it is correct when implemented and will be the proper bill to help the City move forward. To Mr. Foster's question, will the public have input, the Mayor assured him once the Ordinance is developed, there will be public discussion during Commission meetings.

MEETING ADJOURNED 5:42PM

There being no further business to conduct and no one further wishing to speak, Cmr Kelly moved, seconded by Mayor Bagnell the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on August 15, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Sarno moved, seconded by Mayor Bagnell the Minutes of the 7-18-13 Regular Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – REPLACEMENT OF FIRE HOUSE ROOF

Date of Bid Opening: July 23, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. D.A. Holt, Inc. Berlin, NJ 08009 Bid Bond Attached	Base Bid: \$206,976.00 Alt #1: \$183,032.00 Alt #2: \$232,048.00 Alt #3: \$204,969.00
2. Statewide Fire Restoration, Inc. Vineland, NJ 08361 Bid Bond Attached	Base Bid: \$178,900.00 Alt #1: \$169,900.00 Alt #2: \$209,000.00 Alt #3: \$199,000.00
2. Peter V. Pirozzi General Contracting, LLC Pittsgrove, NJ 08318 Bid Bond Attached	Base Bid: \$342,573.00 Alt #1: \$332,573.00 Alt #2: \$342,573.00 Alt #3: \$332,573.00

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – GENERAL REPAIRS & CONSTRUCTION OF UTILITIES

Bid Opening: August 6, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. WECO Construction, Inc. Egg Harbor Twp., NJ 08234 Bid Bond Attached	\$13,290.00
2. West Bay Construction, Inc Absecon, NJ 08201 Bid Bond Attached	\$13,850.00
3. CTX Infrastructure Hammonton, NJ 08037 Bid Bond Attached	\$15,898.00
4. Mathis Construction Co., Inc. Little Egg Harbor, NJ 08087 Bid Bond Attached	\$16,184.56
3. Lafayette Utility Construction Co., Inc Pleasantville, NJ 08232 Bid Bond Attached	\$21,258.00

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – LICENSED SITE REMEDIATION PROFESSIONAL

Date of Bid Opening: August 8, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Earth Engineering, Inc. West Berlin, NJ 08091	Base Bid: \$25,700.00 Alt #1: \$23,700.00 Alt #2: \$21,900.00 Alt #3: \$19,300.00
2. RVW Engineers Pleasantville, NJ 08232	Base Bid: \$38,000.00 Alt #1: \$33,000.00 Alt #2: \$28,000.00 Alt #3: \$23,000.00

3. Advanced GeoServices West Chester, PA 19380	Base Bid: \$54,290.00 Alt #1: \$47,796.00 Alt #2: \$41,302.00 Alt #3: \$34,808.00
4. E2 Project Management Rockaway, NJ 07866	Base Bid: \$94,632.00 Alt #1: \$82,912.00 Alt #2: \$71,192.00 Alt #3: \$58,727.00

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Kelly the Report be received and filed.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REINTRODUCTION OF ORDINANCE 2013-13

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING & REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2013-13 be reintroduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-17

AN ORDINANCE AMENDING CHAPTER 102-11 (DEFINITIONS)
OF THE VENTNOR CITY CODE AS IT RELATES TO BUILDING HEIGHTS

Cmr Sarno moved, seconded by Mayor Bagnell that Ordinance 2013-17 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.
CMR KELLY stated that she would be voting no on the bikeway grant Resolution (Res. 106 of 2013) since she is not in favor of a bike path on Atlantic Av & feels voting for the grant would show she is supporting the bike path.

Mayor Bagnell moved, seconded by Cmr Sarno Resolutions No. 105 and No. 107 thru 117 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 105 OF 2013 - AUTHORIZE APPLICATION FOR NJDOT SAFE STREETS TO TRANSIT PROGRAM

WHEREAS, the New Jersey Department of Transportation is accepting applications for the Municipal Aid Grant Program; and

WHEREAS, this program is available to all municipalities in the State of New Jersey; and

WHEREAS, this grant program does not require a local match; and

WHEREAS, the City of Ventnor carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

WHEREAS, the Safe Streets to Transit Program may fund intersection improvements, new sidewalks, safety enhancements, pedestrian signals, traffic calming measures and ornamental lighting.

NOW, THEREFORE, BE IT RESOLVED that Board of Commissioners of the City of Ventnor formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as SST-2014-Ventnor-00003 to the New Jersey Department of Transportation on behalf of the City of Ventnor.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Ventnor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 105 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 106 OF 2013 - AUTHORIZE APPLICATION FOR NJDOT BIKEWAY GRANT PROGRAM

WHEREAS, the New Jersey Department of Transportation is accepting applications for the Bikeway Grant Program; and

WHEREAS, a primary objective of the NJDOT Bikeway Grant Program is to create 1,000 miles of dedicated bike paths; and

WHEREAS, this program is available to all counties and municipalities in the State of New Jersey and the grant program does not require a local match; and

WHEREAS, the City of Ventnor carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

WHEREAS, the City of Ventnor proposed new bike lanes on Atlantic Avenue from Jackson to Fredericksburg Avenues;

WHEREAS, this proposed project meets many of the criteria of the NJDOT since it creates new bikeway mileage, connects the existing Margate City bike lanes on Fredericksburg Avenue and the Atlantic City bike lanes on the Boardwalk at Jackson Avenue, and is a construction ready project.

August 15, 2013

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor formally approves a NJDOT grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as Bike-2014-Ventnor-00007 to the New Jersey Department of Transportation on behalf of the City of Ventnor.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Ventnor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 106 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioner Sarno and Mayor Bagnell
No: Commissioner Kelly

RESOLUTION NO. 107 OF 2013 - AUTHORIZE APPLICATION FOR NJDOT MUNICIPAL AID PROGRAM

WHEREAS, the New Jersey Department of Transportation is accepting applications for the Municipal Aid Grant Program; and

WHEREAS, this program is available to all municipalities in the State of New Jersey; and

WHEREAS, this grant program does not require a local match; and

WHEREAS, the City of Ventnor carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-Ventnor-00022 to the New Jersey Department of Transportation on behalf of the City of Ventnor.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Ventnor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 107 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 108 OF 2013 - AWARD CONTRACT, REPLACEMENT OF FIRE HOUSE ROOF

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, July 23, 2013, at 11:00 AM, two (3) bids for the "FIRE HOUSE ROOF REPLACEMENT"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the FIRE HOUSE ROOF REPLACEMENT to Statewide fire Restoration, Inc, 2151 S. Brookfield St., Vineland, NJ 08361 for their Total Base Bid Amount of \$178,900.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 108 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 109 OF 2013 – AWARD CONTRACT, INSTALLATION OF WELL #8

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Thursday July 11, 2013, at 10:00 AM, three (3) bids for the "Installation of Well #8R"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommend an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for "Installation of Well #8R" to Quad Construction Company, 732 Eayrestown Road, Lumberton, New Jersey 08048, Ph: (609) 702-8000, Fax: (609) 702-8008 for their Total Amount Bid of \$1,754,000.00

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 109 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 110 OF 2013 - CANCEL OUTSTANDING CHECK

WHEREAS, certain checks are outstanding for over 1 year and can be cancelled; and

WHEREAS, it is necessary to formally cancel said checks so that the unexpended amounts may be returned to each respective Fund.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that the following outstanding checks be cancelled.

Fund	Bank	Acct #	Date	Check #	Amount
Current	Ocean City Home Bank	xxxx4284	1/28/11	51554	\$402.25

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 110 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 111 OF 2013 - TAX OVERPAYMENT REFUNDS

WHEREAS, the 2013 tax on Block 104, Lot 9 known as 9 N Surrey Ave, Ventnor, NJ and assessed to Aris & Demetra Louvaris was overpaid in the amount of \$1,089.49 due to the mortgage company and the homeowner paying; and

WHEREAS, Mr. & Mrs. Louvaris have requested a refund sent to them at the above address; and

WHEREAS, the 2013 tax on Block 258, Lot 7 known as 413 N Dudley Ave, Ventnor, NJ and assessed to James and Diane Miltenberger was overpaid in the amount of \$1,141.17 due to the mortgage company and the title company paying; and

WHEREAS, Mr. & Mrs. Miltenberger have 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 City that the Chief Financial Officer of the City of Ventnor City is hereby authorized to issue refund checks as stated above.

BE IT FURTHER RESOLVED that the Tax Collector of the City of Ventnor City and the Chief Financial Officer are authorized to mark their books and records accordingly.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 111 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 112 OF 2013 – REAPPOINT DIANE KELLY, TAX ASSESSOR

WHEREAS, by Resolution No. 153 of 2012, Diane Kelly was appointed Tax Assessor to fill the unexpired term of Judith Weiner until June 30, 2013; and

WHEREAS, the Ventnor City Board of Commissioners wishes to reappoint Diane Kelly as Tax Assessor.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that Diane Kelly, a Certified Tax Assessor of the State of New Jersey is herein and hereby reappointed Tax Assessor for a 4-year term from July 1, 2013 to June 30, 2017.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 112 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 113 OF 2013 - COMMUNITY BUILDING DEPOSIT REFUND

WHEREAS, on February 25, 1999, the Ventnor City Board of Commissioners adopted Resolution No. 48 of 1999, which Resolution adopted the policy and fee schedule for use of the Community Building and other public premises owned by the City of Ventnor City; and

WHEREAS, under said Resolution, anyone applying for the use of the Community Building must pay a \$100.00 deposit along with the required fee, which deposit would be refunded after the building was inspected following such event and found to be left ins satisfactory condition; and

WHEREAS, the following persons paid the required \$100.00 deposit and are eligible to receive such refund.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is herein and hereby authorized to issue a refund check in the amount of \$100.00 to the following persons.

NAME & ADDRESS	DEPOSIT DATE	DATE USED	REFUND AMOUNT
Habitat For Humanity 7117 Ventnor Ave Ventnor, NJ 08406	8-2-13	8-5-13	\$100.00

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 113 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 114 OF 2013 – NAME JOHN HAZLETT PEOSH INDOOR AIR QUALITY STANDARD COMPLIANCE CONTACT PERSON

WHEREAS, NJ PEOSH Indoor Air Quality Standard requires that a person be designated as the person responsible for compliance with the standard; and

WHEREAS, the City of Ventnor City wishes to comply with this requirement and name John Hazlett at Ventnor City’s PEOSH Indoor Air Quality Standard Compliance contact person.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that John Hazlett is herein and hereby designated at the PEOSH Indoor Air Quality Standard Compliance contact person for the City of Ventnor City.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 114 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 115 OF 2013 - AWARD CONTRACT, GENERAL REPAIRS & CONSTRUCTION OF UTILITIES

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, August 6, 2013, at 11:00 AM, five (5) bids for the “GENERAL REPAIRS & CONSTRUCTION OF UTILITIES”; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder, such bid to established hourly rates to be utilized for general repairs and construction work performed by the contractor in the City on an as requested basis.

NOW, THERFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the GENERAL REPAIRS & CONSTRUCTION OF UTILITIES to WECO Construction, Inc, 3031 Ocean Heights Ave., Egg Harbor Township, NJ 08234. The total funds to be encumbered for the general repairs and construction for fiscal year 2013 is estimated at \$200,000.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 115 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 116 OF 2013 - AWARD CONTRACT, LICENSED SITE REMEDIATION PROFESSIONAL

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Thursday, August 8, 2013, at 11:00 AM, four (4) bids for a "LICENSED SITE REMEDIATION PROFESSIONAL"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for a LICENSED SITE REMEDIATION PROFESSIONAL to Earth Engineering, Inc., 403 Commerce Lane, West Berlin, NJ 08091 for their Total Base Bid Amount of \$25,700.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 116 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 117 OF 2013 - REQUEST APPROVAL FROM LOCAL GOVERNMENT SERVICES TO ESTABLISH DEDICATED TRUST BY RIDER FOR POLICE OFF DUTY/SPECIAL DETAIL ACCOUNTING

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, PL 1999, c.292 allows municipalities to receive amounts for costs incurred for Recreation; and

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider.

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

1. The Ventnor City Board of Commissioners hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for Off-Duty police detail as per NJSA 40A:4-39.
2. The municipal clerk of the City of Ventnor City is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 117 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$4,397,111.70 and payrolls from 7-13-13 to 7-26-13 in the amount of \$585,859.91 and from 7-27-13 to 8-9-13 in the amount of \$555,273.40 for approval.

Mayor Bagnell moved, seconded by Cmr Kelly the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPOINTMENT

Mayor Bagnell moved, seconded by Cmr Sarno the appointment of DAVID HOLTZMAN as Alt #2 Member of the Planning Bd (8-1-13 TO 8-19-14) be confirmed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS

MAYOR BAGNELL read the following JIF Safety Committee Report for August 2013. "The safety committee met on August 6th. All depts except beach patrol attended. 5 incidents were reviewed: 2 workers comp claims with lost time of only 1 day & 3 auto accidents, 2 of which were vehicles colliding with city patrol cars. The July 15th loss control report conducted by ACMJIF safety director's office was reviewed. Ventnor's 6-year loss ratio is 84.6% compared to the JIF average of 97%. The lost time accident frequency rate for 3 years is 3.68, above the ACMJIF average of 2.42 however, the 6 year workers comp loss ratio is below 100% at 91.9%. Discussions included how loss time accident frequency rate is calculated; training issues and how many required training topics could be handled inter departmentally and "on line" training through the MEL web site. Boardwalk railing issues were discussed with Dave Smith advising repairs have been scheduled. Lastly, flood insurance for city owned building was discussed to cover deductibles for flood in the ACMJIF/ MELJIF excess property program and satisfy FEMA dictated requirements".

REMARKS

Mayor Bagnell reported the following: 1) The City has been in meetings regarding the pump station at Ventnor Gardens Plaza. ACUA engineers, with input from Ventnor's engineer, are designing an efficient and effective pump system. The ACUA engineers are working on securing engineering & design grants to defer costs and Margate engineers have applied for FEMA mitigation grants. The ACUA and Margate engineers will work together to develop a cost estimate to repair the pump station. Ventnor, Margate & Atlantic County will pay these costs equally. Bonds will be necessary for this purpose. 2) Regarding the engineer's \$100,000 salary, the City has had staff engineer as long as he can remember. In 2009, the engineer's salary, a shared service with Longport, was \$75,000 plus benefits. The standard rate charged by an engineering firm is 10-15% of the project cost. Of the approximate \$14M in bonds for infrastructure repair work, from 2009 to 2012 in excess of \$1.5M was paid to the engineer. At interest rates averaging 3-3.5%, we are paying about \$100,000/yr in interest on his billing. In addition, projects his staff had no expertise were sub contracted to other engineers. 3) In response to the amount of debt incurred this past year, a 3 yr, \$3M in emergency bonds (@ .71% was taken to do repairs from Hurricane Sandy. To date,

August 15, 2013

Ventnor has received \$600,000 reimbursement from FEMA with an additional \$700,000 expected within a month or two. Insurance reimbursements and other funds, such as FEMA reimburse of 75% of deductibles, will follow.

PUBLIC PORTION

MARVIN BERMAN, 14 S Victoria asked CMR KELLY why she is against a bike path in Ventnor. The Cmr cited Public Safety issues (more traffic on Atlantic Av in Ventnor than in Margate & Longport, bikers not riding single file, youngsters not secure in bike riding) & having the boardwalk as a designated bike path she does not feel one is need on Atlantic Av. Mr. Berman voiced his concern that limited biking hours of the boardwalk force riders to use Atlantic Av and designating a bike lane would make it safer.

GEORGEANN ROSS, 132 N Swarthmore spoke on the following: 1) she agreed with CMR KELLY's stance regarding no bike path on Atlantic Av. 2) she thanked CMR KELLY for sending someone to check her water meter and agreed it was her usage. She asked what could be done so she is not charged sewer for the water from her sprinkler system. W/S Supervisor JOHN CONNER explained a separate water line could be installed for her sprinkler system. 3) MS ROSS thanked the Mayor for the update on the Ventnor Gardens Plaza Pump Station. 4) She asked Code Enforcement to investigate the open oil tank & broken concrete at 121 N Swarthmore. MR. AGNESINO told MS. ROSS to call his office in the morning & he would check if action has been taken on these issues.

JIMMY ACCARDI, 6605 Monmouth asked the following: 1) explain difference between an in-house engineer and a contracted engineer. MAYOR's response: In-house engineer is on a fixed salary regardless of the number of projects. A contracted engineer bills according to their fee schedule usually ranging from 10-15% of the project cost 2) do in-house or contracted engineers ever subcontract for plans or designs. MAYOR's response: Most engineers subcontract work if specialized projects require certifications they do not have. Mr. Sabatini is a civil engineer. Project such as designing HVAC systems, electrical systems, generators require electrical engineers, to determine structural stability after a storm such as Sandy, a structural engineer was needed. 3) Is it the responsibility of the engineer to apply for grants? MAYOR's response: If you do not have a grant writer, it is engineer's responsibility to do grant applications. MR ACCARDI asked if the \$3M borrowed was a bond. Mayor Bagnell answered affirmatively, reiterating his remarks made earlier this evening regarding FEMA reimbursements adding that Ventnor would receive reimbursement for all storm related expenses except approximately \$100,000. Regarding the \$3M appropriation, CFO ABODERIN clarified this is a 3 yr note, different from a bond with fixed interest amount and ability to be renewed next year.

LORENZO SANTANGELO, 5301 Atlantic asked if the City is \$15M in debt as stated in a letter he received in the mail. MAYOR BAGNELL responded no, we have been approved for \$15.3M that includes the \$3M emergency note and \$5M special grant to help defray loss of revenue from properties damaged from Sandy. CFO ABODERIN explained the \$15M as follows: \$5M bond for capital improvements (have not yet borrowed on this bond); \$2.3M Water/Sewer bond (have not yet borrowed on this bond); \$5M CDL loan (\$1.465M put in 2013 budget but have not yet drawn on this loan & are not paying interest); \$3M for hurricane Sandy which we have borrowed and will pay interest.

JEROME BOGUTZ, 110 S Somerset and ADAM RITTER, 106 S Somerset asked the Mayor to reconsider the decision to have angled parking on 100 block S Somerset. They offered examples of hazards it produces. i.e. this is a narrow, dead end street, accidents/near accidents have occurred, oversized vehicles park on the street, this is site of handicapped playground, children run out into street, when angles parking existed previously cars put headlights on when playing basketball after dark. They invited the Commissioners to view these concerns from their properties. MAYOR BAGNELL assured them parking would not be changed until the situation is investigated further.

ALAN EHRLICH, 122 N Buffalo suggested looking at ways to make the city look better by improving housing and making houses look better. He suggested tax abatements to encourage new construction and increased code enforcement to keep home values from going down. Mayor Bagnell assured him the City is working on a tax abatement program to include not only demolished buildings but also home improvements and commercial properties. Mr. Ehrlich also asked if the City has considered selling its water system to a private company, referencing his prior residence in Cherry Hill and suggesting Ventnor's high water bills were the result of mismanagement. The Mayor responded they have had a few "sales pitches" and may consider it in the future but nothing has been done so far.

PAULA DELUCA, 110 N Derby asked the following: 1) Will Ventnor be going out for bid for storm debris removal in advance of the coming hurricane season as Ocean City did in 2012? MAYOR's response: In order to receive FEMA reimbursement the City was required to contract with a state licensed, FEMA approved company. Ashbritt was licensed and approved. 2) On the topic of privatizing Ventnor City's water system, MS DELUCA referenced NJ American Water Co comparing the benefits of its broad base of operations and rate regulation to the disadvantages of a municipally, non-regulated utility. 3) On the subject of tax abatements MS DELUCA referenced the Mayor's remarks at a recent workshop on the need for studies of neighborhoods to assess qualifications for tax abatements. This generated concern because it echoes redevelopment. Residents in Ventnor Heights are worried their homes may be targeted because of quotes by Mr Quirk this past spring that Ventnor lost 400-600 families due to hurricane storm damage to their homes. MS DELUCA, who lives in the Heights, does not want to live in an area of blight determination because even "up to code" homes will be dragged down with that "tag". She concluded by asking if a study of the tax collection ramifications of losing 400-600 homes was done and what is the vision of future as far as any kind of citywide studies by development type companies based on case by case, house by house rather than by neighborhoods. MAYOR's response: He was initially under the impression a study was needed to determine a "need designation" in order for a tax abatement program. He has since found that may not be the case. They are investigating different types of programs so everyone in the city will benefit. They are taking their time to "get it right".

6:20PM PUBLIC PORTION CLOSED

There being no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the Public Portion be closed. Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

6:20PM EXECUTIVE SESSION

MAYOR BAGNELL read the statement required before Executive Session: *"The New Jersey Open Public Meeting Act permits the discussion of certain matters within Executive Session, as an exception to certain provisions of said law. The Ventnor City Board of Commissioners wishes to discuss certain matters, which qualify as exceptions in Executive Session. No action binding upon the Board of Commissioners will be taken within Executive Session and the discussion conducted in closed session will be disclosed to the public when legally permitted and when the public interest will no longer be served by keeping such matters confidential. The matter to be discussed is one of ongoing litigation."*

August 15, 2013

6:35PM EXECUTIVE SESSION CONCLUDED

Mayor Bagnell moved, seconded by Cmr Sarno the Board return to Regular Session.

Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

Solicitor Weintrob reported that discussed in Executive Session were matters of ongoing litigation. By the next meeting, additional investigation will be done and a decision will be made if we need another executive session or there is a need to vote on anything.

MEETING ADJOURNED 6:36PM

There being no further business to conduct and no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on September 19, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Cmr Sarno moved, seconded by Cmr Kelly the Minutes of the 8-15-13 Regular Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-13

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING & REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-17

AN ORDINANCE AMENDING CHAPTER 102-11 (DEFINITIONS)
OF THE VENTNOR CITY CODE AS IT RELATES TO BUILDING HEIGHTS

Mayor Bagnell announced the public hearing was open and anyone could be heard speaking for or against the Ordinance.

KEN ROSS asked if height limits now include provisions for those who will be required to raise their homes.

CONSTRUCTION OFFICIAL AGNESINO responded roof (eave height) would be measured from base flood elevation with an additional 4' allowance to encourage homeowners to go higher than the 2' mandated by the City. GEORGEANN ROSS asked Mr. Agnesino to clarify if the City is "mandating" residents to raise their homes. MR. AGNESINO explained if you are raising your home or building a new home the City is mandating there be an extra 2' of free board above base flood elevation – the City is not mandating homes be raised.

There being no one further wishing to be heard, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – WELL #10 PUMP HOUSE REPAIRS

Date of Bid Opening: September 11, 2013@ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

- | | |
|---|--------------|
| 1. Roger W. Wuestefeld, Inc.
Marlton, NJ 08053
Bid Bond Attached | \$349,500.00 |
| 2. R. Maxwell Construction Co
Pleasantville, NJ 08232
Bid Bond Attached | \$298,412.00 |

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Mayor Bagnell moved, seconded by Cmr Sarno the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-19

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102- DEVELOPMENT REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR AS IT RELATES TO DUPLEXES AND/OR 2 FAMILY DWELLINGS

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2013-19 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-13

ORDINANCE OF THE CITY OF VENTNOR CITY AMENDING CHAPTER 126 OF THE CITY CODE BY UPDATING & REVISING THE FLOOD DAMAGE PREVENTION ORDINANCE AS DIRECTED BY THE STATE OF NEW JERSEY

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-13 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-17

AN ORDINANCE AMENDING CHAPTER 102-11 (DEFINITIONS)
OF THE VENTNOR CITY CODE AS IT RELATES TO BUILDING HEIGHTS

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-17 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda. CMR KELLY indicated she would abstain from casting votes on Resolutions 123, 124 and 125 because she has not received enough information and is not looking for a class action suit if union requirements are not met. Further, she would be voting no for Res 126 (Complete Streets Policy) since it deals with the bike path on Atlantic Av. If plan called for creating single lanes on Atlantic, she might support it but as it is now a bike path on Atlantic would be too dangerous.

Prior to the Vote being taken under consent agenda, MR. ROSS questioned Res 130. CMR KELLY explained it authorizes the purchase of 2-F250 Pickup trucks, not an F150 as indicated on last week's workshop agenda. When asked if the City might consider purchasing used trucks, CMR KELLY explained government entities are not permitted to "shop for good condition used vehicles" and further explained the excessive amount of use these trucks receive. Trucks purchased a few years ago were taken to Convention Hall during Hurricane Sandy and trucks being replaced now are older vehicles (15 yrs or older) that were used during the storm. In addition, leasing vehicles does not work for government – amount equals cost of purchasing new. MAYOR BAGNELL asked if price of Emergency Management truck includes all the equipment. CMR KELLY responded it includes lights and related equipment, not "equipment we put inside".

Cmr Kelly moved, seconded by Cmr Sarno Resolutions No. 118 thru 122 of 2013 and Resolutions No. 127 thru 143 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 118 OF 2013 - AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH PHILADELPHIA RESIDENTIAL DEVELOPMENT CO

WHEREAS, Philadelphia Residential Development Company (hereinafter "Development Co") is the owner of certain real property in the City of Ventnor City, and being designated as Block 10, Lot 1 on the Tax Map of the City of Ventnor City and has requested the City enter into a Revocable License Agreement so as to allow the placement and useage of a trailer, security fencing and timber decking on a public right of way commonly known as Little Rock Avenue and the Boardwalk, and as more fully indicated on the site plan prepared by Arthur Ponzio Co. & Associates, Inc., dated July 2, 2013; and

WHEREAS, Development Co. has applied and was granted a C Variance from the City of Ventnor Planning Board for a front yard setback in order to construct the temporary trailer and security fence on the City right of way on Little Rock Avenue and the Boardwalk; and

WHEREAS, the Board of Commissioners has determined that the area requested to be licensed is not required for public use; and

WHEREAS, the Board of Commissioners has determined that a Revocable License Agreement would not be detrimental to surrounding properties;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey, does hereby direct the Mayor and City Clerk to execute a Revocable License Agreement with Development Co., so as to allow the placement and useage of a trailer, security fencing and timber decking on a portion of the public right of way commonly known as Little Rock Avenue and the Boardwalk and being more fully indicated on the site plan prepared by Arthur Ponzio Co. & Associates, Inc., dated July 2, 2013, copies of which are attached hereto as "Schedule A and consistent with the terms of the revocable license.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 118 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 119 OF 2013 - AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH ATLANTIC ELECTRIC CO

WHEREAS, Atlantic City Electric Company (hereinafter "Electric Company") has requested the City enter into a Revocable License Agreement so as to allow the gating and useage of a public right of way, being designated as Block 278, Lot 3 on the Tax Map of the City of Ventnor City, commonly known as Fredericksburg Avenue, and as more fully indicated on the plan referred to as the Preliminary and Final Site Plan Application for Marven Substation Improvements, prepared by Paulus, Sokolowski & Sartor, LLC, dated April 9, 2013; and

WHEREAS, the Board of Commissioners has determined that the area requested to be licensed is not required for public use; and

WHEREAS, the Board of Commissioners has determined that a Revocable License Agreement would not be detrimental to surrounding properties;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey, does hereby direct the Mayor and City Clerk to execute a Revocable License Agreement with Atlantic City Electric Company, so as to allow the erection of a manual swing gate on a portion of the public right of way commonly known as Fredericksburg Avenue and being in proximity of the Atlantic City Electric Sub Station referred to as the Marven Substation and being more fully indicated on pages C-01 and C-08 of the site plan prepared by Paulus, Sokolowski & Sartor, LLC, dated April 9, 2013, copies of which are attached hereto as "Schedule A".

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 119 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 120 OF 2013 - CLOSE ESCROW ACCOUNT

WHEREAS, the Planning & Zoning Boards of the City of Ventnor City is required to collect escrow fees from developers for projects within the City, and

WHEREAS, the following developers have paid said fees, and

WHEREAS, the applications have been finalized and final notification has been published, the excess funds and interest must be returned to the developers.

September 19, 2013

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that the Chief Finance Officer of the City of Ventnor City is hereby authorized to close the account as state below.

BE IT FURTHER RESOLVED that the Chief Finance Officer is authorized to mark the books and records accordingly.

Name	Property Address	Block/Lot	Remaining Balance
Cheso & Cristian DiPrato	101 S. Frankfort Avenue	8/5	\$1,309.41

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 120 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 121 OF 2013 – REFUND TAX OVERPAYMENTS

WHEREAS, the 2013 tax was overpaid on Block 381, Lot 1 C0122 known as 5812 Burk Ave, Ventnor, NJ assessed to Daniel, Maria & Jon Giordano due to 100% Veteran’s Exemption; and

WHEREAS, Mr. Giordano has requested a refund sent to them at the above address in the amount of \$509.03; and

WHEREAS, the 2013 tax was overpaid on Block 187, Lot 2 known as 205 N Melbourne Ave, Ventnor, NJ assessed to Robert R & Colleen Boselli due to 100% Veteran’s Exemption; and

WHEREAS, Mr. Boselli has requested a refund sent to them at the above address in the amount of \$1,555.36; and

WHEREAS, the 2013 tax was overpaid on Block 11, Lot 1 C102 known as 5300 Boardwalk, Ventnor, NJ assessed to Patricia Ann Kofsky due to the mortgage company and the homeowner paying; and

WHEREAS, Ms. Kofsky has requested a refund sent to her at 6445 Via Rosa, Boca Raton, FL 33433 in the amount of \$1,405.66; and

WHEREAS, the 2012 tax was overpaid on Block 5, Lot 1 C1507 known as 5000 Boardwalk, Ventnor, NJ assessed to David Tori due to an overpayment; and

WHEREAS, Mr. Tori has requested a refund sent to him at 1401 Pleasure Ave, Ocean City, NJ 08226 in the amount of \$52.32.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer of the City of Ventnor City is authorized to issue refunds as stated above.

BE IT FURTHER RESOLVED that the Tax Collector and the Chief Financial Officer of the City of Ventnor City are authorized to mark their books and records accordingly.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 121 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 122 OF 2013 - CANCEL TAX, 100% DISABLED VETERAN DEDUCTION

WHEREAS, certain properties in the City of Ventnor were billed for taxes and should be cancelled as follows:

Blk/Lot	Name/Address	Amount	Year	Reason
381/1 C0122	Giordano - 5812 Burk Ave	\$1,084.32	2013	100% Disabled veteran
187/2	Boselli – 205 N Melbourne Ave	\$3,480.17	2013	100% Disabled veteran

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 tax as stated above.

BE IT FURTHER RESOLVED that the Chief Financial Officer and the Tax Collector of the City of Ventnor City are authorized to mark their books and records accordingly.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 122 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 123 OF 2013 - AUTHORIZE PARTICIPATION IN NJ STATE HEALTH BENEFITS PROGRAM

BE IT RESOLVED:

1. The City of Ventnor City, STATE SOCIAL SECURITY I.D. NUMBER 21-3001326 hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.46.2) and to authorize coverage for all the employees and their dependents thereunder in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees’ Health Benefits Commission.
2. A. We elect to participate in the Employee Prescription Drug Plan defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees’ Health Benefits Commission.
 - B. We will be maintaining _____ as our prescription drug plan.¹
NAME OF PLAN
 - C. We will not have a stand-alone prescription drug plan and understand that prescription drug coverage will be provided based on the medical plan chosen by the subscriber.
3. A. We elect to participate in the Employee Dental Plans defined by N.J.S.A. 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission.
 - B. We will be maintaining Delta Dental as our dental plan.¹
NAME OF PLAN
 - C. We will not have a dental plan.

4 We elect 32 hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C. 17:9-4.6.

5 As a participating employer we will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder.

6 We hereby appoint Renea Naticchione, Payroll Supervisor to act as Certifying Officer in the administration of this program.

7. This resolution shall take effect immediately and coverage shall be effective as of JANUARY 1, 2014
DATE

or as soon thereafter as it may be effectuated pursuant to the statutes and regulations (can be no less than 75 or 90 days pursuant to the provisions of N.J.S.A. 17:9-1.4).

NOTE: AN INDIVIDUAL IS PERMITTED COVERAGE AS AN EMPLOYEE, RETIREE, OR DEPENDENT. MULTIPLE COVERAGE UNDER THE SHBP OR SEHBP IS PROHIBITED. ¹If not electing prescription drug coverage and/or dental plan participation through the State Health Benefits Program or School Employees' Health Benefits Program, attach copies of the current prescription drug and dental plan contracts. ²As of 6/1/2010, may not be less than 25 hours per week for employees, or 35 hours per week for elected or appointed officials. 156 NUMBER OF EMPLOYEES

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 123 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioner Sarno and Mayor Bagnell
Abstain: Commissioner Kelly

RESOLUTION NO. 124 OF 2013 – RESOLUTION TO ELECT A PREMIUM DELAY OPTION FOR NJ STATE HEALTH BENEFITS PROGRAM

A RESOLUTION to elect a premium delay option as selected below.

One month delay (initial election)

X Two month delay (Initial election)

Add additional one month delay for a maximum premium delay of two months (for locations that have previously adopted a one month premium delay)

BE IT RESOLVED:

The City of Ventnor City hereby resolves to exercise its premium delay option under the State Health Benefits Program and/or School Employees' Health Benefits Program as selected above, commencing with the January , 2014 premium.

We understand that, should our group elect to terminate State Health Benefits Program and/or School Employees' Health Benefits Program participation sometime in the future or the Programs cease to exist, any delayed premiums will become due and payable immediately. We understand that this premium delay shall take effect 60 days following receipt of this resolution by the State Health Benefits Commission or School Employees' Health Benefits Commission.

We understand, in accordance with N.J.S.A. 17:9-5.S(b), that full payment of health benefit charges must be received on or before the due date printed on the bill and that interest shall be applied to the total transmittal of health benefit charges from the day following the due date until the day payment is received.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 124 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioner Sarno and Mayor Bagnell
Abstain: Commissioner Kelly

RESOLUTION NO. 125 OF 2013 - AUTHORIZE PARTICIPATION FOR DOMESTIC PARTNERSHIP COVERAGE UNDER NJ STATE HEALTH BENEFITS PROGRAM

BE IT RESOLVED:

1. The City of Ventnor City _____
NAME OF EMPLOYER SHBP/SEHBP LOCATION NUMBER

a participating employer in the State Health Benefits Program and/or School Employees' Health Benefits Program hereby elects to participate in the Domestic Partnership coverage provided by the State Health Benefits Act of the state of New Jersey (N.J.S.A. 52:14-17.25 et seq.) and to authorize coverage for all the active and retired employees and their domestic partners thereunder in accordance with the statute and regulations adopted by the State Health Benefits Commission and School Employees' Health Benefits Commission.

2. As a participating employer we will remit to the State Treasury all premiums on account of active and retired employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated thereunder.

3. As a participating employer, we will be responsible for the reporting of active and retired employees' imputed income associated with coverage of domestic partners and will pay all employer federal taxes due on that imputed income.

4. That domestic partnerships must meet the requirements of the Domestic Partnership Act and a *Certificate of Domestic Partnership*, obtained from the State of New Jersey through application to the employee's Local Registrar prior to February 19, 2007 (or a valid certification from another jurisdiction that recognizes same-sex domestic partners, civil unions, or similar same-sex relationships), must be made available along with any other required documentation upon request of the employer and/or the Health Benefits Bureau of the Division of Pensions and Benefits.

5. We hereby appoint Renea Naticchione, Payroll Supervisor to act as Certifying Officer in the administration of this program.

6. This resolution shall take effect Immediately and coverage shall be effective as of January 1, 2014 or as soon thereafter as it may be effectuated pursuant to statutes and regulations

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 125 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioner Sarno and Mayor Bagnell

Abstain: Commissioner Kelly

RESOLUTION NO. 126 OF 2013 – ESTABLISH & ADOPT A COMPLETE STREETS POLICY

WHEREAS, the City of Ventnor is committed to creating a pedestrian and bikeway system that makes walking and cycling a viable alternative to driving, and which improves bicyclist and pedestrian safety; and

WHEREAS, a Complete Street is defined as a means to provide safe access for all users by designing and operating a comprehensive, integrated, connected multi-modal network of transportation options; and

WHEREAS, the benefits of Complete Streets include improving safety for pedestrians, bicyclists, children, older citizens, non-drivers and the mobility challenged as well as those that cannot afford a car or choose to live car free; providing connections to bicycling and walking trip generators such as employment, education, residential, recreation, retail centers and public facilities; promoting healthy lifestyles; creating more livable communities; reducing traffic congestion and reliance on carbon fuels thereby reducing greenhouse gas emissions; and saving money by incorporating sidewalks, bike lanes, safe crossings and transit amenities into the initial design of a project, thus sparing the expense of retrofits later; and

WHEREAS, the Board of Commissioners of the City of Ventnor wishes to implement a Complete Streets policy though the planning, design, construction, maintenance and operation of new and retrofit transportation facilities, enabling safe access and mobility of pedestrians, bicyclists, transit users of all ages and abilities.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor adopts the following Complete Streets Policy:

Purpose: To adopt a Complete Streets Policy that acknowledges and implements the concept that streets should be designed, built and retrofitted for all users: motor vehicles, pedestrians, bicyclists, transit users and people with disabilities. The City recognizes that this policy must be flexibly and that all streets are different and user needs must be balanced and fit into the context of the community. Implementation of this policy will integrate the needs of all users into everyday transportation and land use decision making, and will take place through the following methods:

1. Bicycle and pedestrian ways shall be established in new construction and reconstruction projects unless one or more of the following conditions are met:

- Bicyclists and pedestrians are prohibited by law from using the roadway.
- The cost of accommodations is excessively disproportionate to cost of project, at more than twenty percent (20%) of total cost.
- Where sparse population, travel or other factors indicate an absence of need as defined by any street with a paved roadway width greater than 28 feet and less than 100 vehicles per day.
- Detrimental environmental or social impacts outweigh the need for these accommodations
- The safety or timing of a project is compromised by the inclusion of Complete Streets.

2. Paved shoulders should be included in all new construction and reconstruction projects on roadways used by more than 1,000 vehicles per day consistent with NJDOT Complete Streets policy.

3. Sidewalks, shared use paths, street crossings, pedestrian signals, signs, street furniture, transit stops and facilities, and all connecting pathways shall be designed, constructed, operated and maintained so that all pedestrians, including people with disabilities, can travel safely and independently.

4. The design and development of the transportation infrastructure shall improve conditions for bicycling and walking through the following additional steps:

- Planning projects for the long-term. The design and construction of new facilities that meet the criteria in Item 1 above should anticipate likely future demand for bicycling and walking facilities and not preclude the provision of future improvements.
- Addressing the need for bicyclists and pedestrians to cross corridors as well as travel along them. The design of intersections and interchanges shall accommodate bicyclists and pedestrians in a manner that is safe, accessible and convenient.
- Getting exceptions approved at a senior level. Exceptions for the non-inclusion of bikeways and walkways shall be approved by a senior manager and be documented with supporting data that indicates the basis for the decision.
- Designing facilities to the best currently available standards and guidelines. The design of facilities for bicyclists and pedestrians should follow design guidelines and standards that are commonly used, such as the AASHTO Guide for the Development of Bicycle Facilities, AASHTO's A Policy on Geometric Design of Highways and Streets, and the ITE Recommended Practice "Design and Safety of Pedestrian Facilities".

5. Exceptions to this policy are permitted and are contingent upon the presence of specific safety concerns and approval by the City Engineer prior to granting exceptions.

6. This Complete Streets Policy shall be incorporated into the next Reexamination, update, revision, amendment or adoption of the Master Plan.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be sent to all Departments and Agencies having a responsibility for or connection with projects covered by the City of Ventnor Complete Streets Policy.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 126 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioner Sarno and Mayor Bagnell

No: Commissioner Kelly

RESOLUTION NO. 127 OF 2013 - AUTHORIZE APPLICATION FOR SUBGRANT AWARD OF FEDERAL FISCAL YEAR 2013, DEPT OF HOMELAND SECURITY EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM FUNDING

WHEREAS, the City of Ventnor, Office of Emergency Management is applying for a State Homeland Security Grant Program Sub-grant CFDA #97.042, from the New Jersey State Police Office of Emergency Management. The Sub-grant, consisting of a total amount of \$10,000.00, including \$5,000.00 Federal Award and \$5,000.00 Local Matching Funds, is for the purpose of enhancing Ventnor City's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the sub-grant award incorporates all conditions and representations contained or made in application and notice of award #2013-EP-EO-0047; and

WHEREAS, the Ventnor City Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Sub-grant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Sub-grant Award calls for a match in the amount of \$5,000.00 which the Ventnor City Office of Emergency Management adequately satisfies through the 2013 City of Ventnor approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor here with accepts the award of the FFY13 Homeland Security Emergency Management Performance Grant Program Sub-grant in the amount of \$5,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$5,000.00, which is now available from the New Jersey State Police, Office of Emergency Management in the like amount of \$5,000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under the caption FFY13 Homeland Security Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED that the Ventnor City Administrator, the Ventnor Chief Fiscal Officer and the Ventnor Director of Emergency Management are authorized to sign the appropriate sub-grant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Director of the Division of Local Government Services; Thomas Russo Municipal Administrator; Toro Aboderin Chief Financial Officer; William J. Melfi, Director of Emergency Management and NJ Office of the Treasury.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 127 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 128 OF 2013 - APPROVE SPECS, STREET SWEEPER

WHEREAS, the City of Ventnor City is desirous of receiving bids for supplying of one (1) 3-Wheel Broom Street Sweeper for the Ventnor City 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 September 23, 2013 issue of the Atlantic City Press, with bids to be received on October 8, 2013 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 Kelly moved, seconded by Cmr Sarno that Resolution No 128 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 129 OF 2013 - APPROVE SPECS, DUMP TRUCK

WHEREAS, the City of Ventnor City is desirous of receiving bids for supplying of one (1) F-750 Dump Truck for the Ventnor City 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 September 23, 2013 issue of the Atlantic City Press, with bids to be received on October 8, 2013 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 Kelly moved, seconded by Cmr Sarno that Resolution No 129 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 130 OF 2013 - AWARD STATE CONTRACT, (2) F250 PICK UP TRUCK

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 the 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 contracts with the attached Referenced State Contract Vendors 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 City of Ventnor City authorizes the purchase of certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

Be It Further Resolved, that the governing body 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 Finance Officer; and

Be It Further Resolved that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendors shall be from January 1, 2013 to December 31, 2013.

Vendor	State Contract #	Expiration Date
DFFLM, LLC	A83577/T2100	12-31-13
T/A DITSCHMAN/FLEMINGTON FORD		

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 130 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 131 OF 2013 - AWARD STATE CONTRACT, F350 PICK UP TRUCK

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 the 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 contracts with the attached Referenced State Contract Vendors 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 City of Ventnor City authorizes the purchase of certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

Be It Further Resolved, that the governing body 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 Finance Officer; and

Be It Further Resolved that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendors shall be from January 1, 2013 to December 31, 2013.

Vendor	State Contract #	Expiration Date
DFFLM, LLC	A83557 T2101	12-31-13
T/A DITSCHMAN/FLEMINGTON FORD		

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 131 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 132 OF 2013 - AWARD STATE CONTRACT, FORD EXPLORER

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 the 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 contracts with the attached Referenced State Contract Vendors 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 City of Ventnor City authorizes the purchase of certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

Be It Further Resolved, that the governing body 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 Finance Officer; and

Be It Further Resolved that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendors shall be from January 1, 2013 to December 31, 2013.

Vendor	State Contract #	Expiration Date
BEYER FORD	A83013	12-31-13

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 132 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 133 OF 2013 - AUTHORIZE ATLANTIC CO MUTUAL AID & ASSISTANCE AGREEMENT BETWEEN PARTICIPATING UNITS

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies police, Emergency Medical Service, fire departments, fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD)- 5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq, provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency, and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Service Resource Emergency Deployment Act," N.J.A.C. 52:14E-11 et. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq, and

WHEREAS, it is deemed to be in the best interests of the residents of this municipality and/or fire district to enter into a mutual aid and assistance agreement with the County of Atlantic and other municipalities including (but not limited to) municipal police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations and/or fire districts to provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

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

- A. That the City of Ventnor is hereby authorized and directed to enter into the Atlantic County Mutual Aid and Assistance Agreement between Participating Units, a copy of which is attached hereto and made part hereof, on the terms and conditions contained herein.
- B. That the Mayor and Commissioners of the City of Ventnor are hereby authorized and directed to execute said Mutual Aid and Assistance Agreement on behalf of the City of Ventnor.
- C. That the Municipal Clerk is hereby authorized and directed to forthwith forward a copy of this Resolution and an executed copy of Schedule A of the agreement to the offices of the Atlantic County Office of Emergency Management for review and filing by the appropriate Fire, EMS and County Prosecutor or his designee as appropriate.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 133 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 134 OF 2013 - COMMUNITY BUILDING DEPOSIT REFUNDS

WHEREAS, on February 25, 1999, the Ventnor City Board of Commissioners adopted Resolution No. 48 of 1999, which Resolution adopted the policy and fee schedule for use of the Community Building and other public premises owned by the City of Ventnor City; and

WHEREAS, under said Resolution, anyone applying for the use of the Community Building must pay a \$100.00 deposit along with the required fee, which deposit would be refunded after the building was inspected following such event and found to be left in satisfactory condition; and

WHEREAS, the following persons paid the required \$100.00 deposit and are eligible to receive such refund.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that the Chief Financial Officer is herein and hereby authorized to issue a refund check in the amount of \$100.00 to the following persons.

NAME & ADDRESS	DEPOSIT DATE	DATE USED	REFUND AMOUNT
Breakers on the Boardwalk 5400 Boardwalk Ventnor, NJ 08406	8-7-13	9-7-13	\$100.00
5300 Boardwalk Condo 5300 Boardwalk Ventnor, NJ 08406	7-30-13	9-8-13	\$100.00

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 134 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 135 OF 2013 – AUTHORIZE PLANS & SPECS, FIRE HOUSE GAS BOILER REPLACEMENTS

WHEREAS, there exists a need to replace the gas boilers at the New Haven Avenue Fire House; and

WHEREAS, the City of Ventnor City wishes to perform said repairs.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the design and specifications as required and to publicly bid the project known as "Replacement of Gas Boilers at the New Haven Avenue Fire House".

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 135 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 136 OF 2013 - AWARD CONTRACT, WELL #10 PUMP HOUSE REPAIRS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, September 11, 2013, at 11:00 AM, two (2) bids for the "WELL #10 PUMP HOUSE REPAIRS"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the WELL #10 PUMP HOUSE REPAIRS to R. Maxwell Construction Co., 206 W. Delilah Rd., Pleasantville, NJ 08232 for their Total Bid Amount of \$298,412.00.

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

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 136 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 137 OF 2013 - CHP 159, ALCOHOL EDUCATION & REHABILITATION GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$1,662.40, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
Alcohol Education & Rehabilitation

BE IT FURTHER RESOLVED that a like sum of \$1,662.40 be and the same is hereby appropriated under the caption of:

(a) Operations – Excluded from CAPS
Public and Private Programs Offset by
Revenues:
Alcohol Education & Rehabilitation

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 137 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 138 OF 2013 - CHP 159, STATE HOUSING INSPECTION PROGRAM GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$7,113.00, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
FY 2013 State Housing Inspection Program

BE IT FURTHER RESOLVED that a like sum of \$7,113.00 be and the same is hereby appropriated under the caption of:

(b) Operations – Excluded from CAPS
Public and Private Programs Offset by
Revenues:
FY 2013 State Housing Inspection Program

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 138 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 139 OF 2013 - CHP 159, DRUNK DRIVING ENFORCEMENT GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$10,600.49, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
FY 2013 Drunk Driving Enforcement Fund

BE IT FURTHER RESOLVED that a like sum of \$10,600.49 be and the same is hereby appropriated under the caption of:

(c) Operations – Excluded from CAPS
Public and Private Programs Offset by
Revenues:
FY 2013 Drunk Driving Enforcement Fund

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 139 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 140 OF 2013 - CHP 159, MUNICIPAL ALLIANCE GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$5,391.30, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
Municipal Alliance

BE IT FURTHER RESOLVED that a like sum of \$5,391.30 be and the same is hereby appropriated under the caption of:

(d) Operations – Excluded from CAPS
Public and Private Programs Offset by
Revenues:
Municipal Alliance

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 140 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 141 OF 2013 - CHP 159, SAFE & SECURE COMMUNITIES GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$13,953.25, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
Safe & Secure Communities

BE IT FURTHER RESOLVED that a like sum of \$13,953.25 be and the same is hereby appropriated under the caption of:

(e) Operations – Excluded from CAPS
Public and Private Programs Offset by
Revenues:
Safe & Secure Communities

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 141 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 142 OF 2013 - NAMING STATE CONTRACT VENDORS

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 the 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 contracts with the attached Referenced State Contract Vendors 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 City of Ventnor City authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

Be It Further Resolved, that the governing body 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 Finance Officer; and

Be It Further Resolved, that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendors shall be from January 1, 2013 to December 31, 2013.

Referenced State Contract Vendors

Vendor	State Contract #	Expiration Date
A.E. Stone	82251 (Asphalt Concrete – Std HP Cold Patch)	08/31/2014
A E Stone	T-0142/80202 (Road & Highway Building Materials: Crushed Stone Sand & Gravel)	10/31/2013
	T-0155/79984 (Hot Mix Asphalt9 (HMA) Pick-Up, DOT)	09/30/2013
Battery Zone Inc.	83910 (Radio Communication Equipment & Accessories)	04/30/2018
Cargill	Atlantic County Cooperative	
CDW-G	70262 WSCA Contract (Data Comm. & Network Equipment)	08/31/2014
Chapman	79166/T-2760 (OEM Auto Parts & Accessories -Light Duty Vehicles)	06/25/2012
Central Jersey Equipment Inc.	76914/T-2187 (Parts & Repair of lawn & ground equip)	06/28/2014
Celebrity Ford	83013 (Vehicles & SUVs)	10/29/13
Dell Marketing	70256/M-0483 (WSCA Computer Contract)	08/31/2014
	77033/M-0003 (Software License, Support, Maintenance & Related Services)	06/30/2015
Delaware Office Equipment	T-0109 (Radio Communication Equipment & Accessories)	04/30/2018
DFFLM	83557/T-2101 (Vehicles, Trucks, Class 3, Pick-up, Utility etc.)	02/28/2014
EB Fence LLC	74880/T-0640	10/31/2013
First Due Emergency	78931/T-0046 (Firefighter Protective Clothing & Equipment)	05/31/2014
Fastenal Company	79873/M-0002 (Industrial/MRO Supplies & Equipments)	02/28/2014
Garden State Highway Products	76835 (Breakaway U-Post Sign Support)	06/30/2014
	T0136 / 76455 Sign Blanks-Aluminum	04/30/2014
	T0120 / 81444 Sheeting-Reflective	04/30/2014

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General Highway Products	78022/T-1529 (Traffic Devises: Signals, Poles, Controls & Parts etc)	11/30/2013
Giles and Ransome	69706 (Parts & Repairs: Road Maintenance Equipment)	10/28/2013
Goodyear	M-8000 (Tires & Tubes)	03/31/2015
Grainger	79875/M-0002 (Industrial/MRO Supplies & Equipments)	02/28/2014
Genuine Parts Company	80071 (Automotive Parts & Accessories)	11/25/2013
H A DeHart	T-2085 (Auto Parts & Accessories - Heavy Duty Vehicles)	03/17/2014
Jasper Engines & Transmissions	73735 (Auto Parts & Accessories -Heavy Duty Vehicles)	03/17/2014
JC Miller AKA:NAPA	73739 (Auto Parts & Accessories - Heavy Duty Vehicles)	03/17/2014
Kovatch Mobile Equipment	83151/G-8035 (Firefighting Vehicles)	12/10/2017
Kyocera Mita	64048/T-437A (Copiers – Cost/Copy)	08/31/2014
Lawman Supply	73992/T106 74004/T106 75934/T106A (Police & Homeland Security Equipment & Supplies)	04/30/2012 04/30/2012 04/30/2012
Liberty Parks & Playgrounds	81432/T-0103 (Park & Playground Equipment, Parts & Install)	05/14/2015
Neopost USA, Inc.	75256/T-0200 (Mailroom Equipment & Maintenance)	09/30/2013
Nextell	64429/T216A (Wireless Devices & Services)	10/31/2012
Nat Alexander & Co, Inc.	T-0790 (Firefighter Protective Clothing & Equipment)	03/31/2015
Municipal Equipment & Enterprises	81332/T-0106 (Police & Homeland Security Equipment & Supplies)	04/30/2015
Mid Atlantic Fire & Air	T-0790 (Firefighter Protective Clothing & Equipment)	03/31/2015
Motorola Solutions	83909 (Radio Communication Equipment & Accessories)	04/30/2018
Orchards	69736 (Parts & Repairs: Road Maintenance Equipment)	10/28/2013
Pedroni Fuel	80910/T-0083 (Gasoline, Automotive)	02/28/2013
Quality Communications	83904	04/30/2018
Sherwin Williams Co. Inc	82236/T-0927 (Paint & Related Supplies)	07/31/2014
Sprint	76482/T2380 (Telecom & Relay Services)	03/31/2014
Staples	77249/M0052 (Office Supplies) M-9802 (WSCA Contract)	07/31/2014 01/04/2015
Tactical Public Safety	T-0109 (Emergency Radio/Telephone Systems)	04/30/2018
Trico	76917 (Repair & Parts for Lawn & Ground Equipments)	06/28/2013
Tri County Pest Control	T2095/81119 (Pest Control Services Non Residential Statewide)	04/30/2015
Vineland Auto Electric	73718 (Auto Parts & Accessories -Heavy Duty Vehicles)	03/17/2014
WB Mason Company	G-2004 (Furniture: Office Lounge)	07/31/2017

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Winner Ford	83012/T-2007 (Vehicles SUVs)	10/29/2013
	82925/T-2776 (Police Vehicles: Sedans & SUVs)	10/24/2013
Work Area Protection Corp	82543 (Traffic Safety Products)	02/29/2016

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 142 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 143 OF 2013 - AUTHORIZE APPOINTMENT OF FRANK L. CORRADO, ESQUIRE FOR AN INTERNAL INVESTIGATION RELATING TO EVENTS SURROUNDING LATIN FESTIVAL

WHEREAS, the Board of Commissioners has determined that it is necessary for the City of Ventnor to appoint outside legal counsel to perform an independent investigation of the events surrounding the City's involvement with Sandstock, Inc. and/or the Latin Freestyle Beach Festival on behalf of the City of Ventnor; and

WHEREAS, the Board of Commissioners has agreed to the appointment of Frank L. Corrado, Esquire to serve as the investigator and shall authorize him to take any action deemed necessary as a result of his investigation into the aforementioned matter; and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey, that Frank L. Corrado, Esquire is herein and hereby appointed for the limited purpose to investigation and taking any corrective action deemed necessary arising out of the City's involvement with Sandstock, Inc. and/or the Latin Freestyle Beach Festival on behalf of the City of Ventnor.

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

Cmr Kelly moved, seconded by Cmr Sarno that Resolution No 143 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$4,995,793.59 and payrolls from 8-10-13 to 8-23 -13 in the amount of \$566,125.74, from 8-24-13 to 9-6-13 in the amount of \$552,735.13 and from 9-7-13 to 9-20-13 in the amount of \$483,669.11 for approval.

Mayor Bagnell moved, seconded by Cmr Sarno the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPOINTMENT

Mayor Bagnell moved, seconded by Cmr Kelly the appointment of BETH HOLTZMAN to the Board of Education (5-16-13 to 5-15-16) be confirmed.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS

MAYOR BAGNELL read the following JIF Safety Committee Report for September 2013:" the committee met on Sept 10th. All depts except beach patrol attended. 5 accident/incidents were reviewed. Injuries were minimal and auto incidents were responsible to other parties. Also discussed: 1) annual training of crossing guards is completed. 2) Safety training is being broadened on NJMEL web site. 3) Contents of MSI classes and regional training sessions. 4) the annual ACMJIF "retreat" (Oct 9 & 10) besides fund commissioner, another dept head or elected official must attend at least one session under 2013 safety incentive plan. 5) City's decision to cancel or "avoid" Hispanic alliance beach festival was relief to JIF Executive Director's office (avoidance of a selected risk management action).

MAYOR BAGNELL announced that September is Ovarian Cancer Awareness Month.

PUBLIC PORTION

ROBERT LANDAU, 6412 Winchester asked if Res 125 (Domestic Partnership coverage) passed tonight and if Cmr Kelly abstained. CMR KELLY answered affirmatively. Later in the meeting, MR LANDAU commented on the hiring of an outside attorney and ability to specify maximum hours to be billed and further offered his opinion to the audience that any recall movement would be the taking on of a "great folly".

GEORGEANN ROSS, 123 N Swarthmore asked the Commission to explain the need for Res 143 (Appointment of Frank Corrado, Esq.). SOLICITOR WEINTROB explained she recommended the City hire an attorney who is not a part of this administration to look into what happened with the City and the Latin Festival and take whatever action is necessary. If there is litigation, she will handle it – Mr. Corrado is being hired at the same rate she charges to do an internal investigation so the Administration cannot be accused of not looking into the matter. MS WEINTROB further explained she could not do the investigation since she might become a witness if any action (such as disciplinary action) becomes necessary. Later in the meeting MS ROSS asked the solicitor how many hours it will take to do the investigation. MS WEINTROB responded it is not possible to estimate since she does not know how many people he will have to speak to, will not know what he will find until he starts asking questions and whether or not after the investigation he will recommend further action. MS WEINTROB reiterated that Mr Corrado's investigation has nothing to do with any possible criminal action or civil action; it has to do with personnel, in house type issue. MAYOR BAGNELL further explained any time there are accusations or innuendos that a city employee may have done something wrong, we have an internal investigation to see whether there was wrong doing on the part of that employee. Normally the solicitor's office handles it but in this case, an outside attorney was hired since the solicitor may be called as one of the persons who can provide information – she cannot be judge and witness at same time.

LINDA KAPLAN, 12 N Wissahickon asked if the vote on Res 143 was unanimous and if Mr. Corrado was someone known to them all. CMR KELLY responded she voted affirmatively and does not know Mr Corrado. MS KAPLAN further commented it is unfortunate Cmr Kelly had to abstain from voting on certain Resolutions because she was not brought up to date on them.

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MS KAPLAN asked the identity of John Groff who came before the Rec Board and what kind of events planner is he. SOLICITOR WEINTROB reported he is related to Sandstock. MS KAPLAN then asked if the Mayor was aware that Mr Groff came before the Rec Board. The Mayor responded yes but he was not present at that meeting. On behalf of someone not present tonight, MS KAPLAN asked if the Mayor and/or Mr Quirk were found to be in some way negligent in the Latin Festival matter, will they pick up the legal fees from the investigation. SOLICITOR WEINTROB answered no, it is her belief commissioners are indemnified from any action. Later in the meeting, MS KAPLAN asked how Mr Corrado's finding will be made public. SOLICITOR WEINTROB assured her that once the investigation is completed findings will be made public.

LEE SIROTA, 14 N Wyoming asked if any boards besides the Board of Education have authority to sign contracts without commission approval. MAYOR BAGNELL and SOLICITOR WEINTROB responded boards do not have authority to sign contracts and in the case of the Latin Festival, no contracts or agreements were signed, no commitments made between the City and this organization. MAYOR BAGNELL reiterated the agreements were between a private organization dealing with a private owner of a property. On another topic, MS SIROTA asked if the city has a continuing agreement with the company who videotapes water/sewer lines. CMR KELLY responded all lines were videotaped a couple years ago and we are maintaining lines that were repaired.

RAY CONWAY, 6627 Atlantic asked Solicitor Weintrob is she was the City's "in house" attorney. The solicitor responded "no", she is paid hourly for any work she does on behalf of the city but has a full time job elsewhere. MR CONWAY also asked if the trailer parked in front of City Hall was related to the temporary heat. MAYOR BAGNELL and CMR KELLY explained the trailer is part of the window replacement project which should begin next week. Regarding the temporary heat, CMR KELLY explained we are waiting for the finished design (due the end of Oct) which Mr Sabatini will send to the State Historic Society. Once approved, work will begin to put new system in the building. The equipment on City Hall lawn is part of temporary heating system which will be put back in the building.

KEN ROSS, 123 N Swarthmore asked if the new HVAC system design includes elevation off ground level. MAYOR BAGNELL answered affirmatively, it will not be placed back in basement. Historical Society approval is needed because it will go in attic and on roof.

MEETING ADJOURNED 6:20PM

There being no further business to conduct and no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on October 17, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Mayor Bagnell moved, seconded by Cmr Sarno the Minutes of the 9-19-13 Regular Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102- DEVELOPMENT REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR AS IT RELATES TO DUPLEXES AND/OR 2 FAMILY DWELLINGS**

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – FIRE HOUSE BOILER REPLACEMENTS

Date of Bid Opening: October 1, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Airhandlers Mechanical, Inc. Magnolia, NJ 08035 Bid Bond Attached	Base Bid: \$42,949.99 Alt #1: \$42,949.99 Alt #2: \$49,335.00
2. Falasca Mechanical Vineland, NJ 08360 Bid Bond Attached	Base Bid: \$55,600.00 Alt #1: \$57,600.00 Alt #2: \$52,860.00
3. Air Control Technology, Inc West Berlin, NJ 08091 Bid Bond Attached	Base Bid: \$51,293.00 Alt #1: \$51,293.00 Alt #2: \$57,442.00

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – CITY HALL WATER PROOFING & ROOF REPAIRS

Date of Bid Opening: October 4, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Laurant Construction Co., Inc. Pennington, NJ 08534 Bid Bond Attached	Base Bid: \$151,461.00 Alt #1: \$134,235.00
2. Statewide Fire Restoration, Inc. Vineland, NJ 08361 Bid Bond Attached	Base Bid: \$221,600.00 Alt #1: \$197,600.00
3. Pro Spec Painting, Inc Vineland, NJ 08360 Bid Bond Attached	Base Bid: \$249,433.00 Alt #1: \$229,033.00
4. D.A. Holt, Inc. Berlin, NJ 08009 Bid Bond Attached	Base Bid: \$291,166.00 Alt #1: \$262,666.00
5. Joseph Dugan, Inc. Erdenheim, PA 19038 Bid Bond Attached	Base Bid: \$357,445.00 Alt #1: \$346,445.00

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – PLANNING CONSULTANT

Date of Bid Opening: October 8, 2013 @ 12:00 NOON
 Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Maser Consulting P.A.
 331 Newman Springs Rd., Ste 203
 Red Bank, NJ 07701
2. CME Associates
 1460 Route 9 South
 Howell, NJ 07731
3. Rutala Assoc., LLC
 717 River Dr
 Linwood, NJ 08221
4. Remington, Vernick & Walberg Engineers
 845 N Main St
 Pleasantville, NJ 08232

Report Submitted By: Janice K. Callaghan, RMC, City Clerk
 Mayor Bagnell moved, seconded by Cmr Sarno the Report be received and filed.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – STREET SWEEPER

Date of Bid Opening: October 8, 2013 @ 11:00AM
 Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. GranTurk Equipment Co., Inc		
Bridgeport, PA 19405	Trade-in	\$ 12,000.00
Bid Bond Attached	Total Bid	\$172,821.00

Report Submitted by: Janice K. Callaghan, RMC, City Clerk
 Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – F750 DUMP TRUCK

Date of Bid Opening: October 8, 2013 @ 11:00AM
 Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1 Morelli Hoskins Ford, Inc.		
Coatsville, PA 19320		\$112,000.00
Bid Bond Attached		
2. Route 23 Automall LLC		\$124,627.10
Butler, NJ 07405		
Bid Bond Attached		

Report Submitted By: Janice K. Callaghan, RMC, City Clerk
 Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – COMMUNITY FORESTRY MANAGEMENT PLAN CONSULTANT

Date of Bid Opening: October 10, 2013 @ 12:00 Noon
 Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Remington & Vernick Engineers
 845 N Main St
 Pleasantville, NJ 08232
2. Environmental Resolutions, Inc.
 525 Fellowship Rd., Suite 300
 Mt. Laurael, NJ 08054

Report Submitted By: Janice K. Callaghan, RMC, City Clerk
 Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – CITY HALL TEMPORARY HEAT

Date of Bid Opening: October 16, 2013 @ 11:00 AM
 Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. GreenLife Energy Solutions		
651 S Mill Rd., Unit 3	Installation	\$37000
Absecon, NJ 08201	Service & Monitor	\$8750/month

Report Submitted By: Janice K. Callaghan, RMC, City Clerk
 Cmr Sarno moved, seconded by Cmr Kelly the Report be received and filed.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-18

AN ORDINANCE AMENDING IN ITS ENTIRETY CHAPTER 38,
POLICE DEPARTMENT OF THE CODE OF THE CITY OF VENTNOR CITY

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-18 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

INTRODUCTION OF ORDINANCE 2013-20

AN ORDINANCE AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY
OF VENTNOR TO INCLUDE AN ADMINISTRATIVE TAX MAP MAINTENANCE FEE

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-20 be introduced.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-19

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102- DEVELOPMENT REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR AS IT RELATES TO DUPLEXES AND/OR 2 FAMILY DWELLINGS

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-19 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS

CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Sarno Resolutions No. 144 thru 166 of 2013 be adopted by consent.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 144 OF 2013 - INDEMNIFY ATLANTIC COUNTY DURING HOLIDAY PARADE

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 Indemnification 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 7, 2013 to facilitate the Holiday Parade in the City of Ventnor, which Indemnification form is annexed to this Resolution.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 144 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 145 OF 2013 - AUTHORIZE NO PARKING DURING HOLIDAY PARADE

WHEREAS, the City of Ventnor City is desirous of holding a Holiday Parade on December 7, 2013; 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 7, 2013 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.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 145 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 146 OF 2013 - REFUND OF TAX OVERPAYMENT

WHEREAS, the 2013 tax on Block 189, Lot 6 known as 7110 Ventnor Gardens Plaza, Ventnor, NJ was overpaid due to a tax appeal filed by the previous owner Betty Simon Trustee, LLC in the amount of \$658.51; and

WHEREAS, Betty Simon Trustee, LLC, PO Box 238, Northfield, NJ 08225 has requested that the overpayment in the above amount sent to them.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor that the Chief Financial Officer of the City of Ventnor City is authorized to issue a refund check as stated above.

BE IT FURTHER RESOLVED that the Tax Collector of the City of Ventnor and the Chief Financial Officer of the City of Ventnor City are authorized to mark their books and records accordingly.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 146 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 147 OF 2013 – AWARD CONTRACT, FIRE HOUSE BOILER REPLACEMENTS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, October 1, 2013, at 11:00 AM, three (3) bids for the "FIRE HOUSE BOILER REPLACEMENT"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the FIRE HOUSE BOILER REPLACEMENT to Airhandlers Mechanical Services, Inc., 208 N. White Horse Pike, Magnolia, NJ 08046 for their Alternate #2 Bid Amount of \$49,335.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 147 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 148 OF 2013 - AWARD CONTRACT, CITY HALL WATER PROOFING/ROOF REPAIRS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, October 4, 2013, at 11:00 AM, five (5) bids for the "CITY HALL WATERPROOFING & ROOF REPAIR"; and

WHEREAS, the Municipal Engineer has reviewed same, and herewith recommends an award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for the CITY HALL WATERPROOFING & ROOF REPAIR to Laurant Construction Co., Inc., 3 Meadows Ct., Pennington, NJ 08534 for their Total Bid Amount of \$151,461.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 148 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 149 OF 2013 - ESTABLISH MUNICIPAL FINANCE COMMITTEE

WHEREAS, having a Finance Committee can provide an efficient means to represent the governing body by performing in depth research, plans and reviews in fiscal areas such as audit, budget and accounting workflow rules, as well as evaluating vendor, professional and labor contracts; and

WHEREAS, the Division of Local Government Services has included the establishment of a Municipal Finance Committee as a recommendation on the 2013-2014 Best Practices Worksheet; and

WHEREAS, the Division further recommends the Committee consist of one member of the governing body, chief administrative officer, CFO and other appropriate personnel as may be needed who shall meet as least monthly and discuss all significant financial issues.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City herein and hereby establishes a Municipal Finance Committee.

BE IT FURTHER RESOLVED the Committee shall consist of the Commissioner of Revenue & Finance, Municipal Administrator, CFO, City Clerk, Police Chief and Superintendent of Public Works.

BE IT FURTHER RESOVED the Committee shall meet on the first Tuesday of each month immediately following the JIF Safety Committee meeting.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 149 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 150 OF 2013 - ESTABLISH TRUST FUND TO RESERVE SNOW REMOVAL FUNDS

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedicated by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, PL 2001, c. 138 and N.J.S.A. 40A:4-62.1 provides for receipt of excess balance in snow removal salary and wages and operating expenses of current budget by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Snow Removal Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The Board of Commissioners does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Snow Removal Trust Fund according to PL 2001, c. 138 and N.J.S.A. 40A:4-62.1
2. The Clerk of the City of Ventnor, County of Atlantic, New Jersey is hereby directed to forward two (2) certified copies of the Resolution to the Director of the Division of Local Government Services.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 150 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 151 OF 2013 - CONFIRMING REVIEW & COMPLETION OF 2013-2014 BEST PRACTICE INVENTORY

WHEREAS, the NJ Fiscal year 2014 Appropriations Act requires the Division of Local Government Services to determine how much of each municipality's final 5% allocation of its Consolidated Municipal Property Tax Relief Aid (CMPTRA) and Energy Tax Receipts (ETR) aid will be disbursed based upon the results of a Best Practices Inventory to be completed by each municipality; and

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WHEREAS, the Ventnor City Chief Financial Officer has prepared and submitted the CY2013/SFY2014 BEST PRACTICE INVENTORY on behalf of the City of Ventnor City; and

WHEREAS, to insure that the Governing Body has been apprised of the response, the completed Inventory must be a discussion item at a public meeting of said Governing Body.

NOW, THEREFORE, BE IT RESOLVED that this Resolution shall serve to confirm that a discussion of the CY2013/SFY2014 BEST PRACTICE INVENTORY was held at the October 10, 2013 Meeting of the Ventnor City Board of Commissioners.

BE IT FURTHER RESOLVED that the City Clerk is herein and hereby directed to file with the Division of Local Government Services a certification confirming that the Inventory was discussed at a public meeting of the Ventnor City Board of Commissioners.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 151 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 152 OF 2013 - AWARD CONTRACT, STREET SWEEPER

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, October 8, 2013, at 11:00 AM, one (1) bid for a "STREET SWEEPER"; and

WHEREAS, the bid has been reviewed and found to be complete and in compliance with the specifications.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for a STREET SWEEPER to GranTruk Equipment Co., Inc., 1 Schuylkill Parkway, Bldg B, Bridgeport, PA 19405 in the total Amount of \$172,821.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 152 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 153 OF 2013 - AWARD CONTRACT, F750 DUMP TRUCK

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, October 8, 2013, at 11:00 AM, two (2) bids for a "F-750 Dump Truck"; and

WHEREAS, the bids has been reviewed and it was found that the low bidder was not in compliance with the bid specifications; and

WHEREAS, the bid submitted by the second bidder has been deemed complete and in compliance with the bid specification.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for a F-750 Dump Truck to Route 23 Automall, LLC, 1301 Route 23 South, Butler, NJ in the total Amount of \$124,627.10.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 153 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 154 OF 2013 - AUTHORIZE CO #1, STV, INC FOR STRUCTURAL REPORT, WELL #10 PUMP HOUSE

WHEREAS, the City of Ventnor City did award a contract for the preparation of a Structural Report for City Hall in the amount of \$27,000.00; and

WHEREAS the it was necessary to prepare a Structural Report of Well #10 Pump House in the amount of \$1,013.12 thus increasing the contract amount to \$28,013.12; and

NOW, THEREFORE, BE IT RESOLVED that the Contract for the preparation of the Structural Report for City Hall be amended to include the Structural Report for Well #10 Pump House and increase from \$27,000.00 to \$28,013.12 for a net increase of \$1,013.12.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 154 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 155 OF 2013 - AUTHORIZE HARRY S HARPER ARCHITECTS, INC TO DESIGN PLANS FOR IT ROOMS

WHEREAS, it is necessary to relocated the Information Technology (IT) offices from the present location within the basement area of City Hall to the second floor area of City Hall; and

WHEREAS, preliminary plans were prepared by Harry S. Harper Architects, Inc for such relocation; and

WHEREAS, the Board of Commissioners of the City of Ventnor City wish to move forward with said relocation plans and authorize Harry S. Harper Architects, Inc. to complete working drawings, architectural plans as well as Construction Administration including shop drawing review; and

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

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NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Harry S Harper Architects, Inc. is herein and hereby authorized to perform the necessary architectural services relating to the completion of the plans for the IT office relocation and renovations within City Hall.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 155 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 156 OF 2013 - AWARD CONTRACT FOR EMERGENCY REPAIRS TO LAFAYETTE AVE SEWER PUMP STATION

WHEREAS, in late June, 2013 motor in the front pump at the Lafayette Ave Sewer Pump Station burned out and required immediate repair; and

WHEREAS, the pump was entirely rebuilt and the motor replaced by Deltronics Corp.; and

WHEREAS, the cost of said work totaled \$12,363.11

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for emergency repairs to the Lafayette Ave Sewer Pump Station to Deltronics Corp, P.O. Box 446, Millville, NJ 08332 in the total amount of \$12,363.11.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 156 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 157 OF 2013 – AWARD CONTRACT FOR EMERGENCY REPLACEMENT OF PUMP AT CANAL PUMP STATION

WHEREAS, in September, 2013 one of two Flygt submersible pumps at the Canal Sewer Pump Station ceased operating and needed immediate repair; and

WHEREAS, the cost of repair was too great necessitating replacement of the pump; and

WHEREAS, the cost of the pump is \$15,983.00 plus an additional \$750.00 for Air Fright from the factory in Sweden for a total amount of \$16,733.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for emergency pump replacement at the Canal Sewer Pump Station to Xylem Water Solutions USA, Inc., 2330 Yellow Springs Rd., Malvern, PA 19355 in the total amount of \$16,733.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 157 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 158 OF 2013 - CHP 159, PLANNING ASSISTANCE GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$30,000, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
Planning Assistance Grant

BE IT FURTHER RESOLVED that a like sum of \$30,000 be and the same is hereby appropriated under the caption of:

(a) Operations – Excluded from CAPS
Public and Private Programs Offset by Revenues:
Planning Assistance Grant

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 158 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 159 OF 2013 - CHP 159, NJDOT MUNICIPAL AID PROGRAM

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

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WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$187,000, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
NJDOT Municipal Aid Program

BE IT FURTHER RESOLVED that a like sum of \$187,000 be and the same is hereby appropriated under the caption of:

(a) Operations – Excluded from CAPS
Public and Private Programs Offset by Revenues:
NJDOT Municipal Aid Program

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 159 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 160 OF 2013 - AUTHORIZE PLANS & SPECS, NEW CITY HALL HVAC SYSTEM

WHEREAS, there exists a need to replace the HVAC System within the City Hall building; and

WHEREAS, the engineering firm of Remington & Vernick was authorized to design the new HVAC System for City Hall.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer to prepare the bid documents as required and to publicly bid the project known as “Installation of the new HVAC System within Ventnor City Hall”.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 160 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 161 OF 2013 - AUTHORIZE PLANS & SPECS, RECONSTRUCTION OF VARIOUS ROADS

WHEREAS, there is a need to reconstruct certain roadways within the City of Ventnor City; and

WHEREAS, the City of Ventnor City has received funds from NJDOT 2013 Municipal Aid for the roadway improvements.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as “Reconstruction of Various Municipal Roads” to be publicly bid.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 161 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 162 OF 2013 – AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH THE WAVE FOR CONSTRUCTION OF BOARDWALK EXPANSION AS REQUIRED BY CAFRA

WHEREAS, The Waves, L.P. is the owner of certain real property in the City of Ventnor City, and being designated as Block 10, Lot 1 on the Tax Map of the City of Ventnor City and The Waves, L.P. has requested the City enter into a Revocable License Agreement so as to allow the construction of a Boardwalk Extension as required by CAFRA under Permit 0122-12-0009.1 dated April 18, 2013, and as more fully indicated on the surveys prepared by Arthur Ponzio Co. & Associates, Inc., dated October 11, 2013 and October 15, 2013; and

WHEREAS, the Board of Commissioners has determined that the Boardwalk Expansion and the Revocable License Agreement would not be detrimental to surrounding properties or the public at large.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey, does hereby direct the Mayor and City Clerk to execute a Revocable License Agreement with The Waves, L.P. so as to allow the construction of a Boardwalk expansion and being more fully indicated on the surveys prepared by Arthur Ponzio Co. & Associates, Inc., dated October 11, 2013 and October 15, 2013, copies of which are attached hereto as “Schedule A and Schedule “B” and consistent with the terms of the revocable license.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 162 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 163 OF 2013 – AWARD CONTRACT, EMERGENCY REPLACEMENT OF WELL #9 MOTOR

WHEREAS, on October 12, 2013 the wellhead motor for Well #9 burned out and required immediate replacement; and

WHEREAS, the motor was removed and replaced with a temporary motor while the original motor is evaluated for repair or replacement; and

WHEREAS, said emergency replacement was performed by Layne Christensen Company for the amount of \$2,800.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for emergency replacement of the Well #9 wellhead motor to Layne Christensen Company, 719 Mount Holly Rd., Beverly, NJ 08010 in the amount of \$2,800.00.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 163 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 164 OF 2013 – CHP 159, ATLANTIC COUNTY DWI

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$2,047.50, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
Atlantic County DWI

BE IT FURTHER RESOLVED that a like sum of \$2,047.50 be and the same is hereby appropriated under the caption of:
Operations – Excluded from CAPS
Public and Private Programs Offset by Revenues:
Atlantic County DWI

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 164 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 165 OF 2013 – AWARD CONTRACT, CITY HALL TEMPORARY HEAT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, October 16, 2013, at 11:00 AM, one (1) bid for “CITY HALL TEMPORARY HEATING”; and

WHEREAS, the bid has been reviewed and found to be complete and in compliance with the specifications.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for CITY HALL TEMPORARY HEATING to GreenLife Energy Solutions, 651 S Mill Rd., Unit 3, Absecon, NJ 08201 in the total Amount of \$37,000 for installation and \$8750/month for Service and Monitoring.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 165 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 166 OF 2013 – AWARD CONTRACT, PLANNING CONSULTANT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Tuesday, October 8, 2013, at 12:00 Noon, four (4) RFQ's for “PLANNING CONSULTANT SERVICES”; and

WHEREAS, the Qualifications have been reviewed.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for PLANNING CONSULTANT SERVICES to Remington & Vernick Engineers, 845 N. Main St., Pleasantville, NJ 08232 in an amount not to exceed \$30,000.

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

Mayor Bagnell moved, seconded by Cmr Sarno that Resolution No 166 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$4,449,161.79 and payrolls from 9-21-13 to 10-4-13 in the amount of \$530,688.02 and from 10-5-13 to 10-18-13 in the amount of \$468,393.95 for approval.

Cmr Sarno moved, seconded by Mayor Bagnell the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPOINTMENT

Mayor Bagnell moved, seconded by Cmr Sarno the appointment of FRANK CAVALLARO as Alt #2 to the Zoning Board of Adjustment (9-24-13 TO 9-23-15) be confirmed.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS

MAYOR BAGNELL read the following JIF Safety Committee report for October 2013: “The Safety Committee met Oct 1st & 8th due to mis-communication. All departments were represented. Discussed during the accident review section was a fireman’s reaction to smoke while extinguishing a “trash fire” from the storm sandy debris that caught fire and had unknown contents. Open claims report discussion noted several re-opened workers comp claims, including claims from former employees. The Police Dept advised of the gas company project in Ventnor Heights & recreation advised the Ventnor Pirates homecoming was scheduled and alerted PD of potential increased activity at Titus field. Next meeting will take place the 2nd Tuesday of November due to Election Day conflicts.

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The Mayor announced October 10, 2013 was "PUT THE BRAKES ON FATALITIES DAY" and the CLEAN OCEAN ACTION BEACH SWEEP will be October 19, 2013 (9AM TO 12:30PM)

PUBLIC PORTION

AL SHAPIRO, 445 Berkshire asked for an update on the work being done at the Ventnor Plaza Shopping Center. MAYOR BAGNELL reported the new owners are making dramatic improvements to the appearance of the shopping center with the hope of attracting "big names shops".

LINDA KAPLAN, 12 N Wissahickon asked 1) what is JIF and is it cost effective to be a member. The Mayor and City Clerk explained who makes up the JIF and affirmed its cost effectiveness. 2) the Mayor to clarify remarks made at last meeting regarding someone in Margate handling underwriting. The Mayor responded that Margate is writing the grant application for the pump station at Ventnor Gardens Plaza, a joint project between Ventnor, Margate, Atlantic Co and ACUA. 3) Regarding the K-9 dog, the Mayor & Cmr Sarno signed off on the expenditure but since it is an ongoing budget item why was it not open for discussion. The Mayor stated the Police Chief explained it would be a valuable asset to the department and he concurred. The dog is being scent trained and will be very valuable in the fight against illicit drugs in our City. MS KAPLAN also inquired about training for the K-9. POLICE CHIEF MILLER reported training is taking place at the Atlantic County training facility at no charge to Ventnor. 4) asked the Solicitor to explain the Sunshine Law. SOLICITOR WEINTROB stated under the Sunshine Law, the Commissioners cannot make any decisions without being in the Public. Votes must be taken at a Commission Meeting. Each Commissioner has a department to run with a budget but in 2009 an Ordinance was passed as a checks and balances - if an item is more than \$3000, signatures of 2 Commissioners are needed for payment approval.

CHUCK LEIBER, 5804 Boardwalk questioned why his water bill is so much higher (already \$1101 with one more bill to come) than last year (\$693 total). CFO ABODERIN explained how last year's bill was not based on usage as it is this year. CMR KELLY assured him she would have someone from the water meter department come to his house and check for leaks.

KEN ROSS, 123 N Swarthmore, representing American Legion Post 469 and Commander Larry Pacentrilli, thanked the Ventnor Police Department for their efficient and safe handling of the Wounded Warrior parade. He thanked the PBA and others present for their donations that allowed the Post to bring Adam & Kate Alexander to Ventnor on first class accommodations from Green Bay, Wisconsin and treated them to a weeks' vacation. It was so successful that plans are already underway for next year. His only regret was not having Fire, Public Works and City Hall personnel involved but welcomes their participation next year.

BARRY MASER, 105 S Philadelphia referencing Mr. Leiber's water usage problem, asked how leaks are detected. The MAYOR explained a water dept employee will go to his house with a hand held reader, have him shut everything off - if meter still records usage, there is a leak. MR MASER asked the City to reconsider raising water/sewer rates in summer as it penalizes the summer residents. CMR KELLY and CFO ABODERIN explained it costs more to run the system during July and August because of the increased population. i.e., more personnel needed, maintenance of water is tower, pumps etc. Discussion continued regarding age of system and upgrading projects undertaken since CMR KELLY joined the Commission.

HERMENE SHAPIRO, 445 Berkshire asked how long the City functioned without the water meters operating. Her question could not be answered but CMR KELLY offered to look at previous year's bills and let her know.

LEE SIROTA, 14 N Wyoming referencing a newspaper article regarding Ventnor Heights flooding asked how much of that flood water goes through the sewer system. Discussions included explaining the differences between the storm drain system and sewer system, the drainage systems in the Heights and the Swarthmore/Monmouth area and discounts passed on to the City by the ACUA when FEMA grants are received. Finally, MS SIROTA asked for an update on the Latin Festival and possible lawsuit. SOLICITOR WEINTROB reported no suit has been filed against the City and she has no knowledge of Prosecutor's office involvement.

STEVE RICE, 216 N Newark Ventnor referring to the pump station at Ventnor Gardens Plaza, asked if check valves will be placed on the storm drain pipe. The question could not be answered - plans for the pump station have not been prepared.

MEETING ADJOURNED 6:10PM

There being no further business to conduct and no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The special meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on October 31, 2013 at 9:30 AM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

Mayor Bagnell announced, "This special meeting of the Ventnor City Board of Commissioners is being held for the express purpose of introducing an Ordinance to amend Bond Ordinance 2013-10. Notice of this meeting was sent to the Press, Downbeach Current and posted on the City Hall bulletin board and official website as required by law.

INTRODUCTION OF ORDINANCE 2013-21

**ORDINANCE AMENDING BOND ORDINANCE 2013-10 OF THE CITY
OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY**

Cmr Kelly moved, seconded by Cmr Sarno, that Ordinance 2013-21 be introduced.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

MEETING ADJOURNED 9:37 AM

There being no further business to conduct, Cmr Kelly moved, seconded by Cmr Sarno the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on November 21, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MOTION TO APPROVE MINUTES

Mayor Bagnell moved, seconded by Cmr Kelly the Minutes of the 10-17-13 Regular Meeting and 10-31-13 Special Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-18

AN ORDINANCE AMENDING IN ITS ENTIRETY CHAPTER 38,
POLICE DEPARTMENT OF THE CODE OF THE CITY OF VENTNOR CITY

Mayor Bagnell 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 Kelly moved, seconded by Mayor Bagnell the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-20

AN ORDINANCE AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY
OF VENTNOR TO INCLUDE AN ADMINISTRATIVE TAX MAP MAINTENANCE FEE

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

2ND READING (PUBLIC HEARING) OF ORDINANCE 2013-21

Mayor Bagnell 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, Mayor Bagnell moved, seconded by Cmr Kelly the Public Hearing be closed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-18

AN ORDINANCE AMENDING IN ITS ENTIRETY CHAPTER 38,
POLICE DEPARTMENT OF THE CODE OF THE CITY OF VENTNOR CITY

Mayor Bagnell moved, seconded by Cmr Kelly that Ordinance 2013-18 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-20

AN ORDINANCE AMENDING SECTION 102-160.4 OF THE CODE OF THE CITY
OF VENTNOR TO INCLUDE AN ADMINISTRATIVE TAX MAP MAINTENANCE FEE

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-20 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

FINAL READING AND ADOPTION OF ORDINANCE 2013-21

ORDINANCE AMENDING BOND ORDINANCE 2013-10 OF THE
CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY

Mayor Bagnell moved, seconded by Cmr Sarno that Ordinance 2013-21 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS

CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

Mayor Bagnell moved, seconded by Cmr Kelly Resolutions No. 167 thru 178 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 167 OF 2013 - AUTHORIZE SALE OF BOND

WHEREAS, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("City"), has, pursuant to bond ordinances 2011-09, 2011-11, 2013-09 and 2013-10, each duly and finally adopted and published in accordance with the requirements of the Local Bond Law (collectively, the "Bond Ordinances"), authorized the issuance of general obligation bonds or bond anticipation notes of the City to finance the costs of certain capital improvements, as set forth in and authorized by the Bond Ordinances, all as more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, on December 17, 2012, the City issued its Bond Anticipation Notes of 2012, Series A, in the principal amount of \$3,800,000 ("Prior Note"), to temporarily finance a portion of the costs of the improvements authorized by bond ordinances 2011-09 and 2011-11 ("Prior Improvements"); and

WHEREAS, the Prior Notes mature on December 16, 2013; and

WHEREAS, the City has not yet issued any obligations to finance the costs of certain improvements authorized by bond ordinances 2013-09 and 2013-10 ("New Improvements"); and

WHEREAS, it is the desire of the City to issue its general obligation bonds in the aggregate principal amount of up to \$10,000,000, as further described in Exhibit "A", the proceeds of which, together with other available funds, will be used to: (i) repay the principal of the Prior Notes at maturity; (ii) permanently finance the costs of the New Improvements for which obligations have been authorized, but not issued; and (iii) pay certain costs and expenses incidental to the issuance and delivery of the bonds (collectively, the "Project"); and

WHEREAS, pursuant to the Local Bond Law and the Bond Ordinances, it is the intent of the Board of Commissioners hereby to authorize, approve and direct the issuance and sale of such bonds, to ratify and confirm certain actions heretofore taken by or on behalf of the City, and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW, AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Bond Ordinances, the issuance and sale of general obligation bonds of the City, to be designated substantially "City of Ventnor City, County of Atlantic, New Jersey, General Obligation Bonds, Series 2013" ("Bonds"), in an aggregate principal amount of up to \$10,000,000 for the Project, is hereby authorized and approved. The Bonds consist of: (i) \$6,365,000 General Improvement Bonds; and (ii) \$3,635,000 Water and Sewer Utility Bonds.

Section 2. The Bonds shall be dated their date of delivery and shall mature on December 1 in the years and amounts set forth below:

<u>Year</u>	<u>General Improvement</u>	<u>Water and Sewer Utility</u>	<u>Combined</u>	<u>Year</u>	<u>General Improvement</u>	<u>Water and Sewer Utility</u>	<u>Combined</u>
2014	\$450,000	\$135,000	\$585,000	2023	\$600,000	\$200,000	\$800,000
2015	450,000	150,000	600,000	2024	610,000	210,000	820,000
2016	465,000	150,000	615,000	2025	630,000	220,000	850,000
2017	480,000	155,000	635,000	2026	0	230,000	230,000
2018	495,000	160,000	655,000	2027	0	240,000	240,000
2019	510,000	170,000	680,000	2028	0	250,000	250,000
2020	535,000	180,000	715,000	2029	0	260,000	260,000
2021	560,000	190,000	750,000	2030	0	265,000	265,000
2022	580,000	200,000	780,000	2031	0	270,000	270,000

The term of the Bonds is equal to or less than the average period of usefulness of the Project being financed through the issuance of the Bonds. Interest on the Bonds shall be payable semiannually on June 1 and December 1, commencing June 1, 2014, in each year until maturity or earlier redemption.

Section 3. The Bonds shall be general obligations of the City. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the Bonds 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 4. The Bonds will be issued in fully registered book entry only form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both the principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository ("Securities Depository"). The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 through book-entries made on the books and the records of DTC and its participants. The principal of and interest on the Bonds will be paid to DTC by the City on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of DTC as listed on the records of DTC as of the fifteenth (15th) day of the month next preceding an interest payment date. The Bonds will be executed on behalf of the City by the manual or facsimile signatures of the Mayor and Chief Financial Officer, attested by the City Clerk or the Deputy City Clerk, and shall bear the affixed, imprinted or reproduced seal of the City thereon.

Section 5. The City is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary in order to provide that the Bonds will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 6. In the event that DTC may determine to discontinue providing its service with respect to the Bonds or is removed by the City and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 7. The Bonds maturing on and after December 1, 2023 are subject to redemption prior to their stated maturity dates at the option of the City, upon notice as set forth below, as a whole or in part (and, if in part, such maturities as the City shall determine and within any such maturity by lot) on any date on or after December 1, 2022, at a redemption price equal to 100% of the principal amount of Bonds to be redeemed, plus accrued interest to the redemption date.

Section 8. Notice of redemption shall be given by mailing first class mail in a sealed envelope with postage pre-paid not less than thirty (30) days nor more than sixty (60) days prior to the redemption date to the owner of every Bond of which all or a portion is to be redeemed at his or her last address, if any, appearing on the registration books of the City, or its hereinafter designated paying agent. So long as the Bonds are issued in book-entry-only form, all notices of redemption will be sent only to DTC and not be sent to the beneficial owners of the Bonds. Failure of an owner of the Bonds to receive such notice or of DTC to advise any participant of any failure of a participant to notify any beneficial owner of the Bonds shall not affect the validity of any proceedings for the redemption of the Bonds. Such notice shall specify: (i) the series and maturity of the Bonds

to be redeemed; (ii) the redemption date and the place or places where amounts that are due and payable upon such redemption will be payable; (iii) if less than all of the Bonds are to be redeemed, the letters and numbers or other distinguishing marks of the Bonds to be redeemed; (iv) in the case of a Bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed; (v) that on the redemption date there shall become due and payable with respect to each Bond or portion thereof to be redeemed the redemption price; and (vi) that from and after the redemption date interest on such Bonds or portion thereof to be redeemed shall cease to accrue and be payable.

Section 9. The preparation of a preliminary official statement ("Preliminary Official Statement") relating to the Bonds, and the distribution of said Preliminary Official Statement to prospective purchasers of the Bonds and others having an interest therein, are hereby authorized and directed. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended ("Rule 15c2-12").

Section 10. The Chief Financial Officer is hereby authorized to solicit proposals for, and engage the services of, a qualified institution to serve as printer ("Printer") for the Bonds, to provide electronic and/or physical dissemination of the Preliminary Official Statement and Official Statement (hereinafter defined). The Chief Financial Officer is hereby authorized to execute and deliver an agreement with the Printer for the services to be provided.

Section 11. The Chief Financial Officer is hereby authorized to solicit proposals for, and engage the services of, a qualified institution to serve as paying agent ("Paying Agent") and/or Dissemination Agent ("Dissemination Agent") for the Bonds. The Chief Financial Officer is hereby authorized to execute and deliver an agreement with the Paying Agent and/or Dissemination Agent.

Section 12. Pursuant to the Local Bond Law, the Chief Financial Officer ("Sale Official") is hereby authorized to sell and award the Bonds at a public sale. The sale of the Bonds shall be in accordance with the provisions of the Local Bond Law and the advertised terms of such public sale. If necessary or desirable, the Sale Official is hereby authorized to postpone, from time to time, the date and time established for receipt of bids for the sale of the Bonds in accordance with the Local Bond Law. If any date fixed for receipt of bids and the sale of the Bonds is postponed, the Sale Official is hereby authorized to announce an alternative sale date at least forty-eight (48) hours prior to such alternative sale date. The Sale Official is hereby authorized and directed to cause a summary notice of sale and a notice of sale of the Bonds to be prepared and disseminated in accordance with the Local Bond Law. At the next meeting of the Board of Commissioners after the sale and award of the Bonds, the Sale Official shall report, in writing, to the Board of Commissioners the principal amount, the rate or rates of interest, the maturity dates, the dates upon which interest on the Bonds shall be paid, the price and the purchaser or purchasers of the Bonds.

Section 13. The utilization of i-Deal LLC, New York, New York, to provide electronic bidding services to the City in connection with the competitive sale of the Bonds ("Bidding Agent") through the use of the Bidding Agent's BiDCOMP/PARITY auction system, pursuant to the Local Bond Law and the regulations promulgated thereunder, is hereby authorized, approved, ratified and confirmed.

Section 14. The preparation of a final official statement ("Official Statement") with respect to the Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the City will deliver sufficient copies of the Official Statement to the purchaser of the Bonds in order for the same to comply with Paragraph (b)(4) of Rule 15c2-12. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to execute the Official Statement, and the distribution thereof to purchasers and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor, Chief Financial Officer and City Clerk shall constitute conclusive evidence of approval by the City of the changes therein from the Preliminary Official Statement. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to approve any amendments of, or supplements to, the Official Statement.

Section 15. In order to assist the underwriters of the Bonds in complying with the secondary market disclosure requirements of Rule 15c2-12, the Mayor, Chief Financial Officer and City Clerk are each hereby authorized to execute on behalf of the City before the issuance of the Bonds an agreement with the Dissemination Agent, providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

Section 16. The City hereby covenants that it will not make any use of the proceeds of the Bonds or do or suffer any other action that would cause: (i) the Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code") and the Income Tax Regulations promulgated thereunder; (ii) the interest on the Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 17. The City hereby covenants as follows: (i) it shall timely file such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and (ii) it shall take no action that would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 18. To the extent not otherwise exempt, the City hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Bonds.

Section 19. The Township hereby designates the Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2013 to December 31, 2013, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Bonds.

For purposes of this Section 19, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the Township: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 20. Application to Standard and Poor's Ratings Services and/or Moody's Investors Service for a rating of the Bonds, and the furnishing of certain information concerning the City and the Bonds, for the purpose of qualifying the Bonds for municipal bond insurance, are hereby authorized, ratified, confirmed and approved.

Section 21. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, other City officials or by the City's professional advisors, in connection with the issuance and sale of the Bonds are hereby ratified, confirmed, approved and adopted.

Section 22. The Mayor, Chief Financial Officer and City Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the Bonds not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 23. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 24. This resolution shall take effect immediately upon adoption this 21st day of November, 2013.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 167 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 168 OF 2013 - TRANSFER FUNDS FROM 1 LINE ITEM TO ANOTHER LINE ITEM

BE IT RESOLVED that the following appropriation transfers are hereby authorized

	ACCT #	FROM	TO
CITY CLERK			
SALARIES & WAGES	20-120-010		\$1,300.00
OTHER EXPENSES	20-120-020	\$4,785.00	
CODIFICATION OF ORDINANCES	20-120-300		\$468.00
ELECTION EXPENSES	20-120-400	\$879.00	
TREASURER'S OFFICE			
OTHER EXPENSES	20-130-020		\$321.00
INFORMATION TECHNOLOGY			
OTHER EXPENSES	20-140-020	\$3,000.00	
TAX COLLECTOR			
OTHER EXPENSES	20-145-020	\$7,200.00	
TAX ASSESSORS			
OTHER EXPENSES	20-150-020	\$800.00	
LEGAL SERVICES			
OTHER EXPENSES	20-155-020		\$35,000.00
CITY ENGINEER			
OTHER EXPENSES	20-165-020		\$11,500.00
PLANNING BOARD			
OTHER EXPENSES	21-180-020		\$2,000.00
ZONING BOARD			
OTHER EXPENSES	21-185-020	\$6,200.00	
CONSTRUCTION CODE			
OTHER EXPENSES	22-195-020	\$2,194.00	
HOUSING CODE			
OTHER EXPENSES	22-196-020	\$1,135.00	
INSURANCES			
OTHER INSURANCE PREMIUMS	23-211-000	\$27,000.00	
WORKERS COMPENSATION	23-215-000	\$385.00	
HEALTH INSURANCE	23-220-000		\$101,000.00
POLICE			
OTHER EXPENSES	25-240-020	\$50,000.00	
COMMUNICATIONS			
OTHER EXPENSES	25-250-020	\$900.00	
EMERGENCY MANAGEMENT			
OTHER EXPENSES	25-252-020	\$2,385.00	
FIRE DEPARTMENT			
SALARIES & WAGES	25-255-011		\$16,000.00
OTHER EXPENSES	25-255-020	\$17,042.00	
UNIFORM FIRE SAFETY			
OTHER EXPENSES	25-265-020	\$3,045.00	
SOLID WASTE			
SALARIES & WAGES	26-305-010		\$20,000.00
OTHER EXPENSES	26-305-020		\$7,000.00
BUILDINGS & GROUNDS			
OTHER EXPENSES	26-310-020	\$60,000.00	
VEHICLE MAINTENANCE			
SALARIES & WAGES	26-215-011		\$15,000.00

RECREATION			
SALARIES & WAGES	26-370-010		\$15,000.00
OTHER EXPENSES	28-370-020		
BEACH PATROL			
OTHER EXPENSES	28-380-020	\$10,393.00	
BEACH CONTROL			
OTHER EXPENSES	28-381-011		\$504.00
CELEBRATION OF PUBLIC EVENTS			
CELEBRATION OF PUBLIC EVENTS	30-420-299	\$5,350.00	
ELECTRICITY			
	31-430-000		
TELEPHONE	31-440-000	\$10,000.00	
NATURAL GAS	31-446-000	\$20,000.00	
MEDICARE INSURANCE	36-476-000		\$17,600.00
MUNICIPAL COURT			
SALARIES & WAGES	43-490-011	\$10,000.00	
		\$242,693.00	\$242,693.00

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 168 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 169 OF 2013 - AUTHORIZE GRANT APPLICATION, STREETSCAPE REVITALIZATION PROGRAM

Whereas, the New Jersey Economic Development Authority (NJEDA) has allocated \$10 million in financial assistance for Streetscape Revitalization Projects in the nine most impacted counties by Superstorm Sandy; and

Whereas, grants of up to \$1.5 million to support various Main Street revitalization projects including streetscapes, lighting, sidewalks, facade enhancements, and code-related and other physical upgrades to commercial areas may be provided; and

Whereas, eligible applicants include any storm-impacted New Jersey municipality with one or more established traditional business districts. Projects located in one of the nine most impacted counties (Atlantic, Bergen, Cape May, Essex, Hudson, Middlesex, Monmouth, Ocean and Union) receive priority consideration; and

Whereas, City of Ventnor intends to apply for NJEDA Streetscape Revitalization Program funding.

Now Therefore Be It Resolved,

- 1) That the Governing Body does hereby authorize the application for such grants; and,
- 2) The City of Ventnor recognizes and accepts that the Authority may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Economic Development Authority, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Authority, does further authorize the expenditure of funds pursuant to the terms of the agreement between the City and the New Jersey Economic Development Authority; and
- 3) The City of Ventnor has sustained a ratable loss attributed to Superstorm Sandy of at least 1% or \$1M as indicated by documentation from the tax assessor and it is located in one of the nine most impacted counties; and

Be It Further Resolved, that the Governing Body authorizes the Administration to submit an Application to NJEDA for the Streetscape Revitalization Program and to sign the Grant Agreement.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 169 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 170 OF 2013 – AUTHORIZE GRANT APPLICATION, ASSISTANCE TO FIRE FIGHTER

WHEREAS, the Federal Emergency Management Agency is accepting applications for the Assistance to Firefighter Grant (AFG); and

WHEREAS, this program is available to municipalities with full time Fire Departments and volunteer firefighter organizations; and

WHEREAS, the primary goal of the AFG to meet the firefighting and emergency response needs of fire departments and nonaffiliated emergency medical service organizations; and

WHEREAS, the City of Ventnor is eligible to apply for this grant program; and

WHEREAS, the City of Ventnor carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

NOW, THEREFORE, BE IT RESOLVED that governing body of the City of Ventnor formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the Federal Emergency Management Agency on behalf of the City of Ventnor.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Ventnor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 170 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 171 OF 2013 - TAX OVERPAYMENT REFUND

WHEREAS, the 2013 tax on Block 150, Lot 7 known as 5702 Edgewater Ave, Ventnor, NJ assessed to Dante A & Eleonora G Vespertino was overpaid in the amount of \$1,226.31 due to the mortgage company and the taxpayer paying; and

WHEREAS, Mr & Mrs. Vespertino have requested a refund in the above amount sent to them at 10 Bayside Court, Margate, NJ 08402.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Chief Financial Officer of the City of Ventnor City is authorized to issue a refund check as stated above.

BE IT FURTHER RESOLVED that the Tax Collector and the Chief Financial Officer of the City of Ventnor City are authorized to mark their books and records accordingly.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 171 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 172 OF 2013 - AWARD CONTRACT, FORESTRY MANAGEMENT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Thursday, October 10, 2013, at 12:00 Noon, two (2) RFQ's for Professional Services for the "FORESTRY MANAGEMENT PLAN"; and

WHEREAS, the Qualifications have been reviewed.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for Professional Services for the "FORESTRY MANAGEMENT PLAN to Remington & Vernick Engineers, 845 N. Main St., Pleasantville, NJ 08232 in an amount not to exceed \$3,000.

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

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 172 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 173 OF 2013 - CO#1, SEWER MAIN REPAIR, VICTORIA AV

WHEREAS, the City of Ventnor City did award a contract for "Sewer Main Repair, Victoria Ave" and did enter into a contract with Mathis Construction Co., Inc. in the amount of \$74,493.00; and

WHEREAS, during performance of the project, the contract quantities were adjusted as required to meet the actual amounts used during the construction with the adjusted quantities.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Sewer Main Repair, Victoria Ave" be amended from \$74,493.00 to \$68,047.67 for a net decrease of \$6,445.33.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 173 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 174 OF 2013 - AUTHORIZE PLANS & SPECS, RELINE STORM SEWER PIPE @ 6717 MONMOUTH AV

WHEREAS, there is a need to reline an existing city owned elliptical storm sewer pipe located in an easement at 6717 Monmouth Avenue; and

WHEREAS, the City of Ventnor City wishes to perform said relining.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as "Reline Existing Elliptical Storm Sewer Pipe at 6717 Monmouth Ave" to be publicly bid.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 174 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 175 OF 2013 - AUTHORIZE PLANS & SPECS, INSTALL CITY HALL HVAC SYSTEM

WHEREAS, there exists a need to replace the HVAC System at the City Hall building; and

WHEREAS, the City of Ventnor City wishes to replace said HVAC System.

NOW, THEREFORE, IT BE RESOLVED that the Mayor and Commissioners of the City of Ventnor City authorize the Municipal Engineer, Charles Sabatini, to finalize the plans and specifications as required and to publicly bid the project known as "Installation of new City Hall HVAC System".

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 175 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 176 OF 2013 - AUTHORIZE INTERLOCAL AGREEMENT WITH ACIA TO ADMINISTER CDBG PROGRAM FOR DRAINAGE IMPROVEMENTS AT NEWARK & WINCHESTER AVES

WHEREAS, the City of Ventnor has opted to participate in the Atlantic County Community Development Block Grant (CDGB) Program for FY 2013; and

WHEREAS, as a participant, the City of Ventnor expects to be allocated \$53,369.00 for Fiscal Years 2013 for the project known as Drainage Improvements at Newark & Winchester Aves; and

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

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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 Mayor and the Municipal Clerk are authorized to sign said agreement.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 176 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 177 OF 2013 - AUTHORIZE SALE OF EMERGENCY NOTES

WHEREAS, the Local Budget Law, constituting Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Budget Law"), authorizes, inter alia, municipalities to adopt resolutions authorizing special emergency appropriations to cover the cost of extraordinary expenses associated with the repair and reconstruction of streets, roads or bridges or other public property damaged by flood or hurricane where such expense was not foreseen at the time of the adoption of the municipality's budget; and

WHEREAS, the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("City"), has previously authorized a special emergency appropriation in the amount of up to \$3,000,000 ("Appropriation") to pay the cost of extraordinary expenses associated with the repair, rehabilitation, reconstruction and/or replacement of, among other things, streets, roads, bridges, or other public property located in the City damaged by Hurricane Sandy ("Project") in accordance with Section 54 of the Local Budget Law (N.J.S.A. 40A:4-54), and;

WHEREAS, Section 55 of the Local Budget Law (N.J.S.A. 40A:4-55) authorizes the City to borrow money and issue special emergency notes to finance the costs of the Project, which Notes may be renewed from time to time; provided, however, at least 1/5 of all such special emergency notes, and the renewals thereof, shall mature and be paid in each year, so that all special emergency notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of the special emergency resolution; and

WHEREAS, the City has heretofore issued its Special Emergency Notes of 2012, Series A, in the principal amount of \$3,000,000 to finance the cost of the Project ("Prior Notes"); and

WHEREAS, the Prior Notes mature on December 17, 2013; and

WHEREAS, Section 55 of Local Budget Law, N.J.S.A. 40A:2-55, requires the City to pay, at maturity, one-fifth of the total amount authorized under each ordinance; and

WHEREAS, it is the desire of the City to issue its special emergency notes in the principal amount of up to \$2,000,000 the proceeds of which, together with other available funds in the amount of \$1,000,000, will be used to repay the Prior Notes at maturity; and

WHEREAS, pursuant to the Local Budget Law, it is the intent of the Board of Commissioners to hereby authorize, approve and direct the issuance and sale of such special emergency notes, to ratify and confirm certain actions heretofore taken by or on behalf of the City, and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY, (NOT LESS THAN TWO-THIRDS OF ALL MEMBERS THEREOF AFFIRMATIVELY CONCURRING) PURSUANT TO THE LOCAL BUDGET LAW, AS FOLLOWS:

Section 1. Pursuant to the Local Budget Law and the Appropriation, the issuance of special emergency notes of the City, to be designated, substantially, "City of Ventnor City, County of Atlantic, New Jersey, Special Emergency Notes of 2013, Series A" ("Notes"), in an aggregate principal amount of up to \$2,000,000 is hereby authorized and approved.

Section 2. Payment of the Notes shall be provided for by the inclusion of an annual appropriation of at least 1/5 of the total amount originally appropriated by resolution. Said appropriation shall be paid annually from the City's budget.

Section 3. The Chief Financial Officer, with the assistance of Parker McCay, P.A., Mount Laurel, New Jersey ("Bond Counsel"), is hereby authorized and directed to award and sell the Notes, at public or private sale, in such amount as may be determined, at a price not less than par, plus accrued interest, and to deliver the same to the purchaser thereof, upon receipt of the purchase price for the Notes.

Section 4. The Notes shall be executed in the name of the City by the manual signatures of the Mayor and Chief Financial Officer, and shall be under the corporate seal of the City affixed, imprinted, or reproduced thereon, and attested by the manual signatures of the City Clerk or Deputy City Clerk.

Section 5. The Notes shall be dated their date of delivery, may be renewed from time to time, but shall be paid and mature in accordance with the provisions of Section 55(b) of the Local Budget Law (N.J.S.A. 40A:4-55(b)).

Section 6. The Notes shall not be subject to redemption prior to maturity, shall be issued in registered or bearer form, shall be in the denomination of \$100,000 or greater, and shall be in the form permitted by the Local Budget Law and as Bond Counsel shall approve.

Section 7. At the next meeting of the Board of Commissioners after the sale of the Notes, the Chief Financial Officer is hereby authorized and directed to report, in writing, to the Board of Commissioners, the principal amount, rate of interest and the name of the purchaser of the Notes.

Section 8. The Notes are ultimately payable from ad valorem taxes that shall be levied upon all taxable real property in the City without limitation as to rate or amount.

Section 9. The City hereby covenants that it will not make any use of the proceeds of the Notes or do or suffer any other action that would cause: (i) the Notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Notes to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Notes to be treated as an item of tax preference under Section 57(a)(5) of the Code.

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Section 10. The City hereby covenants as follows: (i) it shall timely file, or cause to be filed, with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and (ii) it shall take no action that would cause the Notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 11. The City hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Notes.

Section 12. All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Chief Financial Officer, City Clerk, Deputy City Clerk, other City officials or by the City's professional advisors, in connection with the issuance and sale of the Notes are hereby ratified, confirmed, approved and adopted.

Section 13. The Mayor, Chief Financial Officer, City Clerk and Deputy City Clerk are each hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the Notes not determined or otherwise directed to be executed by the Local Budget Law or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer, City Clerk or Deputy City Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 14. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 15. This Resolution shall take effect immediately upon adoption this 21st day of November, 2013.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 177 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 178 OF 2013 - AUTHORIZE RELEASE OF DEMOLITION ESCROW FUNDS (WAVES)

WHEREAS, Pelican Properties LLC posted in escrow demolition bond funds in the amount of \$47,000.00 for the demolition of the Monaco Motel ("Waves") at 111 S Little Rock Ave; and

WHEREAS, and inspection of the site has been performed by the City Engineer and the demolition is complete; and

WHEREAS, the applicant has requested release of the escrow funds posted for demolition of the site.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it herein and hereby authorizes the Chief Financial Officer to release the \$47,000.00 held in escrow for the demolition of the site known as 111 S. Little Rock Ave.

Mayor Bagnell moved, seconded by Cmr Kelly that Resolution No 178 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$6,816,434.67 and payrolls from 10-19-13 to 11-01-13 in the amount of \$457,730.31 and from 11-02-13 to 11-15-13 in the amount of \$469,395.42 for approval.

Mayor Bagnell moved, seconded by Cmr Sarno the bills & payrolls be approved.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS

MAYOR BAGNELL read the following JIF Safety Committee report for November 2013: "The safety committee met on November 12th. Louis Carey, JIF safety director rep attended & pointed out need for increased training with accompanying documentation to avoid PEOSHA fines. He will send program samples to comply with current requirements, focusing on hazardous materials recognition & response. Claims reviewed & reported were minor. There was one no lost time incident (dog bite during training exercises with Caesar, the newest addition to PD). 6 yr loss ratio averages were reviewed, JIF was 77.3% (measure of frequency), MEL 216% (measure of severity) & EPL/POL at 23.4% (the now fully insured line, outside of the pooled programs). The main cause of high MEL ratio was yrs 07& 08 with 2 major losses in property & liability cases. On line videos at njmel.org were discussed with 1 relating to pedestrians on the management menu recommended".

PUBLIC PORTION

LINDA KAPLAN 12 N Wissahickon commented that Ventnor Ave looks nice with the Christmas decorations and later suggested that updates on issues of interest be included in the monthly Newsletter along with the listing of event. She asked the Mayor to introduce the Solicitor's office representative (Evan Labov).

MICHAEL GLICKSTEIN, 437 Berkshire Dr submitted a list of 9 questions to be answered by the Commissioners: 1) Has the Board solicited bids from vendors for clean-up in case of another severe storm? Mayor's response: Contractors hired to clean up after Sandy were approved by FEMA (necessary for 100% reimbursement). Municipalities risk not getting full reimbursement if contractors hired are not approved by FEMA. 2) Has the Board given further consideration to selling the Water/Sewer Utility to a private company? Mayor's response: Nothing further has been discussed. The public would pay 3x as much for water with private company and sewer would still be responsibility of City. 3) Will the Board consider a uniform yearly water/sewer rate as opposed to an increased rate during the summer months? CMR. KELLY explained how rate calculation is done by the auditor, how the population increases to 40,000 in summer thus increasing the cost to run the water/sewer system in summer and the problems with the City's aging infrastructure. CFO Aboderin explained if the rate was uniform throughout the year round, it would be considerably higher. ADAM KESSELMAN (105 S Wissahickon) interjected summer resident/taxpayers should not have to pay more because it costs more to run. Cost should be equal across whole year. 4) Has the Board considered shared services, personnel cut backs, hiring freeze? (question not answered) 5) Has the City given tax breaks/abatements to the new owners of the Plaza Shopping Center? Mayor's response: No commitments/abatements have been made. Ventnor has no tax abatements program. 6) Is the Commission considering making the time of Commission meetings later so working families can attend? Mayor's response: Yes, they are looking to change hours to make it most beneficial to all residents. ADAM KESSELMAN asked the Commission to consider webcasting or teleconferencing for those residents who cannot attend. 7) What bills have been incurred from the attorney investigating the Latin Festival cancellation? Mayor's response: No bills have been submitted by Attorney Corrado. 8) What is status of Green Acres application and monies due the City? Engineer's response. Document were submitted to green acres a few weeks to be reviewed by National Park Service. Their approval is last thing to be done to get reimbursement. (\$800,000 grant & \$1.3M bond) 9) Would the Commission consider giving an update report on these and other items at each meeting & workshop session? Mayor's response: Yes, it can be done.

MARVIN GINSBERG, 110 S Wissahickon thanked Commission for information regarding purchasing a boardwalk bench.

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MARK RABINOWITZ, 108 S Wissahickon asked how neighboring municipalities handle water billing. A discussion among the audience, Commission, CFO and Engineer ensued and included fixed amount vs usage billing, meter readings from towers, comparison to electric rates based on demand, an invitation to the Finance office to view comparisons and the promise by the Commission to look into the method of billing for next year.

LEE SIROTA 14 N Wyoming told how taxes (including water & sewer) were \$450 per year when she moved into house over 50 yrs ago. She thanked the Mayor for helping when she had car trouble last week then asked when the City's union contracts were up for renewal. Mayor responded 2016.

STEVE RICE 216 N Newark, regarding the Ventnor Gardens Pump House, asked if the reconstruction would be a joint effort with Ventnor, Margate and Atlantic County. The Mayor responded yes, with the ACUA doing the engineering and being responsible for the maintenance. Further, Mr Rice asked if Margate is not included in Beach Replenishment, would Ventnor consider a groin at Fredericksburg Av. Mayor's response: It is definitely an option.

MEETING ADJOURNED 6:11PM

There being no further business to conduct and no one further wishing to speak, Cmr Sarno moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.

The meeting of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on December 19, 2013 at 5:30 PM followed by the Pledge of Allegiance.

Present: Commissioners Sarno, Kelly and Mayor Bagnell

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

MAYOR BAGNELL made the following announcement: "We value the rights of all citizens to have their voices heard. To insure that all citizens have an opportunity to do so, we feel that it is necessary to limit questions & comments to 5 minutes. Thank you for your cooperation."

MAYOR BAGNELL asked if anyone had any questions on Items 3 thru 30 below which would be voted on tonight. There were no questions from the public.

MOTION TO APPROVE MINUTES

Cmr Sarno moved, seconded by Mayor Bagnell the Minutes of the 11-21-13 Regular Meeting be approved as written (oral reading waived).

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING INSTALLATION OF CITY HALL HVAC SYSTEM

Date of Bid Opening: December 11, 2013 @ 11:00 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Falasca Mechanical, Inc. \$1,971,600.00
Vineland, NJ 08360
Bid Bond Attached
2. Dolan Mechanical, Inc. \$2,218,000.00
Sicklerville, NJ 08081
Bid Bond Attached
3. WHL Enterprises, Inc \$2,234,000.00
T/A Bill Leary AC & Heating
Metuchen, NJ 08840

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Cmr Kelly moved, seconded by Mayor Bagnell the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REPORT OF BID OPENING – RELINE STORM SEWER PIPE, 6717 MONMOUTH AV

Date of Bid Opening: December 11, 2013 @ 11:30 AM

Bid Opened By: Janice K. Callaghan, RMC, City Clerk

1. Tri-State Grouting, LLC \$75,400.00
Bear, DE 19701
Bid Bond Attached
2. Progressive Pipeline Management \$95,000.00
West Deptford, NJ 08066
Bid Bond Attached

Report Submitted By: Janice K. Callaghan, RMC, City Clerk

Cmr Kelly moved, seconded by Mayor Bagnell the Report be received and filed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

NEW BUSINESS
CONSENT AGENDA

The City Clerk asked the Commission if they had any comments on the items under consent agenda.

CMR KELLY stated that although she felt the 2PM Workshop time was too early, she would vote for the 2014 Meeting Schedule (R.187) provided if we are not getting the participation we want by March, we would try something different. Mayor Bagnell and Cmr Sarno agreed with her request.

Cmr Sarno moved, seconded by Mayor Bagnell Resolutions No. 179 thru 203 of 2013 be adopted by consent.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 179 OF 2013 - AUTHORIZE PARTICIPATION IN SAFE & SECURE COMMUNITIES GRANT PROGRAM

WHEREAS, the City of Ventnor City wishes to apply for funding for a project under the Safe and Secure Communities Program; and

WHEREAS, the Ventnor City Board of Commissioners has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the City of Ventnor City for the purpose described in the application.

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

- 1) As a matter of public policy the City of Ventnor City wishes to participate

to the fullest extent possible with the Department of Law and Public Safety.

- 2) The Attorney General will receive funds on behalf of the Applicant.
- 3) The division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
- 4) The division of Criminal Justice shall initiate allocations to each applicant as authorized.

Grant#P-5863-13

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 179 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 180 OF 2013 – TRANSFER OF FUNDS

BE IT RESOLVED that the following appropriation transfers are hereby authorized

	ACCT #	FROM	TO
CITY CLERK			
OTHER EXPENSES	20-120-020		\$20.00
TREASURER'S OFFICE			
SALARIES & WAGES	20-130-010	\$5,000.00	
TAX ASSESSORS			
OTHER EXPENSES	20-150-020		\$25.00
CITY ENGINEER			
OTHER EXPENSES	20-165-020		\$1,000.00
CONSTRUCTION CODE			
SALARIES & WAGES	22-195-010	\$2,195.00	
OTHER EXPENSES	22-195-020		\$150.00
INSURANCES			
OTHER INSURANCE PREMIUMS	23-211-000		\$6,000.00
POLICE			
SALARIES & WAGES	25-240-011	\$6,000.00	
BUILDINGS & GROUNDS			
OTHER EXPENSES	26-310-020		\$3,000.00
VEHICLE MAINTENANCE			
OTHER EXPENSES	26-215-020		\$3,000.00
		\$13,195.00	\$13,195.00
		\$13,195.00	\$13,195.00

WATER/SEWER UTILITY

	ACCT #	FROM	TO
WATER/SEWER UTILITY			
SALARIES & WAGES	55-501-010	\$2,181.87	
INTEREST ON BONDS	55-523-000		\$1,981.87
UNEMPLOYMENT COMPENSATION	55-542-000		\$200.00
		\$2,181.87	\$2,181.87
		\$2,181.87	\$2,181.87

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 180 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 181 OF 2013 – NAMING OFFICIAL TOW COMPANIES FOR VENTNOR

WHEREAS, Chapter 208, Towing, of the Ventnor City Code outlines the procedures for appointing official tow companies for the City of Ventnor City; and

WHEREAS, three (3) tow companies have filed applications with the Ventnor City Police Department within the time prescribed by Chapter 208; and

WHEREAS, upon their completion of the required investigation, the Ventnor City Police Department has determined that the following tow companies are eligible to conduct the official business of towing within the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that pursuant to Chapter 208 of the Code of the City of Ventnor City the below named tow companies are herein and hereby approved as the official tow companies for the City of Ventnor City.

BE IT FURTHER RESOLVED that this resolution is effective immediately and shall remain in effect until December 31, 2015.

- | | | |
|--|---|--|
| 1. Providence Tow and Recovery
Anthony R. Miranda, owner
3301 Arctic Avenue
Atlantic City, NJ 08401
345-0098 | 2. Tri-State Towing Company
Jeffrey Guenther, Owner
407 S New Road
Pleasantville, NJ 08232
804-1501 | 3. Guenther's Mobile Service
Frank Guenther, Owner
407 S New Road
Pleasantville, NJ 08232
641-1377 |
|--|---|--|

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 181 of 2013 be adopted.
 Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 182 OF 2013 – CANCEL ADDITIONAL RECREATION TRUST FUND BALANCE

WHEREAS, N.J.S.A. 40A:4-60 provides for the governing body to cancel unexpended budget appropriations prior to the end of the fiscal year, and

WHEREAS, the Board of Commissioners of the City of Ventnor City has identified appropriations in the 2013 budget that it intends to cancel.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, that the following unexpended balances of 2013 budget appropriations be canceled to the credit of Fund Balance:

Operations – within “CAPS”	
Recreation	
Other Expenses	\$13,959.72

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the City.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 182 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 183 OF 2013 - AUTHORIZE ALCOHOL & DRUG ALLIANCE GRANT EXTENSION

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, The Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the City was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

WHEREAS, funding has been made available to the Ventnor City Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

NOW, THEREFORE, BE IT RESOLVED that the Ventnor City Board of Commissioners does hereby authorize the submission of the grant extension for the Ventnor City Municipal Alliance grant in the amount of:

DEDR	<u>\$6,735.00</u>
Cash Match	<u>\$1,684.00</u>
In-Kind	<u>\$5,051.00</u>

The Ventnor City Board of Commissioners acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 183 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 184 OF 2013 - AWARD CONTRACT, INSTALLATION OF CITY HALL HVAC SYSTEM

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her office on Wednesday, December 11, 2013, at 11:00 AM, three (3) bids for “CITY HALL HVAC INSTALLATION”; and

WHEREAS, the bid has been reviewed and found to be complete and in compliance with the specifications.

NOW, THERFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter award the Contract for CITY HALL HVAC INSTALLATION to Falasca Mechanical, Inc., 3329 N Mill Rd., Vineland, NJ 08360 in the total Amount of \$1,971,600.00.

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

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No184 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 185 OF 2013 - REJECT ALL BID, RELINE STORM SEWER PIPE, 6717 MONMOUTH AV

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Wednesday, December 11, 2013, at 11:30 AM, two (2) bids for the “STORMWATER PIPE RELINING – 6717 MONMOUTH AVE”; and

WHEREAS, the Municipal Engineer has reviewed same, and the bids appear fair and balanced. However, the bids are over the budget for this project. Therefore, the recommendation is to reject all bids since the bids exceeds the available funds.

NOW, THERFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City that it hereinafter reject all bids for “STORMWATER PIPE RELINING – 6717 MONMOUTH AVE”.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 185 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 186 OF 2013 - CHP 159, 2013 BODY ARMOR

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made

available by law and the amount thereof was not determined at the time of the Adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor, in the County of Atlantic, New Jersey hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$4,838.27, which item is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services – Public and
Private Revenues Offset with Appropriations:
FY 2013 Body Armor

BE IT FURTHER RESOLVED that a like sum of \$4,838.27 be and the same is hereby appropriated under the caption of:

(a) Operations – Excluded from CAPS
Public and Private Programs Offset by Revenues:
FY 2013 Body Armor

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 186 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 187 OF 2013 - SET SCHEDULE OF 2014 COMMISSION MEETINGS & WORKSHOPS

Pursuant to the Open Public Meetings Act, the following is the proposed 2014 Schedule of Meetings of the Ventnor City Board of Commissioners, which schedule shall be posted and distributed according to law:

2014

Thursday	Jan	09	2:00 PM	Workshop Session	Commission Chambers
Thursday	Jan	16	6:00 PM	Public Meeting	Commission Chambers
Thursday	Feb	13	2:00 PM	Workshop Session	Commission Chambers
Thursday	Feb	20	6:00 PM	Public Meeting	Commission Chambers
Thursday	Mar	13	2:00 PM	Workshop Session	Commission Chambers
Thursday	Mar	20	6:00 PM	Public Meeting	Commission Chambers
Thursday	Apr	10	2:00 PM	Workshop Session	Commission Chambers
Thursday	Apr	17	6:00 PM	Public Meeting	Commission Chambers
Thursday	May	08	2:00 PM	Workshop Session	Commission Chambers
Thursday	May	15	6:00 PM	Public Meeting	Commission Chambers
Thursday	June	12	2:00 PM	Workshop Session	Commission Chambers
Thursday	June	19	6:00 PM	Public Meeting	Commission Chambers
Thursday	July	10	2:00 PM	Workshop Session	Commission Chambers
Thursday	July	17	6:00 PM	Public Meeting	Commission Chambers
Thursday	Aug	14	2:00 PM	Workshop Session	Commission Chambers
Thursday	Aug	21	6:00 PM	Public Meeting	Commission Chambers
Thursday	Sept	11	2:00 PM	Workshop Session	Commission Chambers
Thursday	Sept	18	6:00 PM	Public Meeting	Commission Chambers
Thursday	Oct	09	2:00 PM	Workshop Session	Commission Chambers
Thursday	Oct	16	6:00 PM	Public Meeting	Commission Chambers
Thursday	Nov	13	2:00 PM	Workshop Session	Commission Chambers
Thursday	Nov	20	6:00 PM	Public Meeting	Commission Chambers
Thursday	Dec	11	2:00 PM	Workshop Session	Commission Chambers
Thursday	Dec	18	6:00 PM	Public Meeting	Commission Chambers

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 187 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 188 OF 2013 - REAPPOINT STAN GUNNISON - JIF RISK MANAGEMENT CONSULTANT

WHEREAS, the City of Ventnor City is a member of the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund; 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 \$28,000; and

WHEREAS, the judgmental nature of the Risk Management Consultant’s duties renders comparative bidding impractical.

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NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereby appoints the CJ Adams Company/Staley 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 188 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO.189 OF 2013 – REAPPOINT AMY WEINTROB, SOLICITOR

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing Amy Weintrob, Esq. to serve as City Solicitor for a one year term beginning January 1, 2014; 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 Amy Weintrob, Esq. is herein and hereby appointed Solicitor of the City of Ventnor City for a one year term effective January 1, 2014.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 189 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 190 OF 2013 - REAPPOINT JANICE K. CALLAGHAN, CITY CLERK

WHEREAS, by Resolution No. 162 of 2010, Janice K. Callaghan was appointed City Clerk for a three year term effective January 1, 2011; and

WHEREAS, the City desires to reappoint Janice K. Callaghan for another three year term.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that JANICE K. CALLAGHAN is hereby reappointed as City Clerk of Ventnor City for a three year term effective January 1, 2014.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 190 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 191 OF 2013 - REAPPOINT KENNETH MOORE, 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 2013, the preparation of the financial statement for 2013, and assistance in the preparation of the 2014 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 Kenneth W. Moore of Ford, Scott & Associates, LLC is hereby appointed auditor for the City of Ventnor City for the fiscal year 2014 and the said Kenneth W. Moore is hereby authorized and empowered to perform all services necessary for the preparation and submission of said audit and the necessary 2013 Annual Financial Statement to accompany the 2014 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 Sarno moved, seconded by Mayor Bagnell that Resolution No 191 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 192 OF 2013 - REAPPOINT JERRY STEINER, PUBLIC DEFENDER

WHEREAS, JERRY STEINER, ESQ. is presently serving in the position of Public Defender for the City of Ventnor City; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing JERRY STEINER, ESQ. to serve as Public Defender for a one year term beginning January 1, 2014; 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.

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BE IT FURTHER RESOLVED that JERRY STEINER, ESQ. is herein and hereby appointed Public Defender for the City of Ventnor City for a one year term effective January 1, 2014.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 192 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 193 OF 2013 - REAPPOINT MICHAEL MOSCA, PROSECUTOR

WHEREAS, Michael Mosca, Esq. is presently serving in the position of Municipal Prosecutor for the City of Ventnor City; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing Michael Mosca, Esq. to serve as Municipal Prosecutor for a one year term beginning January 1, 2014; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 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 N.J.S.A. 40A:5-11.

BE IT FURTHER RESOLVED that Michael Mosca, Esq. is herein and hereby appointed Prosecutor for the City of Ventnor City for a one year term effective January 1, 2014.

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 Sarno moved, seconded by Mayor Bagnell that Resolution No 193 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 194 OF 2013 - REAPPOINT PARKER MCCAY, BOND COUNSEL

WHEREAS, the City of Ventnor City, County of Atlantic, New Jersey ("City"), has a need for a law firm specializing in public finance to assist it in matters relating to the issuance of bonds; and

WHEREAS, the law firm of Parker McCay P.A., Marlton, New Jersey is a nationally recognized law firm specializing in public finance and is able to assist the City in such matters; and

WHEREAS, Section 5(1)(a)(i) of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), authorizes the City to appoint Parker McCay P.A., as Bond Counsel without advertising for bids since the services to be provided are professional in nature.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, AS FOLLOWS:

Section 1. Parker McCay P.A., Marlton, New Jersey is hereby appointed as Bond Counsel to the City.

Section 2. The Mayor is hereby authorized and directed to execute, on behalf of the City, an agreement with Parker McCay P.A., for the legal services to be rendered.

Section 3. The City Clerk is hereby authorized and directed to have a notice satisfying the requirements of Section 5(1)(a)(i) of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), published in a newspaper authorized by law to publish the legal advertisements of the City.

Section 4. All resolutions or parts thereof, inconsistent herewith are hereby repealed and rescinded to the extent of any such inconsistency.

Section 5. This resolution shall take effect immediately upon adoption.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 194 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 195 OF 2013 - APPOINT CITY CLERK CONTRACT COMPLIANCE OFFICER

WHEREAS, the New Jersey Department of the Treasury, Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (hereafter Division of Contract Compliance) is charged with enforcing N.J.S.A. 10:5-31 et seq.; and

WHEREAS, N.J.A.C. 17:27-3.5 requires that each public agency annually designate an officer or employee to serve as its public agency compliance officer; and

WHEREAS, in compliance with said regulations, the City of Ventnor City wishes to appoint an officer or employee to serve as its public agency compliance officer;

NOW, THEREFORE, BE IT RESOLVED by Ventnor City Board of Commissioners as that Janice K. Callaghan, City Clerk be and is hereby appointed to serve as the compliance officer for the City of Ventnor City.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 195 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 196 OF 2013 - AUTHORIZE CO #2 (FINAL), SEWER MAIN REPAIR VICTORIA AV

WHEREAS, the City of Ventnor City did award a contract for "Sewer Main Repair, Victoria Ave" and did enter into a contract with Mathis Construction Co., Inc. in the amount of \$74,493.00; and

WHEREAS, by Resolution No. 173 of 2013 the contract amount was decreased to \$68,047.67; and

WHEREAS, additional contract quantities were adjusted as required to meet the actual amounts used during the construction with the adjusted quantities.

NOW, THEREFORE, BE IT RESOLVED that the Contract known as "Sewer Main Repair, Victoria Ave" be amended from \$68,047.67 to \$68,046.77 for a net decrease of \$.90

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 196 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 197 OF 2013 - APPROVE PLANS & SPECS, DRAINAGE IMPROVEMENTS @ INTERSECTION OF NASHVILLE & WINCHESTER

WHEREAS, there is a need for drainage improvements at the intersection of Nashville and Winchester Aves within the City of Ventnor City; and

WHEREAS, funds are available for this project.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as "Drainage Improvements, Nashville & Winchester Intersection" to be publicly bid.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 197 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 198 OF 2013 - APPROVE RFQ'S FOR PART-TIME CONSTRUCTION INSPECTOR

WHEREAS, the City of Ventnor is seeking proposals for a part-time Construction Inspector; and

WHEREAS, the City of Ventnor wishes to obtain requests for qualifications for said part-time Construction Inspector.

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

The City Engineer is hereby authorized to prepare RFQ's and seek proposals pursuant to the Fair and Open Process for a Licensed Site Remediation Professional.

BE IT FURTHER RESOLVED that the City Clerk, and all other appropriate City officials are authorized to take any and all actions in furtherance of the same.

BE IT SO RESOLVED.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 198 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 199 OF 2013 - APPROVE PLANS & SPECS, REPLACE STORM SEWER PIPE, 6717 MONMOUTH AV

WHEREAS, there is a need to replace the storm sewer pipe located at 6717 Monmouth Avenue within the City of Ventnor City; and

WHEREAS, funds are available for this project.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as "Replacement of Storm Sewer Pipe at 6717 Monmouth Avenue" to be publicly bid.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 199 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 200 OF 2013 - APPROVE PLANS & SPECS, IT OFFICE RELOCATION & RENOVATIONS

WHEREAS, there is a need to relocate and renovate the Information Technology Office within Ventnor City Hall; and

WHEREAS, funds are available for this project.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as "Information Technology Office Relocation and Renovation" to be publicly bid.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 200 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 201 OF 2013 - APPROVE PLANS & SPECS, REPLACE SEWER MAIN, BALFOUR AV FROM HARVARD TO CAMBRIDGE

WHEREAS, there is a need to replace the sanitary sewer main in Balfour Avenue from Cambridge to Harvard Avenues within the City of Ventnor City; and

WHEREAS, funds are available for this project.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the Municipal Engineer to finalize the project design and specifications and upon completion of the above, authorizes the project known as "Sewer Main Replacement in Balfour Av, Cambridge to Harvard" to be publicly bid.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 201 of 2013 be adopted.
Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 202 OF 2013 - AUTHORIZE CONTRACT EXTENSION WITH ACUA FOR TRASH/RECYCLING/YARD WASTE COLLECTION

WHEREAS, the City of Ventnor City entered into a contract (hereinafter "Contract") with the Atlantic County Utilities Authority (hereinafter "ACUA") on December 18, 2008, for the collection of certain solid waste;

WHEREAS, it is the desire of the City of Ventnor City Board of Commissioners and the ACUA that the Contract be and is hereby amended as follows:

1. Paragraph 13 shall be amended as followed:

The initial term of this Agreement is from January 1, 2009 to December 31, 2009. This agreement shall then automatically extend for additional periods of one year, up to December 31, 2018, at an increase in cost not greater than the percentage increase in the CPI-U for the Philadelphia SMSA of August of the contract year over August of the preceding year. The ACUA will advise the City of Ventnor City of any cost revisions on or about September of each year. This Agreement may be terminated at any time by either party, with or without cause, by 90 days written notice to the other party.

2. All provisions of the Contract which are not expressly modified in this Rider shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey, does hereby direct the Mayor to execute a Rider to the Contract with the Atlantic County Utilities Authority, so as to continue the solid waste collection services for the City through December 31, 2018 unless the Contract is terminated prior to such date.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 202 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

RESOLUTION NO. 203 OF 2013 - APPROVE PLANS & SPECS, SECURITY SYSTEM @ PUBLIC WORKS COMPLEX

WHEREAS, there is a need for a security system at the Public Works Complex; and

WHEREAS, funds are available for this project.

NOW, THEREFORE, IT BE RESOLVED that the Board of Commissioners of the City of Ventnor City authorizes the preparation of specifications and upon completion, authorizes the project known as "Security System at the Public Works Complex" to be publicly bid.

Cmr Sarno moved, seconded by Mayor Bagnell that Resolution No 203 of 2013 be adopted.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

APPROVAL OF BILLS & PAYROLLS

The City Clerk read bills in the amount of \$6,759,472.56 and payrolls from 11-16-13 to 11-29-13 in the amount of \$454,029.04 and from 11-30-13 to 12-13-13 in the amount of \$631,681.97 for approval.

Mayor Bagnell moved, seconded by Cmr Kelly the bills & payrolls be approved.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

REAPPOINTMENT

Mayor Bagnell moved, seconded by Cmr Sarno the reappointment of STEVE RICE to the Zoning Board of Adjustment (12-1-13 TO 12-1-17) be confirmed.

Roll Call Vote: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

ANNOUNCEMENTS

MAYOR BAGNELL read the following JIF Safety Committee report for December 2013: "THE SAFETY COMMITTEE MET ON DECEMBER 3RD. THERE WERE NO REPORTED WORKERS COMP INCIDENTS, & ONLY 3 MINOR AUTO RELATED INCIDENTS. THROUGH THE END OF NOVEMBER VENTNOR'S LOST TIME ACCIDENT FREQUENCY RATE (LTAF) WAS 1.79 FOR 2013, AN IMPROVEMENT OVER THE PRIOR 2 YEARS. VENTNOR HAS A BALANCE OF \$1500 FROM THE SAFETY INCENTIVE PROGRAM PARTICIPATION FROM 2012. 2013 NEEDS MUST BE SUBMITTED BEFORE END OF CALENDAR YEAR FOR RE-IMBURSEMENT. REPORT FROM SAFETY DIRECTOR'S NOVEMBER VISIT WAS REVIEWED WITH NO MAJOR ISSUES OF CONCERN. THIS CONCLUDES THE 2013 OFFICIAL ACTIVITY OF THE SAFETY COMMITTEE".

PUBLIC PORTION

LEE SIROTA 14 N Wyoming Ave, referencing a 12-18-13 article in the Atlantic City Press concerning municipalities recognized for reducing their flood hazard risk through FEMA's Community Rating System asked why Ventnor was not included on this list. CMR KELLY stated that we have been getting reductions all along and Ventnor should be getting the rating letter from FEMA shortly ensuring additional reductions. MAYOR BAGNELL thought Emergency Management Director Bill Melfi would be able to answer her questions in more detail. Regarding the change in meeting times, she expressed her skepticism this would aid transparency, in summer no one will come off the beach at 2pm to attend and asked the Commission to take Mr. Kesselman's suggestion from the last meeting to have a call in number for out of town resident participation. The Mayor offered any one could call his office anytime and get any information they want then further explained that we live in a 24hr society. By moving one meeting to the afternoon, those residents working evenings would have the opportunity to attend and participate.

5:42PM EXECUTIVE SESSION

The Executive Session of the Ventnor City Board of Commissioners was called to order in the Commission Chambers, City Hall on December 19, 2013 at 5:42PM.

Present: Cmr. Sarno, Cmr. Kelly, Mayor Bagnell, City Clerk Callaghan, Administrator Russo, Solicitor Weintrob & Evan Labov, Esq from the Solicitor's office.

MAYOR BAGNELL read the statement required before Executive Session: "The New Jersey Open Public Meeting Act permits the discussion of certain matters within Executive Session, as an exception to certain provisions of said law. The Ventnor City Board of Commissioners wishes to discuss certain matters, which qualify as exceptions in Executive Session. No action binding upon the Board of Commissioners will be taken within Executive Session and the discussion conducted in

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closed session will be disclosed to the public when legally permitted and when the public interest will no longer be served by keeping such matters confidential. The matter to be discussed is Health Insurance Opt Outs.

SOLICITOR WEINTROB reported that following discussions at the last meeting regarding Health Insurance Opt Out she researched the issues and on Wednesday met with reps from the various City employee unions and explained the City cannot continue paying the incorrect opt out amounts i.e. the law preempts the contracts. All unions (except 1) agreed to modify the contracts to follow the law (contracts will read: amount to be paid is 25% of amount saved by the City because of the waiver).

5:47PM EXECUTIVE SESSION CONCLUDED

Mayor Bagnell moved, seconded by Cmr Kelly the Board return to Regular Session.

Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

Mayor Bagnell moved, seconded by Cmr Kelly the City Solicitor is authorized to modify all union Collective Bargaining Agreements as they relate to Health Insurance Opt Outs to conform with State Law.

Roll Call: Yeas: Commissioners Sarno, Kelly and Mayor Bagnell

5:48PM MEETING ADJOURNED

There being no further business to conduct and no one further wishing to speak, Mayor Bagnell moved, seconded by Cmr Kelly the meeting be adjourned. So ordered.