

ORDINANCE NO. 14-39

AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER XXV, ZONING AND LAND DEVELOPMENT OF  
THE REVISED GENERAL ORDINANCES OF THE CITY OF OCEAN CITY  
Building Height (DB Zone)

BE IT ORDAINED by the Mayor and Council of the City of Ocean City, County of Cape May, State of New Jersey, as follows:

**Section 1.**

**Section 25-205.2.5 Bulk Requirements (Drive-in Business Zone)** of Chapter XXV “Zoning and Land Development” of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby amended as follows:

**25-205.2.5 Bulk Requirements.**

Lot area, lot width, lot frontage, front yard, rear yard, side yard, lot depth, building height, stories, building coverage and impervious coverage shall be in accordance with the following schedule:

Zone District	Minimum Lot Area (Square Feet)		Minimum Lot Width and Lot Frontage (Feet)		Minimum Yard Requirements (Feet)			Min. Lot Depth (Feet)	Maximum Building Height (1)		Maximum Building Coverage (percent)	Maximum Impervious Coverage (percent)
	Interior	Corner	Interior	Corner	Front	Rear	Side		Flat/ Pitched Roof	Total Stories		
DB	8,000	9,000	90	100	20	4	4	100	32/38 22/29	3 2	80	90

NOTES TO SCHEDULE (Drive-in Business Zone):

(1) Building height for non-residential buildings and mixed-use buildings (where a non-residential use occupies the lowest floor) shall be measured from Base Flood Elevation plus one (1) foot (BFE+1).

**SECTION 2.**

All ordinances or portions thereof inconsistent with this Ordinance are repealed to the extent of such inconsistency.

**SECTION 3.**

If any portion of this Ordinance is declared to be invalid by a Court of competent jurisdiction, it shall not affect the remaining portions of the Ordinance, which shall remain in full force and effect.

**Section 4.**

This Ordinance shall take effect in the time and manner prescribed by law.

\_\_\_\_\_  
Jay A. Gillian, Mayor

\_\_\_\_\_  
Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the x day of **October, 2014**, and will be taken up for a second reading and final passage at a meeting of said Council held on the x day of 2014, in Council Chambers, City Hall, Ocean City, New Jersey, at seven o'clock in the evening.

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk

October 6, 2014 dfm



# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

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## Memo

**DATE:** October 6, 2014  
**TO:** City Council  
**FROM:** Dorothy F. McCrosson, Esquire  
**RE:** DB Height Zone Ordinance

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The attached ordinance addresses height in the DB (Drive-in Business) Zone.

The Bulk Schedule is changed to permit building height of 32 feet for a flat roof, and 38 feet for a pitched roof. Height is measured from BFE +1, rather than center line of the street.

The proposed heights are consistent with the heights set forth in the CB and CB-1 Ordinances recently before Council.

This ordinance is the first of several adjusting height in the commercial districts which will come before Council. The goal is to provide a uniform measuring point for building height in all commercial zones.



ORDINANCE NO. 14-40

AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER XXV, ZONING AND LAND DEVELOPMENT OF  
THE REVISED ORDINANCES OF THE CITY OF OCEAN CITY  
Zoning Flood Elevation

BE IT ORDAINED by the Mayor and Council of the City of Ocean City, County of Cape May, State of New Jersey, as follows:

**Section 1.**

**Section 25-107 Definitions** of Chapter XXV “Zoning and Land Development” of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby amended as follows:

*Zoning Flood Elevation (ZFE)* shall mean ~~the elevation at the top of the Lowest Floor or two feet (2') above base flood elevation, whichever is lower, except that:~~ BFE plus **three (3)** feet, except that:

Zoning Flood Elevation may be up to three feet (3') above finished grade within FEMA “A Zones” where base flood elevation is less than two feet (2') above finished grade, and where base flood elevation is below finished grade. The lowest adjacent grade will determine the need for flood vents;

Zoning Flood Elevation for front-loaded-garage dwellings located on non-alley lots less than forty-five feet (45') wide where the lowest habitable floor is above the garage, the elevation of the lowest floor shall be nine feet (9') above finished grade unless the above provisions result in a higher elevation requirement, in which case the higher elevation requirement applies.

Zoning Flood Elevation within FEMA “X” Zones shall be ~~two~~ three feet (3') above the base flood elevation of the highest adjacent FEMA “A” Zone. However, this provision shall not apply in the case of substantial renovation or repair of a key or contributing property located in the Historic District where the height of the structure is not changed.

**Section 2.**

This Ordinance shall take effect in the time and manner prescribed by law.

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Jay A. Gillian, Mayor

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Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the x day of **October, 2014**, it will be taken up for a second reading and final passage at a meeting of said Council held on the x day of 2014, in Council Chambers, City Hall, Ocean City, New Jersey, at seven o'clock in the evening.

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Linda P. MacIntyre, City Clerk

Interpretative Statement -

Zoning Flood Elevation (ZFE) is currently taken as the elevation at the top of the lowest habitable floor (BFE+2), subject to exceptions where the base flood elevation is below grade, on non-alley lots less than 45' in width, and in X zones.

The ZFE definition was intended to ensure compliance with FEMA requirements. In practice, the reference to "lowest habitable floor" has created confusion.

The revised definition changes the point from which building height is measured to be ZFE + 3. This clearly disconnects the zoning criteria for the measurement of height from the Building Code requirements related to elevation of structural members.

October 6, 2014 dfm

**ORDINANCE #14-35**

**REFUNDING BOND ORDINANCE OF THE CITY OF OCEAN CITY, IN THE  
COUNTY OF CAPE MAY, NEW JERSEY, PROVIDING FOR THE ADVANCE  
REFUNDING OF ALL OR A PORTION OF GENERAL IMPROVEMENT BONDS,  
APPROPRIATING \$6,020,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY  
THE CITY OF GENERAL IMPROVEMENT REFUNDING BONDS IN THE  
AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$6,020,000 FOR  
FINANCING THE COST THEREOF**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OCEAN CITY, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The City of Ocean City in the County of Cape May, New Jersey (the "City") is hereby authorized to advance refund all or a portion of the \$6,000,000 outstanding principal amount of its General Improvement Bonds, originally issued in the principal amount of \$21,000,000, dated January 15, 2006, which amount matures on January in the years 2017 through 2019, inclusive (the "Refunded Bonds") and which are subject to redemption on or after January 15, 2016 at the option of the City at a redemption price of 100% of the principal amount of the Refunded Bonds to be redeemed.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds are hereby authorized to be issued in one or more series in the aggregate principal amount not exceeding \$6,020,000 (the "Refunding Bonds") pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The City desires to provide for all or a portion of the principal amount of the Refunded Bonds outstanding and the interest and redemption premium, if any, thereon in order to provide for savings in debt service as a result of lower interest rates in the bond markets.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City is increased by the authorization of the Refunding Bonds provided in this refunding bond ordinance by \$6,020,000, and that an amount representing the principal amount of the Refunded Bonds equal to \$6,000,000 will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by that law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

\_\_\_\_\_  
Jay A. Gillian, Mayor

\_\_\_\_\_  
Anthony P. Wilson

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the **25th** day of **September, 2014**, and was taken up for a second reading and final passage at a meeting of said Council held on the **9th** day of **October, 2014** in Council Chambers, Ocean City, New Jersey at 7:00 o'clock in the evening.

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

**#1**

**AUTHORIZING THE AWARD OF CITY CONTRACT #14-34,  
SUPPLY & DELIVERY OF LUMBER & PILING**

**WHEREAS**, specifications were authorized for advertisement by Resolution #14-50-193-A on August 28, 2014 for City Contract #14-34, Supply & Delivery of Lumber & Piling; and

**WHEREAS**, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday September 3, 2014, the Notice to Bidders was posted on the City of Ocean City's website, [www.ocnj.us](http://www.ocnj.us) and distributed to two hundred and thirty-two (232) prospective bidder(s); and

**WHEREAS**, bid proposals were opened for City Contract #14-34, Supply & Delivery of Lumber & Piling on Thursday, September 25, 2014 and two (2) bid proposals was received per the attached Summary of Bid Proposals; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Joseph P. Berenato, Manager Specialist; Dorothy F. McCrosson, Esq., City Solicitor; Janice L. Mruz, Principal Clerk; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the bid proposals and specifications, and recommend that the contract be awarded to Lumberman Associates, Inc. and Tague Lumber, Inc., the two (2) lowest responsible bidders; and

**WHEREAS**, the vendors are advised that this award does not guarantee that all of the items listed will be required during the contract period and are subject to the actual need as established by the City of Ocean City. As items are required, the City Purchasing Manger shall issue a Purchase Order for those items. No items shall be sent to the City without first obtaining a Purchase Order for said items; and

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Ocean City, New Jersey, that City Contract #14-34, Supply & Delivery of Lumber & Piling be and is hereby awarded to the following two (2) lowest responsible bidders:

<b>Lumberman Associates, Inc.</b> <b>PO Box 720</b> <b>Bristol, PA 19007</b>
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<u>Item</u>	<u>Description</u>	<u>Est. Quantity</u>	<u>Unit Price</u>
<b>Group A - 5/4" Southern Yellow Pine</b>			
2	5/4"x6"x 8', Southern Yellow Pine,S4S, E4E, MCA above ground contact, Type C Grade Premium	0-1,440 PCS	\$ 5.10
3	5/4"x6"x12', Southern Yellow Pine, S4S, E4E,MCA above ground contact, Type C, Grade Premium	0-480 PCS	\$ 8.30
<b>Group C - 2" Southern Yellow Pine</b>			
1	2"x4"x16', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contract Type C, Grade #1	0-100 PCS	\$ 9.85
3	2"x6"x12', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber Bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	640-5,000 PCS	\$ 10.25

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

<b><u>Item</u></b>	<b><u>Description</u></b>	<b><u>Est. Quantity</u></b>	<b><u>Unit Price</u></b>
<b>Group C - 2" Southern Yellow Pine (Continued)</b>			
4	2"x6"x16', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber Bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	128-5,000 PCS	\$ 14.15
5	2"x6"x20', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber Bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0-1,000 PCS	\$ 19.20
6	2"x10"x12', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber Bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0-1,000 PCS	\$ 13.80
7	2"x10"x14', Southern Yellow Pine,S4S, E4E, MCA above ground contact, Type C, Grade #2	0-250 PCS	\$ 15.30
<b>Group D - 3" Southern Yellow Pine</b>			
1	3"x4"x10', Southern Yellow Pine,S4S, MCA/CA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0-500 PCS	\$ 11.70
2	3"x4"x12', Southern Yellow Pine,S4S, MCA/CA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0-500 PCS	\$ 13.95
3	3"x6"x12', Southern Yellow Pine,S4S, MCA/CA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0-10,000 PCS	\$ 21.50
4	3"x10"x12', Southern Yellow Pine, S4S, Micro ground contact, Type C, Grade #2	0-4,000 PCS	\$ 26.45
5	3"x10"x14', Southern Yellow Pine, S4S, Micro ground contact, Type C, Grade #2	0-200 PCS	\$ 30.95

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

<u>Item</u>	<u>Description</u>	<u>Est. Quantity</u>	<u>Unit Price</u>
<b>Group D - 3" Southern Yellow Pine (Continued)</b>			
6	3"x12"x20', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0-50 PCS	\$ 31.80
7	3"x12"x16', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0-25 PCS	\$ 43.45
8	3"x12"x20', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0-25 PCS	\$ 63.50
9	3"x12"x24', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0-25 PCS	\$ 84.50

**Group I – Piling**

1	35' Piling, 12" Butt, 8" Tip, 2.5 CCA	0-400 PCS	\$ 333.90
2	35' Piling, 16" Butt, 8" Tip, 2.5 CCA	0-400 PCS	\$ 841.75

**Total Number of Items Awarded to Lumberman Associates.....Nineteen (19) Items**

<b>Tague Lumber, Inc. 560 East High Street Philadelphia, PA 19144</b>
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<u>Item</u>	<u>Description</u>	<u>Est. Quantity</u>	<u>Unit Price</u>
<b>Group H - Fir Plywood</b>			
1	1/2"x4'x8', AC Fir Plywood	0-100 PCS	\$ 34.00
2	3/4"x4'x8', AC Fir Plywood	0-100 PCS	\$ 43.20
3	3/4"x4'x8', CDX Fir Plywood	0-100 PCS	\$ 31.55
4	1/2"x4'x8', CDX, 4 ply, Fir Plywood	0-200 PCS	\$ 21.73
<b>Group L - Miscellaneous Items</b>			
1	1/4"x4'x8', Luan Underlayment	0-100 PCS	\$ 9.29
2	5/4"x4"x18', Perma Trim in White	0-50 PCS	\$ 25.20

**Total Number of Items Awarded to Tague Lumber Inc.....Six (6) Items**

**BE IT FURTHER RESOLVED** that the City Purchasing Manager is hereby authorized to execute a purchase orders with Lumberman Associates, Inc., PO Box 720, Bristol, PA 19007 and Tague Lumber, Inc., 560 East High Street, Philadelphia, PA 19144 for City Contract #14-34, Supply & Delivery of Lumber & Piling as listed and in accordance with the specifications and the bid proposal form.



CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

The Director of Financial Management certifies that funds are available for the 2014 municipal budget year and shall be charged to the appropriate operating accounts as the purchase orders are issued. The funds for 2015 are contingent upon the adoption of the 2015 Local Municipal Budget and will be charged to the appropriate operating accounts as the 2015 purchase orders are issued.

CERTIFICATION OF FUNDS

\_\_\_\_\_  
Frank Donato III, CMFO  
Director of Financial Management

\_\_\_\_\_  
Anthony P. Wilson  
Council President

FILES: RAW 14-34 Lumber & Piling.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk



AMERICA'S GREATEST FAMILY RESORT

DATE RECEIVED: Thursday, September 25, 2014 @ 2:00 PM, EDT  
CITY CONTRACT NO: 14-34  
CONTRACT NAME: SUPPLY & DELIVERY OF LUMBER AND PILING

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

[illegible]

## SUMMARY OF BIDS

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

CITY CONTRACT NO: 14-34

CONTRACT NAME: SUPPLY &amp; DELIVERY OF LUMBER AND PILING

NAME, ADDRESS AND BID OF EACH BIDDER			Lumberman Associates, Inc.		Tague Lumber, Inc.					
			P. O. Box 720		560 East High Street					
			Bristol, PA 19007		Philadelphia, PA 19144					
			Thomas C. Coleman, Vice President		Jeff Sandaver, Sales Representative					
			Ph: (215) 785-4600		Ph: (215) 848-2500, ext. 110					
			Fx: (215) 785-5645		Fx: (215) 848-0433					
			email: tomc@lumbermanassoc.com		email: jsandaver@taguelumber.com					
KEY										
Awarded as per 40A:11-18 -American goods & products to be used whenever possible.										
Unit Price Bid - Commodity										
ITEM	DESCRIPTION	QTY	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST
3	2"x6"x12', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after Treatment. Heartwood shall be less than 10%	640- 5,000	PCS	\$ 10.25	\$ 51,250.00	\$ 12.98	\$ 64,900.00	\$ -	\$ -	\$ -
4	2"x6"x16', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	128- 5,000	PCS	\$ 14.15	\$ 70,750.00	\$ 17.50	\$ 87,500.00	\$ -	\$ -	\$ -
5	2"x6"x20', Southern Yellow Pine, S4S, E4E, MCA/CA above ground contact, Type C, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0- 1,000	PCS	\$ 19.20	\$ 19,200.00	\$ 27.50	\$ 27,500.00	\$ -	\$ -	\$ -
6	2"x10"x12', Southern Yellow Pine, S4S, E4E, MCA above ground contact, Type C, Grade #2	0- 1,000	PCS	\$ 13.80	\$ 13,800.00	\$ 13.00	\$ 13,000.00	\$ -	\$ -	\$ -
7	2"x10"x14', Southern Yellow Pine, S4S, E4E, MCA above ground contact, Type C, Grade #2	0- 250	PCS	\$ 15.30	\$ 3,825.00	\$ 14.74	\$ 3,685.00	\$ -	\$ -	\$ -
GROUP C TOTAL AMOUNT				\$ 159,810.00		\$ 197,596.00		\$ -		\$ -
TOTAL NUMBER OF ITEMS BID IN GROUP C				6	6	6	6			



SUMMARY OF BIDS

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

CITY CONTRACT NO: 14-34  
CONTRACT NAME: SUPPLY & DELIVERY OF LUMBER AND PILING

NAME, ADDRESS AND BID OF EACH BIDDER				Lumberman Associates, Inc.		Tague Lumber, Inc.					
				P. O. Box 720		560 East High Street					
				Bristol, PA 19007		Philadelphia, PA 19144					
				Thomas C. Coleman, Vice President		Jeff Sandaver, Sales Representative					
				Ph: (215) 785-4600		Ph: (215) 848-2500, ext. 110					
				Fx: (215) 785-5645		Fx: (215) 848-0433					
				email: tomc@lumbermanassoc.com		email: jsandaver@taguelumber.com					
Unit Price Bid - Commodity											
ITEM	DESCRIPTION	QTY		UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST
	GROUP D - 3" SOUTHERN YELLOW PINE										
1	3"x4"x10', Southern Yellow Pine, S4S, MCA/CA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0- 500	PCS	\$ 11.70	\$ 5,850.00	\$ 16.99	\$ 8,495.00	\$ -	\$ -	\$ -	\$ -
2	3"x4"x12', Southern Yellow Pine, S4S, MCA/CA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S,E4E with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0- 500	PCS	\$ 13.95	\$ 6,975.00	\$ 20.59	\$ 10,295.00	\$ -	\$ -	\$ -	\$ -
3	3"x6"x12', Southern Yellow Pine, S4S, rRadius Edge Surfacing, MCA ground contact, 2.1A - Southern pine, SP1B Table 1.B select structural only, S4S, Radius Edge Surfacing with fiber bending rating of 2550 psi. All lumber shall be K.D.A.T or A.D.A.T. to achieve in-service moisture content of 19% after treatment. Heartwood shall be less than 10%	0- 10,000	PCS	\$ 21.50	\$ 215,000.00	\$ 24.44	\$ 244,400.00	\$ -	\$ -	\$ -	\$ -
4	3"x10"x12', Southern Yellow Pine, S4S, Micro ground contact, Type C, Grade #2	0- 4,000	PCS	\$ 26.45	\$ 105,800.00	\$ 28.13	\$ 112,520.00	\$ -	\$ -	\$ -	\$ -
5	3"x10"x14', Southern Yellow Pine, S4S, Micro ground contact, Type C, Grade #2	0- 200	PCS	\$ 30.95	\$ 6,190.00	\$ 32.82	\$ 6,564.00	\$ -	\$ -	\$ -	\$ -
6	3"x12"x20', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0- 50	PCS	\$ 31.80	\$ 1,590.00	\$ 36.41	\$ 1,820.50	\$ -	\$ -	\$ -	\$ -
7	3"x12"x16', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0- 25	PCS	\$ 43.45	\$ 1,086.25	\$ 48.55	\$ 1,213.75	\$ -	\$ -	\$ -	\$ -
8	3"x12"x20', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0- 25	PCS	\$ 63.50	\$ 1,587.50	\$ 81.82	\$ 2,045.50	\$ -	\$ -	\$ -	\$ -
9	3"x12"x24', Southern Yellow Pine, S4S, MCA/CA ground contact, Type C, Grade #2	0- 25	PCS	\$ 84.50	\$ 2,112.50	\$ 116.59	\$ 2,914.75	\$ -	\$ -	\$ -	\$ -
GROUP D TOTAL AMOUNT					\$ 346,191.25		\$ 390,268.50		\$ -		\$ -
TOTAL NUMBER OF ITEMS BID IN GROUP D				9	9		9		-		-



## SUMMARY OF BIDS

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

CITY CONTRACT NO: 14-34

CONTRACT NAME: SUPPLY &amp; DELIVERY OF LUMBER AND PILING

NAME, ADDRESS AND BID OF EACH BIDDER				Lumberman Associates, Inc.		Tague Lumber, Inc.					
<b>KEY</b>  Awarded as per 40A:11-18 -American goods & products to be used whenever possible.  Unit Price Bid - Commodity				P. O. Box 720		560 East High Street					
				Bristol, PA 19007		Philadelphia, PA 19144					
				Thomas C. Coleman, Vice President		Jeff Sandaver, Sales Representative					
				Ph: (215) 785-4600		Ph: (215) 848-2500, ext. 110					
				Fx: (215) 785-5645		Fx: (215) 848-0433					
				email: tomc@lumbermanassoc.com		email: jsandaver@taguelumber.com					
ITEM	DESCRIPTION	QTY		UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST
	GROUP E - 4" SOUTHERN YELLOW PINE										
	NOT REQUIRED AT THIS TIME										
	GROUP F – 6 " SOUTHERN YELLOW PINE										
	NOT REQUIRED AT THIS TIME										
	GROUP G - 2 7/8" SOUTHERN YELLOW PINE										
	NOT REQUIRED AT THIS TIME										
	GROUP H - FIR PLYWOOD										
1	1/2" x 4' x 8", AC Fir Plywood	0- 100	PCS	NO BID	NO BID	\$ 34.00	\$ 3,400.00	\$ -	\$ -	\$ -	\$ -
2	3/4" x 4' x 8", AC Fir Plywood	0- 100	PCS	NO BID	NO BID	\$ 43.20	\$ 4,320.00	\$ -	\$ -	\$ -	\$ -
3	3/4" x 4' x 8", CDX Fir Plywood	0- 100	PCS	NO BID	NO BID	\$ 31.55	\$ 3,155.00	\$ -	\$ -	\$ -	\$ -
4	1/2" x 4' x 8", CDX, 4 ply, Fir Plywood	0- 200	PCS	NO BID	NO BID	\$ 21.73	\$ 4,346.00	\$ -	\$ -	\$ -	\$ -
	GROUP H TOTAL AMOUNT				NO BID		\$ 15,221.00		\$ -		\$ -
	TOTAL ITEMS BID IN GROUP H	4			0		4				
	GROUP I - PILING										
1	35' Piling, 12" Butt, 8" Tip, 2.5 CCA	0- 400	PCS	\$ 333.90	\$ 133,560.00	\$ 392.63	\$ 157,052.00	\$ -	\$ -	\$ -	\$ -
2	35' Piling, 16" Butt, 8" Tip, 2.5 CCA	0- 400	PCS	\$ 841.75	\$ 336,700.00	\$ 845.58	\$ 338,232.00	\$ -	\$ -	\$ -	\$ -
	GROUP I TOTAL AMOUNT				\$ 470,260.00		\$ 495,284.00		\$ -		\$ -
	TOTAL NUMBER OF ITEMS BID IN GROUP I	2			2		2				
	GROUP J - WHITE PINE - VARIOUS SIZES										
	NOT REQUIRED AT THIS TIME										
	GROUP K- HEM/FIR-VARIOUS SIZES										
	NOT REQUIRED AT THIS TIME										
	GROUP L - MISCELLANEOUS ITEMS										
1	1/4"x4"x8", Luan Underlayment	0- 100	PCS	NO BID	NO BID	\$ 9.29	\$ 929.00	\$ -	\$ -	\$ -	\$ -
2	5/4"x4"x18", Perma Trim in White	0- 50	PCS	NO BID	NO BID	\$ 25.20	\$ 1,260.00	\$ -	\$ -	\$ -	\$ -
	GROUP L TOTAL AMOUNT				NO BID		\$ 2,520.00		\$ -		\$ -
	TOTAL NUMBER OF ITEMS BID IN GROUP L	2					2				
Required Information											
RIGHT TO EXTEND-TIME FOR AWARD:				Y/N	Y	Y/N	Y	Y/N		Y/N	
STOCKHOLDERS DISCLOSURE STATEMENT:				Y/N	Y	Y/N	Y	Y/N		Y/N	
NON-COLLUSION AFFIDAVIT:				Y/N	Y	Y/N	Y	Y/N		Y/N	
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:				Y/N	Y	Y/N	Y	Y/N		Y/N	
AFFIRMATIVE ACTION REGULATION COMPLIANCE NOTICE:				Y/N	Y	Y/N	Y	Y/N		Y/N	
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA:				Y/N	Y	Y/N	Y	Y/N		Y/N	
NEW JERSEY BUSINESS REGISTRATION CERTIFICATE (BRC):				Y/N	Y	Y/N	Y	Y/N		Y/N	
CERTIFICATE OF ORIGIN:				Y/N	Y	Y/N	Y	Y/N		Y/N	
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN STATEMENT:				Y/N	Y	Y/N	Y	Y/N		Y/N	
NUMBER OF COPIES (3):					Y		Y				

**Date:** 10/6/14

**To:** Joseph S Clark

**From:** Joseph P. Berenato III

**Subject:** Supply and Delivery of Lumber and Pilings.

City Contract No: 14-34

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I have reviewed the proposal on City Contract 14-34. I am in agreement that the contract should be awarded as discussed based on the summary of bids received on Thursday, September 25<sup>th</sup> 2014. The material listed in the contract will be utilized for isolated repairs on the boardwalk, ramp construction and new decking of the 12<sup>th</sup> to 14<sup>th</sup> St Boardwalk.

Thank you,

Joseph P. Berenato III

General Supervisor

City of Ocean City

115 E 12<sup>th</sup> St

Ocean City , NJ 08226

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

**#2**

**AUTHORIZING THE AWARD OF A CONTRACT BETWEEN THE CITY OF OCEAN CITY AND  
LEGACY FIRE & SPRINKLER SERVICE LLC FOR SUPPLY & INSTALLATION OF A FIRE  
SPRINKLER SYSTEM FOR THE OCEAN CITY MUSIC PIER**

**WHEREAS**, the City of Ocean City has a need to replace and upgrade the fire sprinkler system at the Ocean City Music Pier; and

**WHEREAS**, it is determined in the best interest for the City of Ocean City to have fire sprinkler system replaced and upgrade in order to stay in compliance with the NJ State Fire Code; and

**WHEREAS**, Joseph S. Clark, QPA, City Purchasing Manager has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

**WHEREAS**, Legacy Fire & Sprinkler Service LLC has supplied the City of Ocean City with sprinkler systems in the past; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Steven Longo, Manager Specialist; William Conner, Music Pier Operations Supervisor; Dorothy F. McCrosson, Esq., City Solicitor; Janice L. Mruz, Principal Clerk; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the submitted proposal for the supply & installation of the fire sprinkler system at the Ocean City Music Pier and recommend that Legacy Fire & Sprinkler Service LLC, PO Box 580, Woolwich Township, NJ 08085 be awarded an alternative non-advertised method contract for supply & installation of a fire sprinkler system; and

**WHEREAS**, Legacy Fire & Sprinkler Service LLC has submitted a Business Entity Disclosure Certification which certifies that Legacy Fire & Sprinkler Service LLC has not made any contributions to a political or candidate committee for an elected office in the City of Ocean City, County of Cape May, New Jersey in the previous one (1) year period, and that the contract will prohibit Legacy Fire & Sprinkler Service LLC from making any contributions through the term of the contract; and

**WHEREAS**, the City of Ocean City may enter into an alternative non-advertised method contract pursuant to the provisions of N.J.S.A.19:44A-20.5; and

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Ocean City, New Jersey that an alternative non-advertised method contract with **Legacy Fire & Sprinkler Service LLC, PO Box 580, Woolwich Township, NJ 08085** be awarded as follows:

1. Supply & Installation of a new upgraded Fire Sprinkler system for the Ocean City Music Pier's various locations.  
  
Pavilion, Balcony, Relocation of Fire Department Connection &  
Stage Areas upgrade and replacements as quoted \$ 19,325.00
2. A copy of the Business Entity Certification, the Determination of Value and Business Registration Certificate (BRC) for Legacy Fire & Sprinkler Service LLC has been submitted and shall be placed on file in the City's Purchasing Division Office.

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
RESOLUTION

3. A copy of this Resolution and Contract shall be available for inspection in the Ocean City Clerk's Office and shall be published on one (1) occasion in the Ocean City Sentinel.

**BE IT FURTHER RESOLVED** by the City Council of the City of Ocean City that the Purchasing Manager is authorized to execute a purchase orders as needed to Legacy Fire & Sprinkler Service LLC, PO Box 580, Woolwich Township, NJ 08085 in accordance with this resolution.

The Director of Financial Management certifies that funds are available and shall be charged to the following Capital Account #'s: C-04-55-284-401 (\$7,952.00) and C-04-55-285-101 (\$11,373.00).

CERTIFICATION OF FUNDS

\_\_\_\_\_  
Frank Donato III, CMFO  
Director of Financial Management

\_\_\_\_\_  
Anthony P. Wilson  
Council President

Files: RAW 14 Purchase Non-Advertised Contract Legacy Fire Sprinklers-OCMP.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk





# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

## MEMORANDUM

TO: JOSEPH CLARK, PURCHASING MANAGER  
FROM: STEVEN LONGO, MANAGER  
DATE: SEPTEMBER 22, 2014  
RE: **AUTHORIZATION TO EXCEED PAY TO PLAY THRESHOLD  
LEGACY FIRE AND SPRINKLER SERVICE (MUSIC PIER FIRE CODE VIOLATIONS)**

Assistance is being sought in advancing a request to City Council to exceed the NJ State Pay-To-Play Disclosure Law for the purpose of securing specialized contract services to install fire protection equipment to address State Fire Code Violations at the Music Pier.

The work involves the installation of two new fire sprinkler systems, the replacement of the sprinkler heads in the Loggia and the relocation of the FDC (Fire Dept. Connection) at 8<sup>th</sup> and the boardwalk.

The required work by the contractor is time sensitive in nature due to the pending abatement timeframes set by the State Fire Inspector and the State Fire Marshal.

Legacy Fire and Sprinkler Service is a reputable company that has performed at above acceptable standards on previous City projects in the past. Further, the company is familiar with State Purchasing Law and the related documents and as such the necessary documentation is attached for review.

The costs to complete the various equipment installation is close to \$20,000 and thus the request to seek City Council approval to exceed the Pay-to-Play threshold.

Please let me know if there are any questions.

Thank you.

C: Roger McLarnon, Dir Com Ops  
Chief Breunig, OCFD

SL

ATTACH

# Legacy Fire Sprinkler Service LLC

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P.O. Box 580 Woolwich Township N.J. 08085

Phone: 856-832-4673

Fax: 856-832-4678

24 Hour Service: 856-265-3793

Re: Ocean City Music Pier

Sept. 17, 2014

Att. Steve Longo-Department of Community Operations

Dear Steve,

Legacy Fire Sprinkler Services is pleased to present a price proposal for the services listed below.

1- Pavilion-Replace 60+/- upright sprinkler heads with new 155degree wax-coated sprinkler heads

-Perform inspection of dry-pipe system including a full trip test

Exclusions: Removal of netting

Lift equipment

Repairs to any leaking piping (if discovered)

2- Balcony- Supply and install piping and sprinkler heads required to provide protection

Exclusion: Lift equipment

3-Relocation of 8<sup>th</sup> St. Fire Department Connection

Option #1 \_Supply labor and material, including new FDC required to relocate FDC approximately half way down ramp

Option #-Supply labor and material, including new FDC required to relocate FDC to bottom of ramp

4-Stage- Provide plans, PE approval, labor, material and testing required to install new sprinkler lines and heads required to provide protection below stage area

Exclusion: Removal of house material from below stage

Total : Nineteen Thousand Three Hundred Twenty Five Dollars

\$19,325.00

ALL WORK TO BE PERFORMED DURING NORMAL WORKING HOURS

Please feel free to contact me if you have any questions or comments

**Acceptance of Proposal**-the above prices and conditions are satisfactory and are hereby accepted.

Your signature below will serve as notice to commence the service described herein... If a purchase

Order form and/or contract are required to authorize the aforementioned work, please indicate

"TO FOLLOW" in the space marked "Purchase Order"

**Payment Terms-**

Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_

Date: \_\_\_\_\_ Purchase Order: \_\_\_\_\_

Respectfully, Tom Tallant

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

**#4**

**AUTHORIZING FINAL ACCEPTANCE & FINAL PAYMENT OF  
CITY CONTRACT #13-45, 2013 FALL ROAD PROGRAM – PHASE II**

**WHEREAS**, specifications were authorized for advertisement by Resolution No. 13-49-245 on June 13, 2013 for City Contract #13-45, 2013 Fall Road Program – Phase II; and

**WHEREAS**, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, 26, 2013, the Notice to Bidders was posted on the City of Ocean City's website, [www.ocnj.us](http://www.ocnj.us) and the Invitation to Bid was distributed to twelve (12) prospective bidder(s); and

**WHEREAS**, bid proposals were opened for City Contract #13-45, 2013 Fall Road Program – Phase II on Tuesday, September 10, 2013 and nine (9) bid proposals were received; and

**WHEREAS**, Dorothy McCrosson, Esq., City Solicitor and Joseph S. Clark, QPA, City Purchasing Manager were notified by the apparent low bidder, Mount Construction Company, Inc. of mistakes in their bid proposal and hereby request to withdraw their bid proposal per N.J.S.A. 40A:11-23.3; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur Chew, P.E., Assistant City Engineer; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manager reviewed the remaining eight (8) bid proposals and specifications and recommended that the contract be awarded to Landberg Construction, LLC, the lowest responsible bidder; and

**WHEREAS**, the City Council of Ocean City, New Jersey awarded City Contract #13-45, 2013 Fall Road Program – Phase II on September 26, 2013 by Resolution #13-49-320 to **Landberg Construction, LLC, PO Box 280, Mays Landing, NJ 08330** in the amount of \$1,029,722.60; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur Chew, P.E., Assistant City Engineer; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed and recommended that Change Order #1 to City Contract #13-45, 2013 Fall Road Program – Phase II be processed in the amount of \$39,073.48; and

**WHEREAS**, the City Council of Ocean City, New Jersey authorized Change Order #1 to City Contract #13-45, 2013 Fall Road Program – Phase II on August 14, 2014 by Resolution No. 14-50-187 in the amount of \$39,073.48 resulting in an adjusted contract amount of \$1,068,796.08; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur J. Chew, PE, Assistant City Engineer; Roger Rinck, Project Manager; Marcia R. Chew, Senior Accountant; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principal Clerk; and Joseph S. Clark, QPA, City Purchasing Manager have reviewed and certified all the work has been completed in accordance with the job specifications and that the Maintenance Bond, Release of Liens, Application for Final Payment and Certified Payrolls have been submitted and are in proper order for City Contract # 13-45, 2013 Fall Road Program – Phase II; and



CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
RESOLUTION

**WHEREAS**, the new adjusted final contract cost including Change Order #1 is \$1,068,796.08 which represents a net increase of \$39,073.48 to the original contract which is a 3.79 (%) percent increase in the total of PO #13-02634 for City Contract #13-45, 2013 Fall Road Program – Phase II; and

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Ocean City, NJ that it authorizes Final Acceptance and Final Payment of \$21,375.92 (PO #13-02634) for City Contract #13-45, 2013 Fall Road Program – Phase II; and

**BE IT FURTHER RESOLVED** that The Director of Financial Management is authorized to process the final payment of PO #13-02634 for City Contract #13-45, 2013 Fall Road Program – Phase II to Landberg Construction, LLC, 466 Clarkstown Road, Mays Landing, NJ 08330 in the amount of \$21,375.92 (PO Balance)

CERTIFICATION OF FUNDS

\_\_\_\_\_  
Frank Donato, III, CMFO  
Director of Financial Management

\_\_\_\_\_  
Anthony P. Wilson  
Council President

Files: RESFAFP 2013 Fall Rd Program Phase II-Landberg.doc

Offered by .....		Seconded by .....		
The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of				
said Council duly held on the .....		day of ..... 2014		
NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....

Linda P. MacIntyre, City Clerk



# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

## DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

### M E M O R A N D U M

**To:** Joseph Clark, Purchasing Manager  
**From:** Michael Rossbach, Manager  
**Through:** Roger McLarnon, Director of Community Operations, City Engineer  
**CC:** Michael Dattilo, Business Administrator; Frank Donato Finance Director  
**Date:** September 30, 2014  
**RE:** **FINAL ACCEPTANCE AND CLOSEOUT**  
**2013 FALL ROAD IMPROVEMENT PROGRAM PHASE 2**  
**Project #: 3-13-045**

The above referenced contract is complete. The Contractor's Affidavit of Payment and Release of Liens, Affidavit of Payment of Debts and Claims, Consent of Surety to Final Payment, and Maintenance Bond have been accepted. Final acceptance of the contract is requested for the October 9, 2014 Council Meeting.

As indicated on the attached Final Payment Certificate, the sum of \$21,375.92 is due. The original contract to Landberg Construction LLC was for \$1,029,722.60. The net increase to this contract was \$39,073.48 or 3.79%. Eight (8) interim payments were made.

The Final Payment Certificate illustrates the final quantities and the breakdown of costs:

Original Contract Amount:	\$ 1,029,722.60
Final Change order:	\$ 39,073.48
Total Increases:	\$ 85,322.62
Total Supplemental Items:	\$ 42,304.54
Total Decreases:	(\$ 88,553.68)
Total Adjusted Contract Value:	\$ 1,068,796.08

If you have any questions, please feel free to contact me.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

**#5**

**AUTHORIZING THE CITY'S PARTICIPATION IN ATLANTIC COUNTY COOPERATIVE PRICING PROGRAM FOR AWARD OF COUNTY BID # 201445.1, FURNISHING & DELIVERING OF ROCK SALT TO PARTICIPATING MEMBERS OF THE ATLANTIC COUNTY COOPERATIVE PROGRAM (#41-ACC)**

**WHEREAS**, the City of Ocean City is a participating agency under the Atlantic County Cooperative Pricing Program known as COO#41-ACC; and

**WHEREAS**, Atlantic County has acted on behalf of the City of Ocean City as a lead agency for Atlantic County Cooperative Pricing Program Bid #201445.1 Furnishing & Delivery of Rock Salt to Participating Members of The Atlantic County Cooperative Program (#41-ACC); and

**WHEREAS**, the needs of the City of Ocean City were bid by Atlantic County and received on August 8, 2014 with a contract award by the passage of Atlantic County Resolution No. 2014-480 on September 1, 2014 for Atlantic County Cooperative Pricing Program Bid #201445.1 Furnishing & Delivery of Rock Salt to Participating Members of The Atlantic County Cooperative Program (#41-ACC) to Mid – Atlantic Salt, LLC, 1305 Hollow Cove, Narberth, PA 19072 for a contract term starting on September 1, 2014 and continuing through until May 31, 2015; and

**WHEREAS**, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Michael Roszbach, Manager Specialist; Charlotte Moyer, Office Supervisor; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the above described bid and the contract awarded by Atlantic County and recommend participation by the City; and

**WHEREAS**, the vendor is advised that the quantities of the item are not guaranteed and are subject to the actual need as established by the City of Ocean City. As the quantities of the item are required, the City Purchasing Manager shall issue a Purchase Order for those quantities. The item shall not be sent to the City without first obtaining a Purchase Order for said item; and

**WHEREAS**, it is recommended that the City Council of The City of Ocean City approve the purchase of rock salt from the Atlantic County Cooperative Pricing Program Bid #201445.1 Furnishing & Delivery of Rock Salt to Participating Members of The Atlantic County Cooperative Program (#41-ACC) lowest bidder, Mid – Atlantic Salt, LLC for use in citywide snow removal operations; and

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Ocean City, New Jersey, that the City's supply of rock salt for citywide snow removal operations shall be purchased from the Atlantic County Cooperative Pricing Program award vendor as follows:

<b>Mid – Atlantic Salt, LLC, 1305 Hollow Cove Narberth, PA 19072</b>
--

<u>Item</u>	<u>Description</u>	<u>Unit Price</u>
1.	Rock Salt – Per Ton	\$ 63.90

**BE IT FURTHER RESOLVED** that Mid – Atlantic Salt, LLC has agreed to supply approximately 1,400 tons per contract period to the City of Ocean City for use in citywide snow removal operations throughout the City. The City Purchasing Manager is hereby authorized to issue Purchase Orders as may be required during the term of the contract with Mid – Atlantic Salt, LLC, 1305 Hollow Cove, Narberth, PA 19072 for a contract period starting on September 1, 2014 and continuing through until May 31, 2015 for Atlantic County Cooperative Pricing Program Bid #201445.1 Furnishing & Delivery of Rock Salt to Participating Members of The Atlantic County Cooperative Program (#41-ACC) in accordance with the Atlantic County Cooperative Contract, Bid #201445.1, this resolution and submitted bid proposal form.

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

The Director of Financial Management certifies that for calendar year 2014 that funds will be available at the time of the issuance of purchase order (transfers may be required) and funds for calendar years 2015 are contingent on the adoption of the year 2015 Local Municipal Budgets and shall be charged to the appropriate Operating Accounts upon the issuance of the Purchase Orders.

CERTIFICATION OF FUNDS

\_\_\_\_\_  
Frank Donato III, CMFO  
Director of Financial Management

\_\_\_\_\_  
Anthony P. Wilson  
Council President

FILES: RAW 2014-2015 ACC Rock Salt Mid Atlantic LLC.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....  
Linda P. MacIntyre, City Clerk





## **COUNTY OF ATLANTIC**

### **AWARD NOTIFICATION**

BID #	201445.1
DESCRIPTION	FURNISH & DELIVER ROCK SLAT FOR ATLANTIC COUNTY COOPERATIVE MEMBERS
RESOLUTION #	2014-480
RESOLUTION DATE	08/26/2014
CONTRACT PERIOD	SEPTEMBER 01, 2014 THROUGH MAY 31, 2015
VENDOR (S)	MID- ATLANTIC SALT LLC \$ 63.90 PER TON
	TOTAL AMOUNT NOT TO EXCEED \$ 383,400.00



# Atlantic County

## INTER-OFFICE MEMO

**DATE:** AUGUST 27, 2014

**TO:** Absecon, Atlantic City, Brigantine, Borough of Buena, Buena Vista Twp, Egg Harbor Twp., Egg Harbor City, Estell Manor, Galloway Twp, Hamilton Twp, Hammonton, Linwood, Longport, Margate, Northfield, Mullica, Pleasantville, Somers Point, Ventnor, Weymouth, Ocean City

**FROM:** Theresa Kennedy; Atlantic County Purchasing, phone (609) 343-2251

**RE:** Rock Salt Bid 2014-2015

For the year 2014- 2015 Atlantic County went out to bid Rock Salt for the Cooperative; the results are shown on the attached.

This Contract will be awarded at a cost of **\$63.90 per ton**

**MID-ATLANTIC SALT LLC**  
**1305 Hollow Cove, Narberth, PA 19072**  
**Robert S. Groff, CFO**  
**Phone: (215) 431-7960; Fax: (610) 668-7641**

---

As you are aware your entity is responsible for originating its own contract with Mid-Atlantic Salt LLC. through the contact information above.

**Attached (1) page** results of bids received August 8, 2014



# Atlantic County

## INTER-OFFICE MEMO

ATLANTIC COUNTY COOPERATIVE  
ROCK SALT RESULTS AUGUST 8, 2014

### SUMMARY OF BIDS:

<u>VENDOR</u>	<u>COST PER TON</u>
<b>MID-ATLANTIC SALT LLC</b> 1305 Hollow Cove, Narberth, PA 19072	\$ 63.90
<b>CHEMICAL EQUIPMENT LABS, INC.</b> 1 Walnut St., Marcus Hook, PA 19061	\$ 67.15
<b>MORTON SALT/International Salt</b> 123 N. Wacker Dr., Chicago, IL 60606	\$ 70.83
<b>CARGILL INC. - DEICING TECHNOLOGY BUSINESS UNIT</b> 24950 Country Club Blvd., Suite 450, N. Olmsted. OH 44070	\$ 71.22
<b>ATLANTIC SALT INC.</b> 134 Middle St., Lowell, MA 01852	\$ NO BID
<b>OCEANPORT INDUSTRIES, INC. REJECTED MISSING BID BOND</b> 6200 Philadelphia Pk., Claymont, DE 19703	\$ 56.05

**NOTE: Cooperative Members are responsible for originating their contracts with Mid-Atlantic Salt LLC. through the contact information above.**

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

#6

**AUTHORIZING AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF  
TRANSPORTATION BIKE GRANT PROGRAM FOR RESURFACING & WIDENING OF THE  
BIKEWAY BEHIND THE OCEAN CITY PRIMARY SCHOOL**

**WHEREAS**, the City of Ocean City desires to apply for and obtain a grant from New Jersey Department of Transportation Bike Grant Program to resurface and widen the existing bikeway between 5<sup>th</sup> and 6<sup>th</sup> Street behind the Ocean City Primary School; and

**WHEREAS**, the New Jersey Department of Transportation promotes the funding of initiatives under the Bike Grant Program and these funds can be utilized to facilitate a variety of projects and activities that will improve safety & access for bikers; and

**WHEREAS**, the City of Ocean City would utilize all available means to convey the Bike Grant Program to development, facilitate & construct a safer bikeway at the Ocean City Primary School; and

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Ocean City, County of Cape May, State of New Jersey, that the Mayor and/or his designee is hereby authorized to apply for said grant funds from the New Jersey Department of Transportation for the Bike Grant Program for the resurfacing and widening of the existing bikeway behind the Ocean City Primary School, Block: 506 Lot: 1. The total cost estimate for this improvement is \$114,254.80. The City of Ocean City requests \$114,254.80 in State funds and anticipates contributing \$0; and

**BE IT FURTHER RESOLVED**, that any aid received as a result of this application will be used to effectuate a project comprised of resurfacing, widening, roadway improvements, low level lighting and ADA access for added bicycle safety on the bikeway behind the Ocean City Primary School Block: 506 Lot: 1; and

**BE IT FURTHER RESOLVED**, that if this application is approved and accepted by the New Jersey Department of Transportation, The City of Ocean City agrees that:

- a. In the event that the Department approves funds in an amount less than requested, the City of Ocean City, at its option;
  - 1). May either rescind this application and thereby release the allotment of funds back to the State or
  - 2). Continue with the project and assume the entire difference between the total cost of the project and the allotment of State Funds or
  - 3). Reevaluate the project scope and submit a revised application for state approval.

**ATTEST AND AFFIX SEAL:**

\_\_\_\_\_  
Linda P. MacIntyre, RMC  
City Clerk

\_\_\_\_\_  
Jay A. Gillian  
Mayor

\_\_\_\_\_  
Anthony P. Wilson  
Council President

Files:RES NJDOT – 2015 Bikeway.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinasso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk






# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

## DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

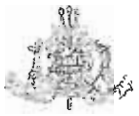
# Memo

**To:** Michael Dattilo  
**From:** Arthur J. Chew, PE, PP, CFM, CME, CPWM   
**CC:** Joseph Clark, Roger McLarnon, PE, PP, CFM, CME, CPWM  
**Date:** September 26, 2014  
**Re:** Bikeway Grant Application 2015

The resolution before you will authorize the application of a NJDOT Bikeway grant. The proposed project is to resurface and widen the existing bikeway between 5<sup>th</sup> Street and 6<sup>th</sup> Street behind the Primary School. It will include roadway resurfacing/construction and bicycle safety improvements such as low level lighting and ADA access. We anticipate a higher rating since this is a separated bike route. The grant schedule would provide for this project to occur during that fall 2014 to spring 2015 time period. This is a continuation of the city-wide bike route plan particularly to affect its northern beginning as recommended by the RBA Bike Route study.

AJC

\\OCESERVER\\NetworkShare\\Engineering\\3-Roads and Drainage\\3-2014-501 2014 NJDOT Grant Applications\\Letters\\Clark recommendation Bike Grant Application 13-08-21.doc



**CITY OF OCEAN CITY**  
**ENGINEER'S ESTIMATE**

**PROJECT NAME:**

BIKEWAY

500 BLOCK BEHIND PRIMARY SCHOOL

**PROJECT NUMBER:**

BIKE-2015-Ocean City-00044

**BASE BID**

**DATE:**

9/26/14

ITEM	DESCRIPTION	UNITS	ESTIMATED QUANTITY	EST. UNIT PRICE	AMOUNT
<b>ROADWAY IMPROVEMENTS</b>					
1	CONSTRUCTION SIGNS	S.F.	128	\$15.00	\$1,920.00
2	BREAKAWAY BARRICADES	UNIT	4	\$250.00	\$1,000.00
3	DRUMS	UNIT	10	\$200.00	\$2,000.00
4	SOIL EROSION AND SEDIMENT CONTROL	LUMP SUM	1	\$2,500.00	\$2,500.00
5	ROADWAY EXCAVATION, UNCLASSIFIED	C.Y.	50	\$15.00	\$750.00
6	DENSE GRADED AGGREGATE BASE COURSE, 6" THICK	S.Y.	350	\$10.00	\$3,500.00
7	HOT MIX ASPHALT BASE COURSE, MIX 19M64, 3" THICK	S.Y.	350	\$20.00	\$7,000.00
8	HOT MIX ASPHALT SURFACE COURSE, MIX 12.5M64, 2" THICK	S.Y.	700	\$20.00	\$14,000.00
9	8"x18" CONCRETE VERTICAL CURB	L.F.	50	\$30.00	\$1,500.00
10	CONCRETE DRIVEWAY, 6" THICK	S.Y.	40	\$95.00	\$3,800.00
11	DETECTABLE WARNING SURFACE (PAVERS)	UNIT	2	\$500.00	\$1,000.00
12	LIGHTING	UNIT	6	\$7,500.00	\$45,000.00
13	SIGNS	S.F.	100	\$35.00	\$3,500.00
14	TRAFFIC MARKINGS, LINES, LONG-LIFE, THERMOPLASTIC	L.F.	300	\$2.00	\$600.00
15	TRAFFIC MARKINGS, SYMBOLS, LONG-LIFE, EPOXY RESIN	S.Y.	10	\$225.00	\$2,250.00

**ESTIMATED CONSTRUCTION COST w/10% contingency = \$99,352.00**

**INSPECTION COST = \$14,902.80**

**TOTAL ESTIMATED CONSTRUCTION COST = \$114,254.80**

This cost estimate was developed in consideration of the Public Bidding Laws and Prevailing Wage Requirements of the State of New Jersey.

**Arthur J. Chew III, PE**

**CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

**#7**

**AUTHORIZING AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION  
YEAR 2015 MUNICIPAL AID PROGRAM, FOR RECONSTRUCTION OF 16<sup>th</sup> STREET BETWEEN  
PLEASURE AVENUE AND WEST AVENUE**

**WHEREAS**, the City of Ocean City desires to apply for and obtain a grant from the New Jersey Department of Transportation, Year 2015 for Municipal Aid Program; and

**WHEREAS**, the New Jersey Department of Transportation provides a designated funding source for transportation related capital projects, which enhance transportation and the quality of life; and

**WHEREAS**, the New Jersey Department of Transportation is inviting interested parties to propose candidates projects and submit applications which meet the criteria specified under Year 2015 Municipal Aid Program; and

**WHEREAS**, that application is hereby made to the Commissioner of Transportation for aid under the New Jersey Department of Transportation, Year 2015 Municipal Aid for the reconstruction, drainage improvements, curb & sidewalk replacement for 16<sup>th</sup> Street between Pleasure Avenue and West Avenue in the Municipality of Ocean City, County of Cape May, State of New Jersey for a total distance of approximately 1 mile (or such portion thereof as may be approved by the Commissioner of Transportation). The total cost estimate for this improvement is \$469,583.81. The City of Ocean City requests \$469,583.81 in State funds; and

**WHEREAS**, any aid received as a result of this application will be used to effectuate a project comprised of resurfacing, roadway reconstruction, intersection improvement, pedestrian safety improvements and drainage improvement; and

**NOW THEREFORE, BE IT RESOLVED THAT IF THIS APPLICATION IS APPROVED AND ACCEPTED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**, the City of Ocean City agrees that:

- a. It will arrange for financing of total cost of the project provided for in this Agreement.
- b. It recognizes and agrees that continuation of funding under this application is expressly dependent upon the availability to the Department of Transportation of funds appropriated by the State Legislature from State revenue or such other funding sources as may be applicable. The Department shall not be held liable for any such breach of this agreement because of the absence of available funding appropriation.
- c. In the event that the Department approves funds in an amount less than requested, the City of Ocean City, at its option, 1) may either rescind this agreement and thereby release the allotment of funds back to the State or 2) continue with the project and assume the entire difference between the total cost of the project and the allotment of State Funds or 3) reevaluate the project limits or scope and submit a revised application for State approval.
- d. The City of Ocean City must notify the State of its recession of this agreement within sixty (60) days of its receipt of notification of the amount allocated by the State.
- e. Any purported transfer or assignment of the written obligations of the City of Ocean City contained herein without prior written approval of the State shall be void.
- f. Failure to comply with all provisions contained in this Resolution, Application and Agreement may result in the suspension and/or termination of funding as defined and enumerated in Office Management & Budget's Circular 89-19.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

- g. The work to be performed by the City of Ocean City under this Agreement shall include but not be limited to the following:
  - 1. Preparation of contract drawings and supplementary specifications.
  - 2. The acquisition of all necessary right-of-way, easements, slope rights and permits.
  - 3. Construction of the above referenced improvements.
  - 4. Monitoring and supervising compliance with all provisions of this agreement.
- h. It shall defend, indemnify, protect and save harmless the State and its officers, agents, servants and employees from and against any and all suits, claims, demands or damages of whatsoever kind or nature arising out of, or claimed to arise out of, any act, error or omission of the City of Ocean City, its consultants, contractors, agents, servants, and employees in the performance of the work of the project including, but not limited to, expenditures for and costs of investigations, hiring of expert witnesses, court costs, counsel fees, settlements and judgments.
- i. It will engage a Professional Engineer, registered in the State of New Jersey, for design services on the project. In its agreement for professional services, the City of Ocean City shall require the provision of professional liability insurance or errors and omissions insurance sufficient to protect against liabilities arising out of the professional obligations performed pursuant to the agreements.
- j. In its agreements for professional and non-professional services, the City of Ocean City shall require the provision of the public liability insurance and every such policy shall include the City of Ocean City and the State as additional named insured.
- k. All design work shall conform to the applicable American Association of State Highway and Transportation Officials (AASHTO) design criteria. The design of traffic barriers and drainage systems shall conform to the Department's Roadway Design Manual. No deviation shall be allowed without the knowledge of the Department. If there is deviation from those standards, the Sponsor shall accept any and all responsibility for any injury or damage by such deviation to any person or property and shall indemnify the State as outlined in this Agreement. All design shall also conform to the current "Manual on Uniform Traffic Control Devices" published by Federal Highway Administration.
- l. It will provide all maps, reports, detailed plans, supplementary specifications and contract documents required by the State.
- m. All workmanship and materials shall conform to current New Jersey Department of Transportation Standard Specifications for Road and Bridge Construction as amended.
- n. It is the responsible authority, without recourse to the State, regarding the settlement and satisfaction of all contractual and administrative issues arising out of the procurement entered in support of this funding.
- o. Prior to advertising for bids, the City of Ocean City shall notify the State if it intends to substantially change the scope of the project proposed in the application. No substantial change shall be included in the project, unless it has been approved by the Department.
- p. Any changes in work after the award of contract shall be documented with Department approved change order.



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

- q. Fifteen calendar days prior to advertisement, the Sponsor shall submit the following to the Bureau of Local Aid District Office:
  - 1. One (1) copy of the contract plans, specifications, Engineers estimate, and
  - 2. Other documents as required
- r. It will advertise and award the construction contract in accordance with the provisions of the Local Public Contracts Law, N.J.S.A.40A:11-1 et.seq.
- s. It will comply with all applicable Federal, State and municipal law, rules, ordinances and regulations.
- t. Within thirty (30) calendar days of construction bids, unless the State grants an extension of this time, the City of Ocean City shall submit the following to the Local Highway Design District Office.
  - 1. Two copies of the summary of construction bids.
  - 2. A resolution awarding the contract to the lowest responsible bidder submitting a responsive bid, subject to approval of the Department.
- u. It will award a construction contract for the project within twelve (12) months of approval of this resolution, application, and agreement by the State. The Department in its sole discretion may grant an extension of this twelve (12) month period after receiving a fully documented request from the City of Ocean City. The Department may cancel the funds allotted to the project if the City of Ocean City does not award the construction contract within the specified time.
- v. Upon prior approval of the Department, it may elect to undertake the work through the use of its own forces when it is deemed applicable and appropriate.
- w. Neither design costs, the costs for acquisition of all necessary right-of-way, easements, slope rights, and permits nor utility costs shall be considered costs of the project for purposes of computation of the allotment of State Aid funds under this Agreement except in special hardship cases as approved by the Department.
- x. State participation in the cost of the project shall not exceed the lesser of either 100 percent of the cost of the completed construction work including eligible construction supervision, inspection and material testing, or the original allotment. State participation in inspection and material testing costs shall be limited to 10 percent of the eligible construction work cost. The State shall not participate in costs that the Department determines to be beyond the scope of the purposes of the allotment, excessive or otherwise unallowable. The Sponsor will be afforded an opportunity to challenge this determination at an informal hearing.
- y. At the discretion of the Commissioner of Transportation, payment of the allotted funds may be made to the project Sponsor in the form of a grant. Grant payments will be made as follows:
  - 1. For Municipal Aid and all Discretionary Aid, a specified percentage as determined by the commissioner, of the lesser of the eligible award amount or allotment amount will be paid at the time of concurrence in the award of contract by the Department. The remaining percentage or balance of funds will be paid upon submission of a final voucher with supporting information as required by the Department. The final voucher must be submitted to the Department within six (6) months of project completion.
  - 2. For County Aid, the full amount of the annual allotment amount will be paid upon approval of the Capital Transportation Plan (CTP) and the execution of this Agreement.
  - 3. If the Sponsor requests, project funding can be on a reimbursement basis. It will request reimbursement from the Department by submitting vouchers supplied by the Department. Progress payments of not less than \$50,000.00 may be made. The final voucher, with supporting information as required by the Department, is to be submitted within six (6) months of project completion.

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

- z. The Sponsor hereby certified that all allotted funds will only be spent on eligible costs for the approved project(s) as described in this Agreement.
1. Any portion of the allotted funds remaining after completion of the work shall be reallocated by the Department in a manner to be determined solely by the Commissioner of Transportation.
  2. In the event that the Department determines that it has reimbursed the Sponsor in an amount in excess of the funds actually due under this Agreement, the Sponsor shall, upon notice from the Department, make timely repayments to the State. Upon failure of the Sponsor to timely repay such funds, the State is hereby authorized by this Agreement to deduct those funds from any monies due the Sponsor under the terms of any agreement between the State, its Departments and agencies and the Sponsor to gain reimbursement through any other remedies available at law or equity.
  3. It will provide cost certification and maintain financial records relating to all costs for the project in accordance with N.J.A.C. 16:20A or 16:20B, as applicable and comply with State of New Jersey audit requirements specified therein.
  4. It will maintain complete documentation of the project for a period of three (3) years after receiving final reimbursement or payment by the State.
  5. It will maintain the completed project in a manner satisfactory to the Department.

**BE IT FURTHER RESOLVED** that the Mayor and the City Clerk of the City of Ocean City, NJ are hereby authorized to execute any and all documents necessary for the submission and completion of this application on behalf of the City of Ocean City, NJ.

\_\_\_\_\_  
Linda P. MacIntyre, RMC  
City Clerk

\_\_\_\_\_  
Jay A. Gillian  
Mayor

\_\_\_\_\_  
Anthony P. Wilson  
Council President

FOR THE DEPARTMENT OF TRANSPORTATION

Approved As To Form: \_\_\_\_\_  
Assistant Commissioner, Planning, Research and Local Government Services

Approved By: \_\_\_\_\_  
Attorney General/Deputy Attorney General of the State of New Jersey

It is hereby certified that the foregoing allocation of funds and this Agreement were approved by the Commissioner of Transportation or their Designee on the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2014.

\_\_\_\_\_  
Secretary, Department of Transportation

Files: RES NJDOT-2015 MA 16<sup>th</sup> St Pleasure Ave to Bay Ave.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk




# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

## DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

# Memo

**To:** Michael Dattilo  
**From:** Arthur J. Chew, PE, PP, CFM, CME, CPWM   
**CC:** Joseph Clark, Roger McLarnon, PE, PP, CFM, CME, CPWM  
**Date:** September 26, 2014  
**Re:** Municipal Aid Grant Application 2015 – Priority 1

The resolution before you will authorize the application of a NJDOT Municipal Aid grant. The proposed project is 16<sup>th</sup> Street between Pleasure Avenue and West Avenue. It will include roadway reconstruction, drainage improvements, curb and sidewalk replacement between Bay Avenue and West Avenue to elevate the gutter lines and thus reduce the cross slope of the road without lowering the road. The grant schedule would provide for this project to occur during that fall 2015 to spring 2016 time period.

AJC

\\OCESERVER\\NetworkShare\\Engineering\\3-Roads and Drainage\\3-2014-501 2014 NJDOT Grant Applications\\Letters\\Clark recommendation  
MA Grant Application 14-09-26.doc





**CITY OF OCEAN CITY**  
**ENGINEER'S ESTIMATE**

**PROJECT NAME:**

2015 Municipal Aid  
16th Street from Pleasure Avenue to Bay Avenue

**PROJECT NUMBER:**

MA-2014-Ocean City-00409

**BASE BID**

**DATE:** 10/2/14

ITEM	DESCRIPTION	UNITS	ESTIMATED QUANTITY	EST. UNIT PRICE	AMOUNT
<b>ROADWAY IMPROVEMENTS</b>					
1	CLEARING SITE	LUMP SUM	1	\$5,000.00	\$5,000.00
2	CONSTRUCTION SIGNS	S.F.	128	\$15.00	\$1,920.00
3	BREAKAWAY BARRICADES	UNIT	4	\$250.00	\$1,000.00
4	DRUMS	UNIT	10	\$200.00	\$2,000.00
5	INLET FILTERS	UNIT		\$500.00	\$0.00
6	DENSE GRADED AGGREGATE BASE COURSE, 6" THICK	S.Y.	750	\$3.00	\$2,250.00
7	PROFILE MILLING	S.Y.	7,380	\$5.00	\$36,900.00
8	HOT MIX ASPHALT BASE COURSE, MIX 19M64, 4" THICK	S.Y.	750	\$18.85	\$14,137.50
9	HOT MIX ASPHALT SURFACE COURSE, MIX 12.5M64, 2" THICK	S.Y.	7,380	\$10.00	\$73,800.00
10	HOT MIX ASPHALT LEVELING COURSE, MIX 12.5M64	TON	108	\$85.00	\$9,180.00
11	CONCRETE GUTTER, 8" THICK	S.Y.	675	\$75.00	\$50,625.00
12	8"x18" CONCRETE VERTICAL CURB	L.F.	250	\$25.00	\$6,250.00
13	CONCRETE SIDEWALK, 4" THICK	S.Y.	150	\$55.00	\$8,250.00
14	CONCRETE DRIVEWAY, 6" THICK	S.Y.	50	\$65.00	\$3,250.00
15	DETECTABLE WARNING SURFACE	UNIT	14	\$350.00	\$4,900.00
16	TRAFFIC MARKINGS, LINES, LONG- LIFE, THERMOPLASTIC	L.F.	5,000	\$1.00	\$5,000.00
17	TRAFFIC STRIPES, LONG-LIFE, EPOXY RESIN	L.F.	4,500	\$1.00	\$4,500.00
18	TWO-WAY PLOWABLE BI- DIRECTIONAL BLUE PAVEMENT REFLECTORS AND CASTINGS	UNIT	5	\$150.00	\$750.00
19	TURF REPAIR STRIP	L.F.	200	\$3.00	\$600.00
20	RESET CASTINGS	UNIT	15	\$300.00	\$4,500.00
21	RESET VALVE BOXES	UNIT	10	\$300.00	\$3,000.00
22	15" HIGH DENSITY POLYETHYLENE CULVERT PIPE	L.F.	374	\$100.00	\$37,400.00
23	INLETS, TYPE "A"	UNIT	14	\$3,000.00	\$42,000.00
24	UTILITY CROSSING	UNIT	27	\$2,000.00	\$54,000.00

**ESTIMATED CONSTRUCTION COST w/10% contingency = \$408,333.75**

**INSPECTION COST = \$61,250.06**

**TOTAL ESTIMATED CONSTRUCTION COST= \$469,583.81**

This cost estimate was developed in consideration of the Public Bidding  
Laws and Prevailing Wage Requirements of the State of New Jersey.

Arthur J. Chew III, PE



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

**#8**

**AUTHORIZING AN APPLICATION AND AGREEMENT FOR STATE AID TO COUNTIES AND MUNICIPALITIES UNDER THE NEW JERSEY TRANSPORTATION TRUST FUND AUTHORITY ACT SAFE STREETS TO TRANSIT**

**WHEREAS**, the City of Ocean City desires to apply for and obtain a grant from New Jersey Department of Transportation for Safe Streets to Transit Program to improve access to transit facilities and all nodes of public transportation; and

**WHEREAS**, the New Jersey Department of Transportation promotes the funding of initiatives under the Safe Street to Transit Program and these funds can be utilized to facilitate a variety of projects and activities that will improve safety for pedestrian, riders, walkers & bikers, utilizing public transportation; and

**WHEREAS**, the City of Ocean City would utilize all available means to convey the Safe Street to Transit program to safely maintain, development and facilitate the safest pedestrian routes to public transportation; and

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Ocean City, County of Cape May, State of New Jersey, that the Mayor and/or his designee is hereby authorized to apply for said grant funds from the New Jersey Department of Transportation for the Safe Street to Transit Program for replacement of the pedestrian loading platforms at the transportation center as well as upgrades to railings & access points to the transportation center;. The total cost estimate for this improvement is \$57,595.45. The City of Ocean City requests \$57,595.45 in State funds and anticipates contributing \$0; and

**BE IT FURTHER RESOLVED**, that any aid received as a result of this application will be used to effectuate a project comprised of replacement of the pedestrian loading platforms a the transportation center as well as upgrades to railings & access points to the transportation center; and

**BE IT FURTHER RESOLVED**, that if this application is approved and accepted by the New Jersey Department of Transportation, The City of Ocean City agrees that:

- a. In the event that the Department approves funds in an amount less than requested, the City of Ocean City, at its option;
  - 1). May either rescind this application and thereby release the allotment of funds back to the State or
  - 2). Continue with the project and assume the entire difference between the total cost of the project and the allotment of State Funds or
  - 3). Reevaluate the project scope and submit a revised application for state approval.

**ATTEST AND AFFIX SEAL:**

\_\_\_\_\_  
Linda P. MacIntyre, RMA  
City Clerk

\_\_\_\_\_  
Jay A. Gillian  
Mayor

\_\_\_\_\_  
Anthony P. Wilson  
Council President

Files: RES TTFF 2015 Safe Street to Transit.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of

said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk




# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

## DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

# Memo

**To:** Michael Dattilo  
**From:** Arthur J. Chew, PE, PP, CFM, CME, CPWM   
**CC:** Joseph Clark, Roger McLarnon, PE, PP, CFM, CME, CPWM  
**Date:** September 26, 2014  
**Re:** Safe Street to Transit Grant Application 2015

The resolution before you will authorize the application of a NJDOT Safe Streets to Transit grant. The proposed project is to replace the pedestrian loading platforms at the transportation center as well upgrades to the railings and access points to the transportation center. This work will tie in with the other improvements to the Transportation Center. The grant schedule would provide for this project to occur during that fall 2015 to spring 2016 time period.

AJC

\\OCESERVER\\NetworkShare\\Engineering\\3-Roads and Drainage\\3-2014-501 2014 NJDOT Grant Applications\\Letters\\Clark recommendation SST Grant Application 14-09-26.doc



**CITY OF OCEAN CITY**  
**ENGINEER'S ESTIMATE**

**PROJECT NAME:**

2015 Safe Streets to Transit

**PROJECT NUMBER:**

SST-2015-Ocean City-00063

Pedestrian Access Improvements to the Transportation Center

**BASE BID**

**DATE:**

9/26/14

ITEM	DESCRIPTION	UNITS	ESTIMATED QUANTITY	EST. UNIT PRICE	AMOUNT
<b>ROADWAY IMPROVEMENTS</b>					
1	CLEARING SITE	LUMP SUM	1	\$5,000.00	\$5,000.00
2	CONSTRUCTION SIGNS	S.F.	128	\$15.00	\$1,920.00
3	BREAKAWAY BARRICADES	UNIT	4	\$250.00	\$1,000.00
4	DRUMS	UNIT	10	\$200.00	\$2,000.00
5	INLET FILTERS	UNIT	2	\$500.00	\$1,000.00
6	CONCRETE GUTTER, 8" THICK	S.Y.	10	\$95.00	\$950.00
7	8"x18" CONCRETE VERTICAL CURB	L.F.	60	\$30.00	\$1,800.00
8	CONCRETE LOADING PLATFORM, 11" THICK	S.Y.	45	\$160.00	\$7,200.00
9	CONCRETE SIDEWALK, 4" THICK	S.Y.	50	\$75.00	\$3,750.00
10	CONCRETE DRIVEWAY, 6" THICK	S.Y.	100	\$95.00	\$9,500.00
11	DETECTABLE WARNING SURFACE (PAVERS)	UNIT	5	\$500.00	\$2,500.00
12	TRAFFIC MARKINGS, LINES, LONG-LIFE, THERMOPLASTIC	L.F.	500	\$2.00	\$1,000.00
13	TRAFFIC MARKINGS, SYMBOLS, LONG-LIFE, THERMOPLASTIC	S.F.	50	\$5.00	\$250.00
14	SIGNS	S.F.	16	\$10.00	\$160.00
15	ADA RAILING	L.F.	75	\$100.00	\$7,500.00

**ESTIMATED CONSTRUCTION COST w/10% contingency = \$50,083.00**

**CITY PROVIDED MATCHING FUNDS FOR INSPECTION COSTS = \$7,512.45**

**TOTAL ESTIMATED CONSTRUCTION COST= \$57,595.45**

This cost estimate was developed in consideration of the Public Bidding Laws and Prevailing Wage Requirements of the State of New Jersey.

\_\_\_\_\_  
Arthur J. Chew III, PE



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

**#9**

**AUTHORIZING AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION  
YEAR 2015 MUNICIPAL AID PROGRAM, FOR RECONSTRUCTION OF TENNESSEE AVENUE**

**WHEREAS**, the City of Ocean City desires to apply for and obtain a grant from the New Jersey Department of Transportation, Year 2015 for Municipal Aid Program; and

**WHEREAS**, the New Jersey Department of Transportation provides a designated funding source for transportation related capital projects, which enhance transportation and the quality of life; and

**WHEREAS**, the New Jersey Department of Transportation is inviting interested parties to propose candidates projects and submit applications which meet the criteria specified under Year 2015 Municipal Aid Program; and

**WHEREAS**, that application is hereby made to the Commissioner of Transportation for aid under the New Jersey Department of Transportation, Year 2015 Municipal Aid for the reconstruction, drainage improvements, curb & sidewalk replacement for Tennessee Avenue in the Municipality of Ocean City, County of Cape May, State of New Jersey for a total distance of approximately 1 mile (or such portion thereof as may be approved by the Commissioner of Transportation). The total cost estimate for this improvement is \$303,761.29. The City of Ocean City requests \$303,761.29 in State funds; and

**WHEREAS**, any aid received as a result of this application will be used to effectuate a project comprised of resurfacing, roadway reconstruction, intersection improvement, pedestrian safety improvements and drainage improvement; and

**NOW THEREFORE, BE IT RESOLVED THAT IF THIS APPLICATION IS APPROVED AND ACCEPTED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**, the City of Ocean City agrees that:

- a. It will arrange for financing of total cost of the project provided for in this Agreement.
- b. It recognizes and agrees that continuation of funding under this application is expressly dependent upon the availability to the Department of Transportation of funds appropriated by the State Legislature from State revenue or such other funding sources as may be applicable. The Department shall not be held liable for any such breach of this agreement because of the absence of available funding appropriation.
- c. In the event that the Department approves funds in an amount less than requested, the City of Ocean City, at its option, 1) may either rescind this agreement and thereby release the allotment of funds back to the State or 2) continue with the project and assume the entire difference between the total cost of the project and the allotment of State Funds or 3) reevaluate the project limits or scope and submit a revised application for State approval.
- d. The City of Ocean City must notify the State of its recession of this agreement within sixty (60) days of its receipt of notification of the amount allocated by the State.
- e. Any purported transfer or assignment of the written obligations of the City of Ocean City contained herein without prior written approval of the State shall be void.
- f. Failure to comply with all provisions contained in this Resolution, Application and Agreement may result in the suspension and/or termination of funding as defined and enumerated in Office Management & Budget's Circular 89-19.



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

- g. The work to be performed buy the City of Ocean City under this Agreement shall include but not be limited to the following:
  - 1. Preparation of contract drawings and supplementary specifications.
  - 2. The acquisition of all necessary right-of-way, easements, slope rights and permits.
  - 3. Construction of the above referenced improvements.
  - 4. Monitoring and supervising compliance with all provisions of this agreement.
- h. It shall defend, indemnify, protect and save harmless the State and its officers, agents, servants and employees from and against any and all suits, claims, demands or damages of whatsoever kind or nature arising out of, or claimed to arise out of, any act, error or omission of the City of Ocean City, its consultants contractors, agents, servants, and employees in the performance of the work of the project including, but not limited to, expenditures for and costs of investigations, hiring of expert witnesses, court costs, counsel fees, settlements and judgments.
- i. It will engage a Professional Engineer, registered in the State of New Jersey, for design services on the project. In its agreement for professional services, the City of Ocean City shall require the provision of professional liability insurance or errors and omissions insurance sufficient to protect against liabilities arising out of the professional obligations performed pursuant to the agreements.
- J. In its agreements for professional and non-professional services, the City of Ocean City shall require the provision of the public liability insurance and every such policy shall include the City of Ocean City and the State as additional named insured.
- k. All design work shall conform to the applicable American Association of State Highway and Transportation Officials (AASHTO) design criteria. The design of traffic barriers and drainage systems shall conform to the Department's Roadway Design Manual. No deviation shall be allowed without the knowledge of the Department. If there is deviation from those standards, the Sponsor shall accept any and all responsibility for any injury or damage by such deviation to any person or property and shall indemnify the State as outlined in this Agreement. All design shall also conform to the current "Manual on Uniform Traffic Control Devices" published by Federal Highway Administration.
- l. It will provide all maps, reports, detailed plans, supplementary specifications and contract documents required by the State.
- m. All workmanship and materials shall conform to current New Jersey Department of Transportation Standard Specifications for Road and Bridge Construction as amended.
- n. It is the responsible authority, without recourse to the State, regarding the settlement and satisfaction of all contractual and administrative issues arising out of the procurement entered in support of this funding.
- o. Prior to advertising for bids, the City of Ocean City shall notify the State if it intends to substantially change the scope of the project proposed in the application. No substantial change shall be included in the project, unless it has been approved by the Department.
- p. Any changes in work after the award of contract shall be documented with Department approved change order.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

- q. Fifteen calendar days prior to advertisement, the Sponsor shall submit the following to the Bureau of Local Aid District Office:
  - 1. One (1) copy of the contract plans, specifications, Engineers estimate, and
  - 2. Other documents as required
- r. It will advertise and award the construction contract in accordance with the provisions of the Local Public Contracts Law, N.J.S.A.40A:11-1 et.seq.
- s. It will comply with all applicable Federal, State and municipal law, rules, ordinances and regulations.
- t. Within thirty (30) calendar days of construction bids, unless the State grants an extension of this time, the City of Ocean City shall submit the following to the Local Highway Design District Office.
  - 1. Two copies of the summary of construction bids.
  - 2. A resolution awarding the contract to the lowest responsible bidder submitting a responsive bid, subject to approval of the Department.
- u. It will award a construction contract for the project within twelve (12) months of approval of this resolution, application, and agreement by the State. The Department in its sole discretion may grant an extension of this twelve (12) month period after receiving a fully documented request from the City of Ocean City. The Department may cancel the funds allotted to the project if the City of Ocean City does not award the construction contract within the specified time.
- v. Upon prior approval of the Department, it may elect to undertake the work through the use of its own forces when it is deemed applicable and appropriate.
- w. Neither design costs, the costs for acquisition of all necessary right-of-way, easements, slope rights, and permits nor utility costs shall be considered costs of the project for purposes of computation of the allotment of State Aid funds under this Agreement except in special hardship cases as approved by the Department.
- x. State participation in the cost of the project shall not exceed the lesser of either 100 percent of the cost of the completed construction work including eligible construction supervision, inspection and material testing, or the original allotment. State participation in inspection and material testing costs shall be limited to 10 percent of the eligible construction work cost. The State shall not participate in costs that the Department determines to be beyond the scope of the purposes of the allotment, excessive or otherwise unallowable. The Sponsor will be afforded an opportunity to challenge this determination at an informal hearing.
- y. At the discretion of the Commissioner of Transportation, payment of the allotted funds may be made to the project Sponsor in the form of a grant. Grant payments will be made as follows:
  - 1. For Municipal Aid and all Discretionary Aid, a specified percentage as determined by the commissioner, of the lesser of the eligible award amount or allotment amount will be paid at the time of concurrence in the award of contract by the Department. The remaining percentage or balance of funds will be paid upon submission of a final voucher with supporting information as required by the Department. The final voucher must be submitted to the Department within six (6) months of project completion.
  - 2. For County Aid, the full amount of the annual allotment amount will be paid upon approval of the Capital Transportation Plan (CTP) and the execution of this Agreement.
  - 3. If the Sponsor requests, project funding can be on a reimbursement basis. It will request reimbursement from the Department by submitting vouchers supplied by the Department. Progress payments of not less than \$50,000.00 may be made. The final voucher, with supporting information as required by the Department, is to be submitted within six (6) months of project completion.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

- z. The Sponsor hereby certified that all allotted funds will only be spent on eligible costs for the approved project(s) as described in this Agreement.
1. Any portion of the allotted funds remaining after completion of the work shall be reallocated by the Department in a manner to be determined solely by the Commissioner of Transportation.
  2. In the event that the Department determines that it has reimbursed the Sponsor in an amount in excess of the funds actually due under this Agreement, the Sponsor shall, upon notice from the Department, make timely repayments to the State. Upon failure of the Sponsor to timely repay such funds, the State is hereby authorized by this Agreement to deduct those funds from any monies due the Sponsor under the terms of any agreement between the State, its Departments and agencies and the Sponsor to gain reimbursement through any other remedies available at law or equity.
  3. It will provide cost certification and maintain financial records relating to all costs for the project in accordance with N.J.A.C. 16:20A or 16:20B, as applicable and comply with State of New Jersey audit requirements specified therein.
  4. It will maintain complete documentation of the project for a period of three (3) years after receiving final reimbursement or payment by the State.
  5. It will maintain the completed project in a manner satisfactory to the Department.

**BE IT FURTHER RESOLVED** that the Mayor and the City Clerk of the City of Ocean City, NJ are hereby authorized to execute any and all documents necessary for the submission and completion of this application on behalf of the City of Ocean City, NJ.

\_\_\_\_\_  
Linda P. MacIntyre, RMC  
City Clerk

\_\_\_\_\_  
Jay A. Gillian  
Mayor

\_\_\_\_\_  
Anthony P. Wilson  
Council President

**FOR THE DEPARTMENT OF TRANSPORTATION**

Approved As To Form: \_\_\_\_\_  
Assistant Commissioner, Planning, Research and Local Government Services

Approved By: \_\_\_\_\_  
Attorney General/Deputy Attorney General of the State of New Jersey

It is hereby certified that the foregoing allocation of funds and this Agreement were approved by the Commissioner of Transportation or their Designee on the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2014.

\_\_\_\_\_  
Secretary, Department of Transportation

Files: RES NJDOT-2015 MA Tennessee Ave.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the ..... day of ..... 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
Linda P. MacIntyre, City Clerk






# CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

## DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

# Memo

**To:** Michael Dattilo  
**From:** Arthur J. Chew, PE, PP, CFM, CME, CPWM   
**CC:** Joseph Clark, Roger McLarnon, PE, PP, CFM, CME, CPWM  
**Date:** September 26, 2014  
**Re:** Municipal Aid Grant Application 2015 – Priority 2

The resolution before you will authorize the application of a NJDOT Municipal Aid grant. The proposed project is Tennessee Avenue. It will include roadway reconstruction, drainage improvements, curb and sidewalk replacement as necessary. Paving will occur after the remaining three bulkheads in need of replacement are replaced. The grant schedule would provide for this project to occur during that fall 2015 to spring 2016 time period.

AJC

\\OCESERVER\NetworkShare\Engineering\3-Roads and Drainage\3-2014-501 2014 NJDOT Grant Applications\Letters\Clark recommendation  
MA Grant Application Priority 2 Tennessee Ave 14-09-26.doc



CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

#10

**AUTHORIZING THE PAYMENT OF CLAIMS**

**WHEREAS**, N.J.S.A. 40A: 5-17 entitled “Approval and Payment of Claims and Required General Books of Account” generally sets forth the manner in which claims against municipalities are to be handled; and

**WHEREAS**, the attached bill list represent claims against the municipality for period including September 20, 2014 to October 03, 2014.

**NOW, THEREFORE, BE IT RESOLVED** that the attached bill list is approved for payment.

\_\_\_\_\_  
Frank Donato III  
Chief Financial Officer

\_\_\_\_\_  
Anthony P. Wilson  
Council President

FILES/AUTHORIZING THE PAYMENT OF CLAIMS – 09.20.14 TO 10.03.14.doc

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the ..... day of ..... 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED	..... City Clerk
Allegretto	_____	_____	_____	_____	
DeVlieger	_____	_____	_____	_____	
Guinosso	_____	_____	_____	_____	
Hartzell	_____	_____	_____	_____	
Madden	_____	_____	_____	_____	
McClellan	_____	_____	_____	_____	
Wilson	_____	_____	_____	_____	

October 7, 2014  
08:57 AM

CITY OF OCEAN CITY  
Bill List By P.O. Number

Page No: 1

P.O. Type: All      Include Project Line Items: Yes      Open: N      Paid: N      Void: N  
Range: First      to Last      Rcvd: Y      Held: Y      Aprv: N  
Format: Condensed      Bid: Y      State: Y      Other: Y      Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
13-02634	10/04/13	LANDBERG	LANDBERG CONSTRUCTION, LLC	CC 13-45, RES. 13-49-320	Open	21,375.92	0.00 B
13-02713	10/08/13	TUCKA	TUCKAHOE TURF FARMS, INC.	CC 13-58; RES. 13-49-321	Open	40,832.50	0.00
14-00004	01/06/14	ACMJI	ATLANTIC COUNTY MUNICIPAL JIF	2014 ASSESSEMENT	Open	563,771.00	0.00
14-00011	01/15/14	SJGAS	SOUTH JERSEY GAS COMPANY		Open	3,216.86	0.00 B
14-00012	01/15/14	AC ELECT	ATLANTIC CITY ELECTRIC	2014 CITYWIDE ELECTRIC	Open	50,755.32	0.00 B
14-00015	01/15/14	NJAM3	NEW JERSEY-AMERICAN WATER CO.	2014 WATER/SEWER CHARGES	Open	77,704.47	0.00 B
14-00018	01/15/14	VERIZ	VERIZON	2014 CITYWIDE TELEPHONE	Open	49.05	0.00 B
14-00019	01/15/14	THOMASMI	THOMAS G. SMITH, ESQ.	RES# 14-50-003 TAX APPEALS	Open	1,710.90	0.00 B
14-00045	01/17/14	MAINL	MAIN LINE COMMERCIAL POOLS, INC		Open	1,400.00	0.00 B
14-00046	01/17/14	MAINL	MAIN LINE COMMERCIAL POOLS, INC		Open	750.00	0.00 B
14-00051	01/17/14	SCRATCH	SCRATCH THE SURFACE		Open	40.00	0.00 B
14-00052	01/17/14	TIX COM	TIX, INC.		Open	120.75	0.00 B
14-00061	01/17/14	CHLORKIN	Chlorking Innovations LLC		Open	1,200.00	0.00 B
14-00063	01/17/14	AETNA	AETNA GROUP INSURANCE		Open	1,330.88	0.00 B
14-00075	01/17/14	ARM	ACCOUNTS RECEIVABLE MANAGE-	EMERGENCY MED SERVICES/COLLECT	Open	86.86	0.00 B
14-00076	01/17/14	ARS	AMBULANCE REIMBURSEMENT SYSTEM	EMERGENCY MEDICAL BILLING SERV	Open	1,835.82	0.00 B
14-00132	01/29/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	365.50	0.00
14-00133	01/29/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	96.50	0.00
14-00186	01/29/14	SAM 1	SAM'S CLUB/GEMB	2014 CHARGES FOR SAMS CLUB	Open	716.38	0.00
14-00224	02/05/14	LINCS	LINWOOD CLOCK SHOP		Open	285.00	0.00 B
14-00225	02/05/14	WASTM	WASTE MANAGEMENT OF NJ INC.		Open	3,503.14	0.00 B
14-00243	02/05/14	JUSTR	JUST RIGHT TV PRODUCTIONS LLC		Open	906.00	0.00 B
14-00250	02/07/14	SPINN	SPINNING WHEEL FLORIST INC.		Open	106.00	0.00 B
14-00262	02/07/14	IPSGROUP	IPS GROUP CORPORATION	13-08; 13-49-198	Open	16,120.00	0.00
14-00301	02/11/14	SCHEULE	SCHEULE PLANNING SOLUTIONS LLC	PROFESSIONAL SERVICES 2014	Open	825.00	0.00
14-00304	02/11/14	STEIN	MARK H. STEIN, ESQUIRE	PROFESSIONAL SERVICES FOR 2014	Open	1,904.00	0.00
14-00305	02/11/14	STEIN	MARK H. STEIN, ESQUIRE	PROFESSIONAL SERVICES FOR 2014	Open	420.00	0.00
14-00312	02/11/14	RIGGI	RIGGINS, INC.	Gasoline T-0083 SC	Open	17,116.85	0.00 B
14-00313	02/11/14	STETS	B. W. STETSON & CO.		Open	111.00	0.00 B
14-00366	02/20/14	ORCHA	ORCHARD'S HYDRAULIC SERVICE, IN	SALT SPREADER HARNESS 14-02	Open	2,703.03	0.00
14-00433	02/21/14	ALLCLEAN	ALL CLEAN BUILDING SERVICES	Res #13-50-392	Open	5,898.50	0.00 B
14-00434	02/21/14	SCHID	SCHINDLER ELEVATOR CORPORATION		Open	4,386.18	0.00 B
14-00446	02/26/14	SCHEULE	SCHEULE PLANNING SOLUTIONS LLC	RES # 14-50-004	Open	6,225.00	0.00
14-00474	03/04/14	TRI-STAT	TRI-STATE DIAGNOSTICS CORP.		Open	75.50	0.00
14-00490	03/05/14	MARTU	MARTURANO RECREATION COMPANY	State Contract #A81411	Open	37,599.00	0.00
14-00503	03/10/14	UNIVERS	UNIVERSAL MEDIA, INC.		Open	4,168.13	0.00 B
14-00633	03/18/14	JERSE	JERSEY CAPE DIAGNOSTIC CENTER	sailing tags for hobie cat per	Open	24.00	0.00
14-00640	03/21/14	BLAST	APM BLAST TERMITE PEST CONTROL		Open	70.00	0.00 B
14-00641	03/21/14	WEBPAGE	WEBPAGEFX, INC		Open	2,517.61	0.00 B
14-00643	03/21/14	CMCBRIDG	CAPE MAY COUNTY BRIDGE COMMISS		Open	300.00	0.00
14-00648	03/21/14	HORIZOND	HORIZON B5/BC DENTAL PROGRAM		Open	923.02	0.00 B
14-00652	03/21/14	OCFAM	OCEAN CITY FAMILY PRACTICE, PA		Open	1,440.00	0.00 B
14-00666	03/26/14	DUNNC	DR. E. CHARLES DUNN, JR, MD		Open	225.00	0.00 B
14-00669	03/26/14	UDANI	CHANDRAKANT UDANI, MD		Open	180.00	0.00 B
14-00675	03/26/14	MCCROSS	MCCROSSON AND STANTON P.C.	13-49-264 to 6.30.14 SERVICES	Open	13,174.38	0.00 B
14-00695	03/31/14	NATIONAL	NATIONAL VISION ADMIN, LLC		Open	239.72	0.00 B
14-00712	03/31/14	FEDEX	FEDERAL EXPRESS CORPORATION	2014 FEDEX CHARGES	Open	57.09	0.00
14-00718	03/31/14	SHAWL	F.W. SHAWL & SONS, INC.	CC14-29; RES. 14-50-072	Open	470,339.97	0.00 B
14-00902	04/16/14	ATLLA	ATLANTIC LAWN CARE LLC	RES #14-50-063	Open	3,715.00	0.00 B
14-01009	05/01/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	50.00	0.00

October 7, 2014  
08:57 AM

CITY OF OCEAN CITY  
Bill List By P.O. Number

Page No: 2

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
14-01017	05/02/14	SEASHORE	SEASHORE ASPHALT CORP.	SC# T-1609 EXPIRES 8-31-14	Open	1,996.97	0.00
14-01021	05/06/14	ACTIO	ACTION SUPPLY, INC.	QUOTES ATTACHED	Open	428.75	0.00 B
14-01210	05/22/14	SEAIC	SEA ISLE ICE COMPANY, INC.		Open	125.00	0.00 B
14-01242	05/22/14	AQUATREA	AQUA-TREAT INC WATER MGMT.		Open	1,350.00	0.00
14-01258	05/22/14	BRINKS	BRINKS INC.		Open	821.14	0.00 B
14-01260	05/22/14	EDMUNDSE	EDITH EDMUNDS	EMS REFUND REQUEST	Open	8.18	0.00
14-01421	06/05/14	MCPEAKC	CHRISTOPHER MCPEAK		Open	106.00	0.00
14-01569	06/16/14	DIRECTEN	DIRECT ENERGY BUSINESS	2014 ELECTRIC SUPPLY CHARGES	Open	13,609.47	0.00 B
14-01602	06/23/14	DEPT	DEPTCOR	SC #49131 LINE #00012	Open	2,795.00	0.00
14-01645	07/01/14	MCMAHONJ	JAMES MCMAHON	EMS REFUND REQUEST	Open	131.36	0.00
14-01703	07/08/14	CUSTOMFA	CUSTOM FABRICATION, INC	SC# A81411	Open	10,089.52	0.00
14-01725	07/11/14	SOMERSET	SOMERSET CANDY COMPANY, INC.		Open	109.08	0.00
14-01893	07/17/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	186.00	0.00
14-01895	07/17/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	700.00	0.00
14-01922	07/18/14	USLA	U.S.L.A.-NJ CERTIFICATION		Open	150.00	0.00
14-01943	07/23/14	NOVAS	NOVASACK BROTHERS TURF FARM		Open	5,395.00	0.00
14-01983	07/30/14	OLIVAE	EVAN OLIVA		Open	100.00	0.00
14-02011	08/01/14	ACTIONUN	ACTION UNIFORM CO., L.L.C		Open	3,449.57	0.00
14-02059	08/08/14	DYNAMICS	DYNAMIC SECURITY, LLC		Open	6,625.00	0.00
14-02162	08/14/14	SORCMEDI	SOURCE MEDIA, INC.	NOTICE OF BOND SALE	Open	1,008.00	0.00
14-02174	08/20/14	GONENATI	GONE NATIVE COMMUNICATIONS INC		Open	495.00	0.00
14-02190	08/20/14	ARBORDAY	ARBOR DAY FOUNDATION		Open	15.00	0.00
14-02200	08/20/14	BELFORT	BELFORT INSTRUMENT		Open	1,800.00	0.00
14-02284	08/25/14	CHOICE	CHOICE ENVIR. SER. OF NJ, INC.		Open	32,346.75	0.00 B
14-02285	08/25/14	CHOICE	CHOICE ENVIR. SER. OF NJ, INC.		Open	68,705.50	0.00 B
14-02286	08/25/14	CHOICE	CHOICE ENVIR. SER. OF NJ, INC.		Open	11,033.00	0.00 B
14-02289	08/25/14	GREENLAN	GREEN LANDSCAPING, INC.		Open	4,040.00	0.00
14-02292	08/25/14	ITE	INTERCON TRUCK EQUIPMENT, INC.		Open	25.00	0.00
14-02295	08/27/14	AUSTN	AUSTIN'S SPORTS	POLO SHIRTS	Open	376.95	0.00
14-02296	08/27/14	GIBBONEY	SHARON GIBBONEY		Open	537.56	0.00
14-02300	08/27/14	AUSTN	AUSTIN'S SPORTS	Adminsitration Shirts	Open	151.60	0.00
14-02307	08/27/14	73MIRALL	ANTHONY MIRALLEGRO		Open	100.00	0.00
14-02317	09/03/14	SJCAA	SOUTH JERSEY COURT ADMIN ASSN.		Open	60.00	0.00
14-02333	09/10/14	COOP2	COOPER ELECTRIC SUPPLY COMPANY		Open	1,728.00	0.00
14-02340	09/10/14	ESQUIRES	ESQUIRE DISPOSITION SOLUTIONS		Open	573.16	0.00
14-02341	09/10/14	MCELWEE	MCELWEE & QUINN, LLC		Open	1,200.00	0.00
14-02342	09/10/14	NJSLOM	NJ STATE LEAGUE OF	REGISTRATION -NOV. 18TH-21ST	Open	515.00	0.00
14-02344	09/10/14	FRATERNA	FRATERNAL ORDER OF POLICE		Open	60.00	0.00
14-02345	09/10/14	RSTOCKTO	RICHARD STOCKTON COLLEGE OF NJ		Open	450.00	0.00
14-02346	09/10/14	FRANCOTY	FRANCOTYP-POSTALIA		Open	162.00	0.00
14-02409	09/15/14	RUTGERS	RUTGERS-CENTER FOR GOV SERVICE PLANNING & ZONING CONT ED		Open	676.00	0.00
14-02411	09/15/14	AUSTN	AUSTIN'S SPORTS		Open	3,645.00	0.00
14-02412	09/15/14	AUSTN	AUSTIN'S SPORTS		Open	3,165.50	0.00
14-02413	09/15/14	SPORH	SPORTSMITH		Open	836.91	0.00
14-02415	09/15/14	GTBM INC	G.T.B.M. INC.		Open	6,367.92	0.00
14-02418	09/15/14	SPINN	SPINNING WHEEL FLORIST INC.		Open	361.00	0.00
14-02419	09/15/14	FIRSTSTU	FIRST STUDENT, INC.		Open	240.00	0.00
14-02420	09/15/14	DYNAMICS	DYNAMIC SECURITY, LLC		Open	1,833.00	0.00
14-02421	09/15/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY		Open	363.50	0.00
14-02425	09/15/14	MACK	MANCO & MANCO PIZZA, INC.		Open	233.00	0.00
14-02427	09/15/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY		Open	554.90	0.00
14-02428	09/15/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY		Open	378.00	0.00
14-02429	09/15/14	MANIC	THE MANIC BOTANIC		Open	300.00	0.00
14-02430	09/15/14	NJSLOM	NJ STATE LEAGUE OF	NJSLOM 2014	Open	55.00	0.00

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CITY OF OCEAN CITY  
Bill List By P.O. Number

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PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
14-02438	09/15/14	ADVAG	ADVANTAGE RENTAL & SALES	open invoice - storm truck pts	Open	105.81	0.00
14-02439	09/15/14	EMSAR	EMSAR NEW JERSEY	fix stretcher	Open	296.86	0.00
14-02441	09/15/14	THESUNBY	THE SUN by-the-Sea		Open	500.00	0.00
14-02443	09/15/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY		Open	46.50	0.00
14-02444	09/15/14	DEPT	DEPTCOR		Open	159.00	0.00
14-02459	09/17/14	SCIBA	ATLANTIC COUNTY MUNICIPAL JIF		Open	759.10	0.00
14-02460	09/17/14	INTERBOR	INTERBORO MUSIC BOOSTERS		Open	2,601.00	0.00
14-02461	09/17/14	RALPH	V.E. RALPH, INC.		Open	624.07	0.00
14-02462	09/17/14	JOHNS	JOHNSON'S ELECTRIC		Open	499.99	0.00
14-02464	09/17/14	NCRI	NATIONAL CONSTRUCTION RENTALS		Open	612.00	0.00
14-02465	09/17/14	BSN	BSN SPORTS, INC	State Contract #A81413	Open	4,759.97	0.00
14-02466	09/17/14	NJSLOM	NJ STATE LEAGUE OF	REGISTRATION -NOV. 18TH-20TH	Open	110.00	0.00
14-02467	09/17/14	YIANNIS	YIANNI'S CAFE		Open	200.00	0.00
14-02468	09/17/14	CMCPO	CAPE MAY COUNTY POLICE ACADEMY	registration for fire official	Open	250.00	0.00
14-02469	09/17/14	DWYERT	TODD DWYER		Open	195.00	0.00
14-02472	09/17/14	QUANT	QUANTUM INC.		Open	252.00	0.00
14-02474	09/17/14	NJSLOM	NJ STATE LEAGUE OF	NJSLOM 2014	Open	110.00	0.00
14-02475	09/17/14	ASCEN	ASCENT AVIATION GROUP INC.		Open	35,994.07	0.00
14-02476	09/17/14	AUSTN	AUSTIN'S SPORTS		Open	1,364.00	0.00
14-02477	09/17/14	BOSSEVEN	BOSS EVENTS, LLC		Open	1,150.00	0.00
14-02478	09/17/14	GENTILEA	SARAH GENTILE		Open	1,238.00	0.00
14-02480	09/19/14	HARRIS	HARRIS HOUSE		Open	207.90	0.00
14-02485	09/24/14	AUSTN	AUSTIN'S SPORTS		Open	1,325.40	0.00
14-02486	09/24/14	SNEAK	THE SNEAKER SHOP		Open	791.00	0.00
14-02491	09/24/14	REGIT	REGISTRARS' ASSOCIATION OF NJ		Open	165.00	0.00
14-02496	09/24/14	PIERSON	RICHARD E. PIERSON		Open	8,924.98	0.00
14-02497	09/24/14	SPENCERA	SPENCER A OLSON, TRUCKING, LLC		Open	54,077.48	0.00
14-02498	09/24/14	ANDERS	MICHELE ANDERSON		Open	560.00	0.00
14-02499	09/24/14	MACTIERN	MICHELLE MACTIERNAN		Open	2,380.00	0.00
14-02501	09/24/14	PERRYJ	JENNIFER PERRY		Open	1,190.00	0.00
14-02502	09/24/14	NJSLOM	NJ STATE LEAGUE OF		Open	385.00	0.00
14-02503	09/24/14	NJSLOM	NJ STATE LEAGUE OF		Open	120.00	0.00
14-02504	09/24/14	SCHEULE	SCHEULE PLANNING SOLUTIONS LLC		Open	475.00	0.00
14-02505	09/24/14	BROWN	BROWN'S AWNING CO.		Open	263.00	0.00
14-02506	09/24/14	OBRIENK	KIRSTYN O'BRIEN		Open	560.00	0.00
14-02507	09/24/14	NJSLOM	NJ STATE LEAGUE OF		Open	110.00	0.00
14-02510	09/30/14	NJSLOM	NJ STATE LEAGUE OF		Open	1,100.00	0.00
14-02514	09/30/14	BARNEGAT	TOWNSHIP OF BARNEGAT		Open	420.00	0.00
14-02515	09/30/14	SENTI	SENTINEL LEDGER		Open	294.00	0.00
14-02516	09/30/14	ACCEL	ACCELERATED SERVICE SYSTEMS		Open	360.50	0.00
14-02517	09/30/14	MCMAH	MCMAHON AGENCY INC.		Open	4,159.67	0.00
14-02520	09/30/14	ARHASSOC	ARH ASSOCIATES, INC.		Open	4,600.00	0.00
14-02522	09/30/14	LICKW	WILLIAM LICK		Open	560.00	0.00
14-02523	09/30/14	CHILDSL	LINETTE CHILDS		Open	1,950.00	0.00
14-02525	09/30/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC		Open	700.00	0.00
14-02526	09/30/14	WALLA	WALLACE HARDWARE INC.		Open	187.69	0.00
14-02527	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC		Open	220.00	0.00
14-02528	09/30/14	MATERA	MATERA BUILDERS INC.		Open	100.00	0.00
14-02529	09/30/14	SHORH	SHORE HARDWARE		Open	162.25	0.00
14-02530	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC		Open	181.06	0.00
14-02531	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC		Open	221.37	0.00
14-02532	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC		Open	234.31	0.00
14-02533	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC		Open	163.88	0.00
14-02534	09/30/14	HUBER	HUBER LOCKSMITHS, INC		Open	429.50	0.00



October 7, 2014  
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CITY OF OCEAN CITY  
Bill List By P.O. Number

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PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
14-02535	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	278.51	0.00		
14-02536	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	152.70	0.00		
14-02537	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	261.32	0.00		
14-02538	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	153.43	0.00		
14-02539	09/30/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	730.24	0.00		
14-02540	09/30/14	63ELL	JOSEPH ELLIOTT	Open	435.00	0.00		
14-02545	10/02/14	DALESSAN	GIOVANNA D'ALESSANDRO	Open	560.00	0.00		
14-02548	10/02/14	MARYBRID	MARYBRIDGET ENTERPRISES, INC	Open	373.39	0.00		
14-02550	10/02/14	SOMERSJ	JENNIFER SOMERS	Open	112.00	0.00		
14-02551	10/02/14	SCHAFTE	ERICA SCHAFER	Open	560.00	0.00		
14-02552	10/02/14	MARQUETT	ADRIENNE MARQUETTE	Open	560.00	0.00		
14-02553	10/02/14	WINNK	KEITH W WINN	Open	700.00	0.00		
14-02554	10/02/14	SNYDERJ	JENNIFER SNYDER	Open	700.00	0.00		
14-02555	10/02/14	SHIFFLE	EDWARD SHIFFLER	Open	662.00	0.00		
14-02556	10/02/14	PETROVA	AMY PETROV	Open	975.00	0.00		
14-02557	10/02/14	WEISBACK	JEFFREY WEISBACK	Open	975.00	0.00		
14-02558	10/02/14	DIANTONI	ANGELINA DIANTONIO	Open	975.00	0.00		
14-02559	10/02/14	RAGOK	KRISTI RAGO	Open	1,190.00	0.00		
14-02560	10/02/14	SUTHARDA	ALIA SUTHARD	Open	1,190.00	0.00		
14-02563	10/02/14	VASQUEZA	AXEL ROBERTO VASQUEZ	Open	700.00	0.00		
14-02564	10/02/14	OCCHA	O.C. REGIONAL CHAMBER OF	Open	110.00	0.00		
14-02565	10/02/14	CHILDSL	LINETTE CHILDS	Open	678.00	0.00		
14-02568	10/02/14	COOC	CITY OF OCEAN CITY	Open	17,830.35	0.00		
Total Purchase Orders:		182	Total P.O. Line Items:	323	Total List Amount:	1,725,803.42	Total Void Amount:	0.00

September 30, 2014  
12:21 PM

CITY OF OCEAN CITY  
Check Register By Check Id

Page No: 1

*Issued & Released Outside List*

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 82044 to 82044  
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void	Ref Num
PO #		Item Description				Contract	Ref Seq
82044	09/30/14	MESHOTWE M. E. SHOTWELL INC.					3335
14-02495	1	ESCROW PERFORMANCE GUARANTEE	5,400.00	T-12-56-175-015	Budget		1
				RESERVE-CASH PERFORMANCE			
14-02495	2	INTEREST PORTION	318.86	T-12-56-175-015	Budget		2
				RESERVE-CASH PERFORMANCE			
			5,718.86				

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	1	0	5,718.86	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	5,718.86	0.00

CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

#11

**OPPOSING SENATE BILL S648 REQUIRING SHORE TOWNS THAT ACCEPT GOVERNMENT ASSISTANCE FOR BEACH REPLENISHMENT TO HAVE FREE BEACHES**

**WHEREAS**, the City of Ocean City through Council strongly opposed S2368 “An act concerning requirements for accepting governmental assistance to replenish storm damaged beaches and amending P.L. 1955, C.49: and;

**WHEREAS**, The introduction of S648, a revised measure with the same intent as S2368, is currently pending before the Legislature that would “block” beach fees in shore municipalities accepting certain government provided beach replenishment funding and;

**WHEREAS**, to make up for the loss of revenue from the beach fee prohibition this legislation would establish a special fund appropriating 2 percent of the taxable receipts collected under the sales and use tax in the shore municipality back to that municipality to offset the loss of beach maintenance revenue and;

**WHEREAS**, the amount to be appropriated has no correlation to the revenue required for beach maintenance by the municipality or the ability of businesses in the municipality to collect through sales and use taxes an amount large enough to cover the municipality’s beach maintenance expenses and;

**WHEREAS**, S648 discriminates between shore communities that receive governmental assistance for beach replenishment versus shore communities that do not receive government assistance and;

**WHEREAS**, S648 if enacted gives the state control over the replenishment and maintenance of municipal beaches and;

**WHEREAS**, S648 sets the stage for beach replenishment to be used as a political weapon every year during the budget process, which would be counter-productive to the economic benefits beaches play in the state’s tourism industry;

**NOW THEREFORE BE IT RESOLVED**, the City of Ocean City finds no logical connection between government assistance for beach replenishment and beach maintenance fees. Rather the connection is solely political on the part of certain legislators to devise a way to eliminate beach tag fees and;

**BE IT FURTHER RESOLVED**, that the Mayor and Governing Body of the City of Ocean City, in Cape May County, State of New Jersey strongly oppose S648 and respectively request it be immediately removed from further consideration and;

**BE IT FURTHER RESOLVED**, that a copy of this resolution be immediately transmitted to the Honorable Chris Christie, Governor; the Honorable Stephen Sweeney, NJ State Senate President; Cape May County state legislators; the Honorable Jeffrey Van Drew, Senator; and the Honorable Sgt. Bob Andrzejczak, Assemblyman; and each municipality in the Monmouth, Ocean, Atlantic and Cape May County which borders on the Atlantic.

\_\_\_\_\_  
Anthony P. Wilson,  
Council President

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Madden	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

\_\_\_\_\_  
City Clerk

**DETERMINING THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$6,020,000 OF GENERAL IMPROVEMENT REFUNDING BONDS OF THE CITY OF OCEAN CITY, IN THE COUNTY OF CAPE MAY, NEW JERSEY OR SUCH OTHER AMOUNT AS DETERMINED BY THE CHIEF FINANCIAL OFFICER TO ACCOMPLISH THE REFUNDING ON THE TERMS REQUIRED BY THE LOCAL FINANCE BOARD PURSUANT TO N.J.A.C. 5:30-2.5 AND CONSISTENT WITH THE REFUNDING PROVISIONS OF THE INTERNAL REVENUE CODE AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH BONDS TO FTN FINANCIAL OR SUCH OTHER UNDERWRITER AS DETERMINED BY THE CHIEF FINANCIAL OFFICER**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OCEAN CITY, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. An amount not to exceed \$6,020,000 of General Improvement Refunding Bonds of the City of Ocean City, in the County of Cape May, New Jersey (the "City"), in an amount to be determined as provided herein and as more fully described in a refunding bond ordinance, finally adopted by the City pursuant to the Local Bond Law on October 9, 2014, and entitled, "Refunding Bond Ordinance of the City of Ocean City, in the County of Cape May, New Jersey, Providing for the Advance Refunding of All or a Portion of Certain General Improvement Bonds, Appropriating \$6,020,000 Therefor and Authorizing the Issuance by the City of General Improvement Refunding Bonds in the Aggregate Principal Amount of Not Exceeding \$6,020,000 for Financing the Cost Thereof" shall be issued as "General Improvement Refunding Bonds" (the "Bonds").

Section 2. The Bonds are hereby authorized to be sold to FTN Financial or such other underwriter as determined by the Chief Financial Officer (the "Underwriter") at a purchase price determined by the parameters set forth below and otherwise consistent with the parameters set by the Local Finance Board in the Department of Community Affairs, State of New Jersey (the "Local Finance Board") pursuant to NJAC 5:30-2.5 (the "LFB Refunding Parameters"):

- (a) the principal amount of the Bonds does not exceed \$6,020,000;
- (b) the present value savings is at least three percent;
- (c) the debt service on the Bonds shall be structured such that no annual debt service payment is more than the annual debt service payment on the Refunded Bonds (as defined herein) in the same year;
- (d) the final year of maturity of the Bonds does not exceed the final year of maturity of the Refunded Bonds;
- (e) the debt service savings are substantially level in each year across the life of the refunding; and
- (f) the Underwriter's discount does not exceed \$6.50 per \$1,000 of Bonds issued.

Section 3. The Mayor and Chief Financial Officer are each hereby authorized and directed, without further authorization, to enter into and execute a purchase contract (the "Purchase Contract") on behalf of the City with the Underwriter in the form satisfactory to bond counsel to the City and upon terms consistent with the above parameters. Upon execution of the Purchase Contract, the signature of the Mayor and/or the Chief Financial Officer shall be conclusively presumed to evidence any necessary approvals for the sale of the Bonds. If the Mayor or Chief Financial Officer, after consultation with the Underwriter, determines that the above parameters cannot be satisfied in the present market, the Bonds shall not be sold until such time as said parameters may be amended, in whole or in part, or a sale on different terms is otherwise approved by resolution of this City Council.

Section 4. (a) The Bonds shall be issued in the par amounts consistent with the parameters set forth in Section 2 hereof and determined by the Mayor and/or Chief Financial Officer to be necessary to pay costs of issuance and to provide an escrow fund that, when invested, will be sufficient to provide for the timely payment of the principal and redemption premium, if any, of and interest on all or a portion of the \$6,000,000 outstanding principal amount of the City's General Improvement Bonds, dated January 15, 2006, originally issued in the aggregate principal amount of \$21,000,000, maturing on January 15 in each of the years 2017 through 2019, inclusive (the "Refunded Bonds").

(b) The Bonds shall be dated and shall bear interest at the rates per annum as the Mayor and/or Chief Financial Officer shall determine.



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

(c) The Bonds shall be numbered and have such prefix or prefixes as determined necessary by the Mayor and/or Chief Financial Officer and be sold and issued with such serial maturities or with such term bond maturities payable from mandatory sinking fund payments made by the City as determined in the Purchase Contract.

(d) The Bonds shall mature in each of the years 2017 to 2019, inclusive, or such other dates deemed consistent with the LFB Refunding Parameters, and in the principal amounts as may be determined by the Mayor and/or Chief Financial Officer and shall bear interest on the dates as may be determined by the Mayor and/or Chief Financial Officer.

(e) The Bonds shall be subject to redemption prior to their stated maturities as may be determined by the Chief Financial Officer.

(f) The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both 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, Jersey City, New Jersey, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with the Securities Depository. The Securities Depository 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 or any integral multiple thereof through book-entries made on the books and the records of the Securities Depository and its participants except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in the denominations of \$1,000 or any integral multiple thereof.

(g) The principal of and the interest due on the Bonds will be paid to the Securities Depository 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 Securities Depository as listed on the records of the Securities Depository as of the 15th next preceding each maturity date (the "Record Dates" for the Bonds). The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal of the City (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Clerk.

Section 5. The Bonds shall be substantially in the following forms with such additions, deletions and omissions as may be necessary for the City to market the Bonds:

REGISTERED

NUMBER GIR - \_\_\_\_

UNITED STATES OF AMERICA

STATE OF NEW JERSEY

COUNTY OF CAPE MAY

CITY OF OCEAN CITY

GENERAL IMPROVEMENT REFUNDING BOND

PRINCIPAL AMOUNT:

DATED DATE:

MATURITY DATE:

INTEREST PAYMENT DATES:

INITIAL INTEREST PAYMENT  
DATE:

RATE OF INTEREST PER ANNUM:

RECORD DATES:

CUSIP NUMBER:

REGISTERED

\$ \_\_\_\_\_

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

CITY OF OCEAN CITY, in the County of Cape May, New Jersey (the "City") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the MATURITY DATE, the PRINCIPAL AMOUNT, and to pay interest on such sum from the DATED DATE of this bond until the MATURITY DATE at the RATE OF INTEREST PER ANNUM semiannually on the INTEREST PAYMENT DATES in each year until maturity, commencing on the INITIAL INTEREST PAYMENT DATE. Interest on this bond will be paid to the Securities Depository by the City and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the RECORD DATES next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the City will be paid to the Securities Depository by the City and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest. The participants are responsible for maintaining the records regarding the beneficial ownership interest in the bonds on behalf of the individual purchasers except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants.

[The bonds of this issue maturing prior to \_\_\_\_\_, 20\_\_, are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after \_\_\_\_\_, 20\_\_ are redeemable at the option of the City in whole or in part on any date on or after \_\_\_\_\_, 20\_\_ at 100 of the principal amount outstanding (the "Redemption Price") plus interest accrued to the date of redemption upon notice as required herein.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than thirty (30) days, nor more than sixty (60) days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the City or a duly appointed Bond Registrar. Any failure of the depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the City determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the City; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

So long as CEDE & Co., as nominee of DTC, is the registered owner of the bonds, the Township shall send redemption notices only to CEDE & Co.

If Notice of Redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.

As long as The Depository Trust Company is the depository for the Bonds as provided herein, the procedures of The Depository Trust Company will determine the method of selection for redemption within a maturity. Otherwise, it will be by lot or by a similar method.]

[This bond is not subject to redemption prior to its stated maturity.]

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of the State of New Jersey, a refunding bond ordinance of the City, finally adopted October 9, 2014, and entitled, "Refunding Bond Ordinance of the City of Ocean City, in the County of Cape May, New Jersey, Providing for the Advance Refunding of All or a Portion of Certain General Improvement Bonds, Appropriating \$6,020,000 Therefor and Authorizing the Issuance by the City of General Improvement Refunding Bonds in the Aggregate Principal Amount of Not Exceeding \$6,020,000 for Financing the Cost Thereof", and a resolution of the City adopted October 9, 2014.

The full faith and credit of the City are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the City, is within every debt and other limit prescribed by such constitution or statutes.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

IN WITNESS WHEREOF, the City has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual or facsimile signature of its Clerk and this bond to be dated the Dated Date as specified above.

CITY OF OCEAN CITY

By \_\_\_\_\_  
Jay A. Gillian, Mayor

ATTEST:

By: \_\_\_\_\_  
Linda P. MacIntyre, Municipal Clerk

By: \_\_\_\_\_  
Frank Donato, III Chief Financial Officer



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

Section 6. The law firm of McManimon, Scotland & Baumann, LLC, is authorized to arrange for the printing of the Bonds. The proper officials of the City are hereby authorized and directed to execute the Bonds and to deliver them to the purchaser upon receipt of payment therefor.

Section 7. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon, Scotland & Baumann, LLC, complete except for omission of its date. The Clerk is hereby authorized and directed to certify the truth and the correctness of the copy of such opinion by executing on each of the Bonds by facsimile signature a certificate in form satisfactory to that law firm and to file a signed duplicate of such written opinion in the Clerk's office. Alternatively, each Bond may be accompanied by the signed legal opinion or copy thereof.

Section 8. The Bonds are being issued to refund the Refunded Bonds. The Mayor and/or Chief Financial Officer shall take all steps necessary to redeem the Refunded Bonds on the first available redemption date at the redemption price, deposit the proceeds of the Bonds with a bank for the purpose of defeasing the Refunded Bonds, invest the proceeds of the Bonds for this purpose and assist with the redemption of the Refunded Bonds. The Mayor and Chief Financial Officer are each hereby authorized to enter into an agreement with a bank (the "Escrow Deposit Agreement") to effectuate the purpose of this Section 9.

Section 9. The City hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code") in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, and that it will refrain from taking any action that would adversely affect the tax exemption of the Bonds under the Code.

Section 10. The City hereby approves the preparation and the distribution of the Preliminary Official Statement on behalf of the City in the form approved or to be approved by the Mayor and/or Chief Financial Officer. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the City by the Mayor or the Chief Financial Officer. The Preliminary Official Statement shall be prepared in final form in connection with the issuance of the Bonds and the Mayor and/or the Chief Financial Officer of the City are authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Final Official Statements shall be delivered to the Underwriter of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the Underwriter's confirmations that request payment for the Bonds.

Section 11. The Mayor and/or Chief Financial Officer are each hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with the Securities Depository, as may be necessary in order to provide that the Bonds will be eligible for deposit with the Securities Depository and to satisfy any obligation undertaken in connection therewith.

Section 12. In the event that the Securities Depository 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 (the "Registered Bonds") in denominations of \$5,000, or any integral multiple thereof, except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in denominations of \$1,000, or any integral multiple thereof. 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 such Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certificate form.

Section 13. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the City shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:



**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**

**RESOLUTION**

(a) On or prior to 270 days from the end of each fiscal year, beginning with the fiscal year ending December 31, of the year in which the Bonds are issued, to the Municipal Securities Rulemaking Board through the Electronic Municipal Market Access Dataport (the "MSRB"), annual financial information with respect to the City consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the City and certain financial information and operating data consisting of (i) City and overlapping indebtedness including a schedule of outstanding debt issued by the City, (ii) property valuation information, and (iii) tax rate, levy and collection data. The audited financial information will be prepared in accordance with modified cash accounting as mandated by State of New Jersey statutory principles in effect from time to time or with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law and shall be filed electronically and accompanied by identifying information with the MSRB;

(b) in a timely manner not in excess of ten business days after the occurrence of the event, to the MSRB, notice of any of the following events with respect to the Bonds (herein "Material Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the obligated person;
- (13) The consummation of a merger, consolidation, or acquisition involving an obligated person or the sale of all or substantially all of the assets of the obligated person, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

For the purposes of the event identified in subparagraph (12) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for an obligated person in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the obligated person, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the obligated person.

(c) in a timely manner to the MSRB, notice of failure of the City to provide required annual financial information on or before the date specified in this resolution.

(d) If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provisions of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

**CITY OF OCEAN CITY**  
**CAPE MAY COUNTY, NEW JERSEY**  
**RESOLUTION**

(e) The Mayor and/or Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the City prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

(f) In the event that the City fails to comply with the Rule requirements or the written contracts or undertakings specified in this certificate, the City shall not be liable for monetary damages. The sole remedy is hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 14. The undertaking may be amended by the City from time to time, without the consent of the Bondholders or the beneficial owners of the Bonds, in order to make modifications required in connection with a change in legal requirements or change in law, which in the opinion of nationally recognized bond counsel complies with the Rule.

Section 15. There can be no assurance that there will be a secondary market for the sale or purchase of the Bonds. Such factors as prevailing market conditions, financial condition or market position of firms who may make the secondary market and the financial condition of the City may affect the future liquidity of the Bonds.

Section 16. The Mayor, the Chief Financial Officer, the Clerk and other appropriate representatives of the City are hereby authorized to take all steps necessary to provide for the issuance of the Bonds and the refunding of the Refunded Bonds, including preparing and executing such agreements and documents on behalf of the City, satisfying in full the requirements of notice of redemption of the Refunded Bonds and taking all steps necessary or desirable to implement this resolution, such agreements and documents as may be necessary and appropriate and the transactions contemplated thereby.

Section 17. The Mayor and/or Chief Financial Officer are each hereby authorized and directed to pay all costs of issuance in connection with the sale of the Bonds pursuant to a certificate of the Mayor and/or Chief Financial Officer to be executed upon delivery of the Bonds in an aggregate amount not to exceed the amount set forth in the application submitted to and approved by the Local Finance Board or, if any greater amount, only upon the prior approval of the City in accordance with the customary procedure for approval and payment of bills.

Section 18. This resolution shall take effect immediately.

\_\_\_\_\_  
Anthony P. Wilson  
Council President

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of  
said Council duly held on the ..... day of ..... 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED	..... City Clerk
Allegretto	_____	_____	_____	_____	
DeVlieger	_____	_____	_____	_____	
Guinosso	_____	_____	_____	_____	
Hartzell	_____	_____	_____	_____	
Madden	_____	_____	_____	_____	
McClellan	_____	_____	_____	_____	
Wilson	_____	_____	_____	_____	



CITY OF OCEAN CITY  
CAPE MAY COUNTY, NEW JERSEY  
**RESOLUTION**

#13

**CERTIFYING THE GOVERNING BODY HAS REVIEWED THE  
BEST PRACTICES INVENTORY QUESTIONNAIRE**

**WHEREAS**, the State of New Jersey 2014 Appropriations Act (P.L. 2012, c.18) requires the Division of Local Government Services to determine how much of each municipality’s final 5% allocation of state aid will be disbursed based upon the results of a Best Practices Inventory; and

**WHEREAS**, this Inventory is a constructive way for the City to consider and embrace a range of best practices that will help improve financial accountability and transparency; and

**WHEREAS**, the Best Practices Inventory Questionnaire was prepared by the Chief Financial Officer of the City.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Ocean City, New Jersey that Council has reviewed the 2014 Best Practices Inventory Questionnaire and requests the Municipal Clerk to submit the Best Practices Public Meeting Certification Form to the New Jersey Department of Community Affairs, Division of Local Government Services.

\_\_\_\_\_  
Anthony P. Wilson  
Council President

File name: \Best Practices certification

Offered by ..... Seconded by .....

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the ..... day of ..... 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED	..... City Clerk
Allegretto	_____	_____	_____	_____	
DeVlieger	_____	_____	_____	_____	
Guinosso	_____	_____	_____	_____	
Hartzell	_____	_____	_____	_____	
Madden	_____	_____	_____	_____	
McClellan	_____	_____	_____	_____	
Wilson	_____	_____	_____	_____	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
		<b>General Management - GM</b>	
1	Yes	Sharing services has been promoted for many years as a means to control costs. In addition to sharing resources such as labor, facilities and equipment with a county or with neighboring communities, shared services include similar agreements with school boards, independent authorities and fire districts. Shared services do not include cooperative purchasing, cooperative pricing or commodity resale agreements. <u>Did your municipality actively negotiate (i.e. meet with representatives from a neighboring town, your county or another local unit) and/or enter into at least one new shared service agreement, or actively negotiate or enter into the renewal of at least one existing shared service agreement, in the preceding year?</u>	
2	Yes	Traffic safety policies for utility and construction work should balance the interests of public safety with those of controlling costs. For example, uniformed police officers controlling a cul-de-sac may be excessive; while parking a policeman in a patrol car on a major highway to act in lieu of a "crash truck" may be insufficient and could endanger the officer. An appropriate traffic safety plan should include parameters governing when police officers, flag men and safety apparatus are used in different circumstances. <u>Has your municipality reviewed its policies and staffing requirements for providing traffic safety around utility and construction work, and implemented policies to assure that the most efficient and cost-effective approach is taken?</u>	
3	Yes	Has your municipality adopted a vehicle use policy prohibiting personal use of municipal vehicles, and providing that employees authorized to use such vehicles for commuting to/from work have a fringe benefit value added to the gross income reported on the employee's W-2 (unless the vehicle meets the "qualified non-personal vehicle" criteria specified by the IRS)? <b>Only answer "N/A" if your municipality does not have any municipally-owned vehicles.</b>	
4	Yes	Has the appropriate administrative official reviewed the <u>State Comptroller's June 25, 2013 Report</u> with respect to local government legal fees, and does your municipality follow the best practices outlined in the checklist annexed as an Appendix to the report?	



**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
5	Yes	Does your municipality maintain an up-to-date municipal website containing at minimum the following: past three years adopted budgets; the current year's proposed budget including the full adopted budget for current year when approved by governing body; most recent annual financial statement and audits; notification(s) for solicitation of bids and RFPs; easily accessible contact information for elected and appointed officials, municipal administrator or manager, municipal clerk, police chief, municipal court administrator and all department heads; and meeting dates, minutes and agendas for the governing body, planning board, board of adjustment and all commissions?	
6	No	Does your municipality require its elected officials to attend on an annual basis at least one instructional course covering the responsibilities and obligations of elected officials (for example: ethics, municipal finance, labor relations, risk management, shared services, purchasing, land use administration, personnel, technology etcetera)? This item may be satisfied either through a course approved for continuing education credit by DLGS, or in-house education provided by a professional, vendor or staff member (provided they have significant expertise in their profession and routinely prepare public presentations).	

# Best Practices Worksheet CY 2014/SFY2015

Click here, then click on arrow to choose municipality			
Please see Color Key at bottom of sheet for limits on answers			
	Answer	Question	Comments
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7	Yes	With regard to your municipality's collective bargaining agreements that replaced contracts expiring on or after 1/1/11, is the overall impact of the aggregate economic costs limited to an average increase of 2% or less per year over the contract term? An example of such analysis can be found on the " <u>PERC Summary Form; Public Sector; Non-Police and Non-Fire; Section V Impact of Settlement</u> " and " <u>PERC Summary Form; Police and Fire; Section VII Impact of Settlement</u> "	
8	Yes	A municipality's participation in FEMA's <u>National Flood Insurance Program Community Rating System</u> can lead to significant flood insurance premium reductions for its homeowners. An explanation of the program may be found on FEMA's website at <a href="http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system">http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system</a> , and more information on how the NJDEP's statewide CRS coordinator can assist with improving your rating can be found at <a href="http://www.nj.gov/dep/floodcontrol/about.htm">http://www.nj.gov/dep/floodcontrol/about.htm</a> . <u>Does your municipality have, or is your municipality in the process of attaining, a Community Rating System ranking of at least Class 9?</u>	
9	N/A	If the ratio of assessed values to market values in your municipality is presently less than 65%, is your municipality in the process of conducting a reassessment or revaluation?	
10	Yes	The Local Government Ethics Law, designed to ensure transparency in government, requires local government officers to file Financial Disclosure Forms. While far more local officials are required to file Financial Disclosure Forms than simply local elected officials, their compliance is particularly important. <u>Have all of your local elected officials filed their Financial Disclosure Form in 2014 that covers the 2013 calendar year?</u>	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
11	N/A	<p>Many municipalities have created one or more authorities (including fire districts, utilities authorities, redevelopment authorities, housing authorities, port authorities, etc.) to provide greater focus and attention on addressing a public need, or to reduce governing body burdens. While creation of such an authority is often appropriate, and many authorities successfully and efficiently fulfil their missions, authorities with weak membership or insufficient local-level monitoring can become wasteful, inefficient and unresponsive to the public they serve. <u>N.J.S.A. 40A:5A-20</u> allows a local governing body to dissolve an authority subject to certain parameters and with Local Finance Board approval. Municipalities should at least annually assess the authority or authorities they created and publicly discuss their findings and conclusions. Findings and conclusions should address whether the authority's continued existence is appropriate, and whether the authority is appropriately and efficiently serving its residents. <u>Does the governing body meet at least once annually to discuss an assessment of the authority or authorities they have created?</u></p>	The City of Ocean City does not have any authorities.
		<b>Finance &amp; Audit - FA</b>	
12	No	<p>Internal accounting control processes, procedures and authorizations are designed to safeguard assets and to limit the risk of loss or misstatement. <u>1) Are internal accounting control processes, procedures and authorizations documented and communicated to staff;</u> and <u>2) Does your Administrator/Manager or CFO, as appropriate, evaluate and discuss risk assessment annually with your governing body or an appropriate subcommittee thereof (such as the Audit or Finance Committee) with a focus on developing and updating accounting control processes, procedures and authorizations?</u> <b>If you selected "yes", please state in the Comment section in the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee.</b></p>	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
13	Yes	With respect to note sales (TANs, BANs, Emergency Notes and Special Emergency Notes), proper disclosure and communication with potential bidders can yield optimal results for a municipality. Knowing when to sell on a negotiated or competitive basis, aggregating note sales as much as possible, along with casting a "wide net" to attract the maximum number of bidders for a competitive note sale, is critical to achieving the lowest possible interest rate. <u>Is your municipality 1) marketing note sales beyond publishing the notice required by N.J.S.A. 40A:2-30, and beyond displaying a notice on your municipal website; and 2) issuing a prospectus, official statement or other document to potential lenders disclosing all material financial and budget information?</u>	
14	Yes	Does your municipality have a Finance Committee (or equivalent) made up of one or more members of the governing body and other appropriate personnel, as may be needed, that meets at least monthly and discusses all significant financial issues? <b>If you answer "Yes", phrase state in the Comment section the approximate date of your municipality's most recent Finance Committee meeting.</b>	2/20/2014
15	Yes	Audit findings address areas needing improvement. Ignoring these findings devalues the process; therefore, municipalities should correct noted deficiencies. <u>Have all audit findings from the 2012 audit been 1) identified in the corrective action plan and 2) addressed such that they are not repeated in the 2013 audit?</u> <b>If the answer is no, please list the repeat findings in the comments section. In the event your municipality wishes to appeal the result of this question, the Director shall determine based on the comment(s) whether the finding(s) is/are sufficiently material to warrant a "no" answer.</b>	There were no audit findings



**Best Practices Worksheet CY 2014/SFY2015**

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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
16	Yes	<p>The CFO should be capable of preparing the annual financial statement, annual debt statement and budget schedules. Excessive auditor assistance on these documents could create a perception that the auditor is not truly independent of the client in auditing the client's financial statements. At a minimum, each CFO should prepare balanced and reconciled financial records including books of original entry, general ledgers, subsidiary ledgers and other computer reports that accurately analyze and reflect the municipality's financial position. These records should have sufficient detail for an accountant with sufficient knowledge of New Jersey's municipal accounting system to extract information necessary to prepare financial and debt statements. This requires that, within acceptable tolerance, all financial transactions (cash and non-cash) be posted in the general ledger and that all general ledger accounts be supported by subsidiary ledgers, reports, reconciliations or are otherwise analyzed. <u>A "yes" answer is appropriate if 1) your CFO prepares the annual financial statement, annual debt statement and annual budget, or 2) your CFO presents balanced and reconciled financial records, or 3) you are retaining outside assistance to do so from an individual or entity separate from your municipality's audit firm.</u> <i>Please note that item #2 cannot count as a "yes" answer if the Report of Audit contains comments and recommendations regarding the General Ledger or Cash Account balances not being reconciled.</i></p>	
17	Yes	<p>Grant programs can create a significant burden on a municipality's cash flow if program expenses are either not timely reimbursed or are charged to other operating accounts instead of to the grant. Are all grant revenues, along with their corresponding appropriations, reviewed at least quarterly to determine that all program expenses have 1) been filed for reimbursement and 2) have been properly charged to the grant, with follow up communication to grantor agencies in instances where payments are delayed?</p>	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
18	Yes	N.J.S.A. 40A:5-4 requires municipalities to complete their annual audit for the preceding fiscal year within 6 months after the close of its fiscal year. Further, N.J.S.A. 40A:5-6 requires the municipality's auditor to submit a certified duplicate copy of the audit report and recommendations with the Division within 5 days after filing the original with the municipal clerk. <u>Has your municipality received its completed audit for the preceding fiscal year within the statutory timeframe, and confirmed that your auditor has filed a certified duplicate copy of the audit report with the Division? You may only answer this question "N/A" if the Director expressly granted an extension in response to a governing body resolution petitioning for same.</u>	
19	Yes	For its most recent audit period completed, has the municipality: 1) not had findings reported in the Schedule of Findings and Questioned Costs related to potential or actual questioned costs; or 2) not accrued a liability or made payment to a grantor for questioned costs or disallowed expenditures; or 3) not been notified of an amount that must be refunded to a grantor as a result of a contract audit or for any other reason?	
20	Yes	Pursuant to N.J.S.A. 40A: 2-40, the chief financial officer each municipality shall, before the end of the first month of the fiscal year, file their Annual Debt Statement with the Division of Local Government Services. The annual debt statement must be filed electronically following the procedure described in Local Finance Notice 2013-3. <u>Did your municipality file its electronic Annual Debt Statement for the preceding fiscal year with the Division no later than January 31 (July 31 for SFY municipalities)?</u>	
21	Yes	Local Finance Notice 2014-09 contains important information about the need for municipalities that have certain outstanding debt to abide by requirements to annually disclose certain information with respect to financial conditions. The continuing financial disclosure obligations are required by federal law and local agreements executed as part of past issuances of debt. Failure to comply can result in penalties against local governments and individual officers responsible for various filings. Failure to comply can also result in a lack of access to capital markets. <u>Has your CFO done all of the following: (1) reviewed Local Finance Notice 2014-09; and (2) undertaken, or caused to be undertaken, a review of past compliance with such requirements?</u>	

# Best Practices Worksheet CY 2014/SFY2015

		<b>Click here, then click on arrow to choose municipality</b>	
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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
22	Prospective	Is your municipality up to date and fully compliant with continuing disclosure obligations as discussed in the previous question?	The City's review is currently underway
		<b>Procurement - P</b>	
23	Yes	Municipalities and their agencies are allowed to prohibit the award of public contracts to business entities that have made certain campaign contributions exceeding \$300 and to limit the contributions that the holders of a contract can make during the term of a contract to \$300. A model ordinance concerning pay-to-play can be found at <a href="http://www.nj.gov/dca/divisions/dlgs/resources/muni_st_docs/pay_to_play_ordinance-contractor.doc">http://www.nj.gov/dca/divisions/dlgs/resources/muni_st_docs/pay_to_play_ordinance-contractor.doc</a> . <u>Has your municipality adopted a pay-to-play ordinance pursuant to N.J.S.A. 40A:11-51 that is more restrictive than state statutory requirements?</u>	The Ordinance for the City of Ocean City does not allow any campaign contributions at all.
24	Yes	Changes in energy markets could potentially offer substantial savings for local governments. <u>Local Finance Notice 2012-12</u> provides important guidance on the competitive procurement of energy. <u>Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) whether the cooperative or competitive procurement of energy would benefit your municipality? If you answer "Yes", please state in the Comment section the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee. You may only answer "N/A" if your municipality already participates in competitive energy procurement.</u>	The City of Ocean City currently participates in cooperative energy procurement.

# Best Practices Worksheet CY 2014/SFY2015

		Click here, then click on arrow to choose municipality	
0000		Please see Color Key at bottom of sheet for limits on answers	
	Answer	Question	Comments
25	Yes	The Local Finance Board recently adopted new rules, outlined in <u>Local Finance Notice 2013-17</u> , expanding municipalities' ability to purchase goods and services with procurement cards. The most significant change is the elimination of the prior per-transaction monetary limitation on P-Cards (15% of local unit's bid threshold) where a Qualified Purchasing Agent manages a local unit's P-Card program. Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) how and whether a procurement card program could benefit the municipality or, if a procurement card program already exists, whether the program complies with the new regulations? <b>If you answered "Yes", please state in the Comment section in the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee. If your municipality has a procurement card program, please name the vendor in the Comment section.</b>	The City of Ocean City has participated in a Procurement Card Program since 2008. Discussions have taken place with the governing body regarding the new regulations. Our vendor is Bank of America.
26	Yes	P.L. 2013, c. 37, known as the "Sandy Integrity Monitor Law", requires the State Treasurer to assign monitors to recovery and rebuilding-related contracts \$5 million or above, and grants the Treasurer discretion to assign monitors on contracts below \$5 million. Pursuant to authority granted under the law, all Sandy-related recovery and rebuilding contracts over \$2 million awarded by local governments must be reported to the State Department of Treasury. Please access Treasury's Sandy website at <a href="http://www.state.nj.us/treasury/news-sandy.shtml">http://www.state.nj.us/treasury/news-sandy.shtml</a> for more information on your municipality's responsibilities under the Sandy Integrity Monitor Law. <u>Has your municipality reported all Superstorm Sandy-related contracts over \$2 million to the State Treasurer?</u>	



# Best Practices Worksheet CY 2014/SFY2015

		Click here, then click on arrow to choose municipality	
0000		Please see Color Key at bottom of sheet for limits on answers	
	Answer	Question	Comments
27	Yes	N.J.S.A. 40A:11-5 (a)(i) states that, if a municipality utilizes the professional services exemption from the Local Public Contracts Law, "The governing body shall in each instance state supporting reasons for its action in the resolution awarding each contract and shall forthwith cause to be printed once, in the official newspaper, a brief notice stating the nature, duration, service and amount of the contract, and that the resolution and contract are on file and available for public inspection in the office of the clerk of the [] municipality...". <u>With respect to the award of professional services contracts, is your municipality complying with the above referenced provision of the Local Public Contracts Law?</u>	
Budget Preparation and Presentation - BP			
28	No	In preparing your annual budget it is important for both the governing body and public to understand the concept of surplus and how it accumulates (or declines) over the years. A formal policy regarding surplus serves as a basis for decisions concerning future financial solvency, and the lack of a policy could lead bond rating agencies to downgrade your municipality's credit rating. In developing said surplus policy your CFO should analyze and explain at least a five-year trend of surplus; illustrating the factors causing each annual increase or decrease. A surplus policy with realistic and sustainable goals can then be determined. <u>Does your municipality have a written policy goal for the amount of surplus available in support of municipal operations, and is this goal evaluated annually?</u>	
29	Yes	In preparing your annual budget for the current year, it is important that the impact that current budgeting decisions may have on future years' budgets be presented, evaluated and considered before the governing body takes final action. Long term plans concerning revenue, appropriations, tax levy, tax levy cap and surplus are critical to sustaining (or achieving) a solid fiscal condition. <u>Are budget projections 1) factoring in the impact that the current year's budget may have on the future tax levy (as restricted by the levy cap) and future surplus balances for at least two future year's budgets, and 2) are these budget projections discussed with the governing body?</u>	

**Best Practices Worksheet CY 2014/SFY2015**

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0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
30	N/A	Certain municipalities have indirectly pledged prompt payment (i.e. issued a guarantee) of debt service with respect to debt issued by counties, independent authorities or developers. Bond Rating Agencies (e.g. Moody's, Fitch, Standard & Poor's) have downgraded certain municipalities' bond ratings to below investment grade for lack of preparation in the event a lender calls in a debt guarantee. <u>If your municipality guarantees any debt, are direct service revenues that may be pledged against debt repayment monitored by the municipal CFO; and to the extent that cash flow from pledged revenue will not satisfy the debt repayment, are sufficient funds held in reserve to satisfy the guarantee or is an existing authorization in place to issue debt (e.g. a bond ordinance) in the event a lender calls in the guarantee?</u>	Ocean City does not guarantee any outside debt
31	Yes	Do elected officials receive a <b>written</b> status report <u>at least quarterly</u> on all budget revenues and appropriations as they correspond to the annual adopted budget?	
32	Yes	In developing your multi-year capital plan, is your municipality dedicating sufficient revenues to fund maintenance, repair and eventual replacement of infrastructure such as <u>roads, storm sewers, sanitary sewers and water systems?</u>	
33	Yes	<u>N.J.S.A. 40A:4-5</u> requires that calendar year municipalities approve their introduced budgets no later than February 10, unless the Director sets forth a later date pursuant to <u>N.J.S.A. 40A:4-5.1</u> . Did your municipality approve its introduced current year budget no later than the date provided by law or as extended by the Director?	
34	Yes	<u>N.J.S.A. 40A:4-10</u> requires that calendar year municipalities adopt their budgets no later than March 20, unless the Director sets forth a later date pursuant to <u>N.J.S.A. 40A:4-5.1</u> . Did your municipality adopt its current year budget no later than the date provided by law or as extended by the Director? <b>This question may only be answered "N/A" if your municipality delayed its budget adoption because it awaited a Division determination concerning a grant award or Transitional Aid award.</b>	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
		<b>Health Insurance - HI</b>	
35	Yes	Does your municipality exclude from healthcare coverage part-time elected and appointed officials (less than 35 hours per week)? <b>Only answer "yes" if no part-time elected or appointed officials receive health benefits. If your municipality has part-time elected or appointed officials who elect to take State Health Benefits Program (SHBP) health benefits (or receive a waiver for not doing so) by virtue of serving in their position continuously since May 21, 2010, you must answer "No". If you answered "No", please list in the Comments section the name and title of each elected or appointed official receiving either health benefits or a waiver payment in lieu of health benefits.</b>	
36	Yes	Does your municipality conduct a monthly review of health benefit covered lives itemized on health insurance invoices to determine that health insurance invoices do not include employees, former employees, spouses or dependents who should no longer be receiving coverage?	
37	No	Municipalities frequently contract with or designate insurance brokers to secure healthcare coverage from insurance carriers. Brokers are typically paid by third-party administrators (TPA's) hired to collect, review and pay healthcare bills. The municipality pays the TPA, who in turn pays the broker. Broker fees are often directly related to the amount of insurance premiums or fees paid by the municipality (i.e. the higher the premium, the larger the broker's commission). Thus, the municipality-broker-TPA arrangement is vulnerable to abuse because brokers could face conflicting incentives in seeking lower-cost insurance alternatives. <u>If your municipality contracts with or otherwise designates an insurance broker, is the structure for broker payments set at a flat-fee rather than on a commission basis (so as to mitigate the risk of brokers recommending more expensive insurance coverage to earn higher fees)?</u>	

# Best Practices Worksheet CY 2014/SFY2015

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
	Yes	The State Health Benefits Program (SHBP) offers medical, prescription and dental coverage options for more than 850,000 participants, including employees, dependents and retirees. All plans have substantial networks of healthcare providers, and provide services nationwide. 62% of municipalities, and 33% of counties, within New Jersey participate in SHBP. <u>If your municipality has non-SHBP coverage, as your collective bargaining agreements come up for renegotiation, do your municipality's negotiation proposals seek contract provisions allowing its employees to be switched to SHBP or another non-SHBP plan of lesser cost?</u>	
39	No	Prior to municipal officers and employees being required to substantially share in the cost of their health benefits, there was no disincentive to officers and employees accepting coverage even though they had alternative coverage. Many municipalities would offer payments in lieu of health benefits to encourage officers and employees to voluntarily drop coverage, provided they had coverage from another source. The policy often saved money by replacing the expensive cost of providing health care with the less expensive payment in lieu of health benefits. The need to pay officers and employees money to not take a health insurance benefit they can receive from another source has largely disappeared, because the cost of premium sharing will cause officers and employees to drop coverage if alternative coverage is available. <u>Has your municipality: (1) explored all necessary actions to end payments in lieu of health benefits (e.g. modifying collective bargaining agreements); and (2) either adopted or discussed at a public meeting a policy prohibiting payments in lieu of health benefits to officers and employees who are not contractually entitled to such payments?</u> <b>An answer of "N/A" is only applicable where there are no instances in the municipality of payments in lieu of health benefits.</b>	



**Best Practices Worksheet CY 2014/SFY2015**

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	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
		<b>Personnel - PE</b>	
40	Yes	<p>The Fair Labor Standards Act (FLSA) is a federal law that establishes minimum wage, overtime pay, recordkeeping, and child labor standards affecting full-time and part-time workers in the private sector and in Federal, State, and local governments. The law requires that overtime pay must be paid for all hours over 40 hours in a work week except for those employees classified as exempt and thus not entitled to overtime. Management employees such as elected officials, municipal managers/administrators, municipal clerks, CFOs, public works superintendents, police chiefs and other department heads are typically classified as having exempt status and are not entitled to overtime pay. Other municipal employees may also be classified as exempt under the FLSA (you should consult with your labor counsel for more detailed guidance). <u>Does your municipality refrain from paying overtime to employees who are classified as exempt under the FLSA?</u> <i>In answering this question, be aware that exempt status would also preclude overtime pay for time worked during emergencies, attendance at night meetings, participation in training sessions, and police "off-duty" assignments (a/k/a "Jobs in Blue"). Also, please note that</i></p>	
41	Yes	<p>N.J.S.A. 34:13A-8.2 requires public employers, including municipalities, to file with the Public Employment Relations Commission (PERC) a copy of all contracts negotiated with public employee representatives. This includes, but is not limited to, collective bargaining agreements, memoranda of understanding, contract amendments, and "side letter" or "side bar" agreements. Copies of same may be emailed to <a href="mailto:contracts@perc.state.nj.us">contracts@perc.state.nj.us</a>. <u>Has your municipality filed all current contracts with PERC?</u></p>	
42	Yes	<p>Does your municipality make available to the public free of charge, either through an internet posting or on-site review, documents that show the current salaries of all personnel?</p>	

# Best Practices Worksheet CY 2014/SFY2015

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
43	Yes	Accurate records of employee time are critical not only for financial accountability, but also effective management of your workforce. Is your municipality ensuring that 1) employees complete and file standardized forms, either electronically or by paper, to verify all employee time worked (e.g. time cards, electronic time keeping); 2) your personnel/human resources office maintains records accounting for all employee leave time earned and used; and 3) supervisors are reviewing and approving/denying employee time and attendance documentation before those records are submitted to management and, in the case of department heads, is such documentation reviewed and verified independently?	
44	No	Has your municipality instituted a policy to not compensate employees for sick leave accumulated after a certain date?	

**Best Practices Worksheet CY 2014/SFY2015**

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
45	Yes	Does your municipality have a transitional duty program (light duty) to encourage employees out on workers compensation to return to work?	
46	Yes	The State Workers Compensation Law provides that, when an employee receives a work-related injury producing temporary disability, the employee is entitled to wage-continuation equal to 70% of the employee's weekly wages, subject to a maximum compensation as determined by the Commissioner of Labor. <u>Does your municipality limit benefits for work-related injuries to the above statutory benefit?</u> The answer to this question can be "prospective" if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.	
47	Yes	The weekly benefit rate provided under the State Temporary Disability Law for a non-work-related injury is calculated on the basis of claimant's average weekly wage. Each claimant is paid 2/3 of their average weekly wage up to the maximum amount payable, which is \$595 for disabilities beginning on or after 1/1/13. <u>Does your municipality refrain from supplementing the Temporary Disability benefit?</u> The answer to this question can be "prospective" if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining. <b>Only answer "N/A" if your municipality does not participate in the State Temporary Disability Program.</b>	
48	No	Has your municipality adopted an ordinance, resolution, regulation or policy eliminating longevity awards, bonuses or payments for non-union employees?	
49	Yes	For any employees covered by a collective bargaining agreement, has your municipality eliminated longevity awards, bonuses or payments for employees hired on or after a specified date, and refrained from increasing longevity awards, bonuses or payments for employees hired before a specified date? The answer to this question can be "prospective" if such provisions were imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.	

**Best Practices Worksheet CY 2014/SFY2015**



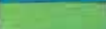
Click here, then click on arrow to choose municipality			
Please see Color Key at bottom of sheet for limits on answers			
0000	Answer	Question	Comments
50	Yes	Employee personnel manuals or handbooks serve as a valuable tool to convey a municipality's policies, procedures and benefits. Many insurance carriers encourage the adoption of such a document and offer discounted rates for their use. These publications should review employees' rights and obligations in areas ranging from discrimination, safety, violence, and harassment to vacation and sick days, holidays, use of township vehicles, smoking and political activity, among others. <u>Has your municipality adopted or updated an employee personnel manual/handbook by resolution or ordinance within the last five years?</u> <b>If yes, please provide in the Comments section the date of the meeting during which the personnel manual was adopted.</b>	12-Jun-14
	0	Select	
	39	Yes	
	7	No	
	3	N/A	
	1	Prospective	
	50	<b>Total Answered:</b>	
	43	Score (Yes + N/A + Prospective)	
	86%	Score %	
	0%	Percent Withheld	
<b>Chief Administrative Officer's Certification</b>			
I hereby certify that the information provided in this Best Practices Inventory is accurate to the best of my knowledge.			Certification #(s)
<b>Name &amp; Title</b>			<b>Date</b>
Michael Dattilo			10/9/2014
<b>Chief Financial Officer's Certification</b>			
I hereby certify that the information provided in this Best Practices Inventory is accurate to the best of my knowledge.			Certification #(s)
			<b>N-0651</b>
<b>Name</b>			<b>Date</b>
Frank Donato III			10/9/2014



# Best Practices Worksheet CY 2014/SFY2015

		<b>Click here, then click on arrow to choose municipality</b>	
0000		<i>Please see Color Key at bottom of sheet for limits on answers</i>	
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>
		<b>Municipal Clerk's Certification</b>	
		I hereby certify that the Governing Body of the <insert Municipality> in the County of	
		<insert County> discussed/will discuss the CY 2014/SFY 2015 Best Practice Inventory as	
		completed herein at a public meeting on <insert date>, with the Inventory results, and the	
		certification thereof by the Chief Administrative and Chief Financial Officers, respectively, to	Certification #(s)
		be stated in the minutes of said public meeting.	<b>C-1171</b>
		<b>Name</b>	<b>Date</b>
		<b>Linda P. MacIntyre</b>	10/9/2014

# Best Practices Worksheet CY 2014/SFY2015

		<b>Click here, then click on arrow to choose municipality</b>		
0000	<i>Please see Color Key at bottom of sheet for limits on answers</i>			
	<b>Answer</b>	<b>Question</b>	<b>Comments</b>	
		<b>Red</b> = Repeat Question; Prospective answers not permitted		
		<b>Blue</b> = Questions where neither "not applicable" nor "N/A" answers are permitted		
		<b>Green</b> = Repeat questions where neither "Prospective" nor "Not Applicable" are permitted		
		No Color = "Yes"; "No"; "Prospective" and "Not Applicable" are all permissible answers		
		<b># of Questions scored yes, prospective, or "not applicable"</b>	<b>Amount of Aid Disbursed</b>	<b>Impact on final 5% aid payment/impact on total aid</b>
		41-50	100%	No penalty
		33-40	80%	Lose 20% which equals 1% of total aid
		25-32	60%	Lose 40% which equals 2% of total aid
		17-24	40%	Lose 60% which equals 3% of total aid
		9-16	20%	Lose 80% which equals 4% of total aid
		0-8	0%	Lose 100% which equals 5% of total aid