

ORDINANCE NO. 13-30
(Amended at 10/10/13 Council Meeting)

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXV,
ZONING AND LAND DEVELOPMENT, OF THE REVISED GENERAL
ORDINANCES OF THE CITY OF OCEAN CITY REGULATING ZONING
FLOOD ELEVATION IN X FLOOD ZONES**

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 (2) feet above Base Flood Elevation, whichever is lower, except that:

Zoning Flood Elevation may be up to three (3) feet above *Finished Grade* within FEMA "A Zones" where *Base Flood Elevation* is less than two (2) feet 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 (45) feet wide where the lowest habitable floor is above the garage, the elevation of the lowest floor shall be nine (9) feet 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 (2) feet 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.

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 All ordinances or portions thereof inconsistent with this Ordinance are repealed to the extent of such inconsistency.

SECTION 3.

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 held on the 12th day of **September, 2013** and was taken up for second reading on the 10th day of **October, 2013** where it was amended at the table and reconsidered as first reading, and will be taken up for a second reading and final passage at a meeting of said Council held on the 21st day of **November, 2013** in Council Chambers, Ocean City, New Jersey, at 7:00 o'clock in the evening.

Linda P. MacIntyre, City Clerk

GARY R. GRIFFITH, ESQUIRE
GRIFFITH and CARLUCCI, P.C.
801 Asbury Avenue - Suite 200
Ocean City, New Jersey 08228
(609) 399-6900
Attorneys for the Ocean City Planning Board

OCEAN CITY PLANNING BOARD

RESOLUTION

1. As required by the Municipal Land Use Law, N.J.S. 40:55D-1 *et seq.*, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-30 (as amended) for consistency with the Ocean City Master Plan.

2. On November 6, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-30 (as amended) for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-30 Master Plan Consistency Report ["Ordinance No.13-30 Master Plan Consistency Report"] a true copy of which is attached hereto as Exhibit "A" and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. ["Planner"] prepared the Ordinance No.13-30 Master Plan Consistency Report on October 23, 2013 and was present at the public hearing on November 6, 2013. The Planner presented the Ordinance No.13-30 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-30 Master Plan Consistency Report are incorporated by this reference as if specifically set forth herein at length. During his

presentation, Mr. Scheule reviewed Ordinance No. 13-30 (as amended) and the Ordinance No.13-30 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-30 (as amended) and the Ordinance No.13-30 Master Plan Consistency Report.

3. No members of the public testified or offered comments at the time of public hearing on the Ordinance No.13-30 Master Plan Consistency Report on November 6, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on November 6, 2013 that the Ordinance No.13-30 Master Plan Consistency Report attached hereto as Exhibit "A" is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-30 Master Plan Consistency Report, Ordinance No. 13-30 (as amended) is consistent with the Ocean City Master Plan.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member Adams and seconded by Ocean City Planning Board Member McClellan on November 6, 2013 ["Adams Motion"]. The vote on the Adams Motion was six (6) in favor of and zero (0) against with Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, McMahon, and Loeper

all voting in the affirmative.

OCEAN CITY PLANNING BOARD


JOHN LOEPER,
CHAIRPERSON

Dated: November 13, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do hereby certify that the foregoing Resolution was duly adopted at the meeting of the Ocean City Planning Board held on November 6, 2013 and memorialized herein pursuant to N.J.S. 40:55D-10 g. (2) on November 13, 2013.


JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-30
Master Plan Consistency Report

Introduction - Ordinance 13-30 - "An Ordinance Amending and Supplementing Chapter XXV Zoning and Land Development of the Revised General Ordinances of the City of Ocean City Regulating Zoning Flood Elevation in X Flood Zones" was introduced and adopted on first reading by City Council on September 12, 2013; found by the Planning Board to be consistent with the Master Plan on September 25, 2013; and amended at the October 10, 2013 public hearing by City Council.

Amended Ordinance 13-30 has been referred by the City Clerk to the Planning Board via correspondence to the Planning Board Secretary dated October 18, 2013. According to the City Clerk's referral Ordinance 13-30 will be considered by City Council at a public hearing on November 21, 2013.

The "Municipal Land Use Law" provides the Planning Board with thirty-five (35) days from the referral date to prepare, review, adopt and transmit their consistency report regarding Ordinance 13-30 to City Council. NJS 40:55D-26 describes the Planning Board's responsibility regarding the master plan consistency review as follows:

"... the planning board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters as the board deems appropriate."

While formerly only zoning ordinances and amendments thereto were required to be submitted to the planning board, it is now clear from the wording in NJS 40:55D-26 that all "development regulations" adopted and filed pursuant to the Municipal Land Use Law must be referred to the planning board for comment and report. The statute requires that every zoning ordinance must "either be substantially consistent with the land use plan and housing plan of the master plan, or designed to effectuate such plan elements." The "Master Plan" referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and

Ordinance 13-30 (amended 10/10/13)
Master Plan Consistency Report

including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary - Ordinance 13-30 revises the definition of *Zoning Flood Elevation* (ZFE) by adding the following definition. The underlined phrase represents the revision by City Council from the October 10, 2013 meeting.

Zoning Flood Elevation within FEMA "X" Zones shall be two (2) feet above the Base Flood Elevation of the highest adjacent FEMA "A" Zones. 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.

Conclusion - As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.

In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

Ordinance 13-30 proposes a revision to the definition of *Zoning Flood Elevation*. The proposed definition as amended exempts substantial renovation or repair of Key and Contributing structures from the X zone requirement when building height is not changed. When building modifications involve change to building height, the X Zone standard applies. The Zoning Flood Elevation definition specifically addresses the absence of a Base Flood Elevation in "X" Zones as identified in FEMA's Preliminary Work Maps.

Ordinance 13-30 addresses the following Master Plan Goals and Objectives:

- *Promote a desirable visual and physical environment*
- *Encourage the maintenance and rehabilitation of historic buildings and sites*

For the reasons cited herein, it is my professional opinion that Ordinance 13-30 as amended is substantially consistent with the Ocean City Master Plan.

Ordinance 13-30 (amended 10/10/13)

Master Plan Consistency Report

A handwritten signature in black ink, reading "Randall E. Scheule". The signature is written in a cursive style with a horizontal line underneath it.

Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

October 23, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

October 18, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Re: Ordinance #13-30 Amended

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-30 entitled, "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development, of the Revised General Ordinances of the City of Ocean City Regulating Zoning Flood Elevation in X Flood Zones (Offered by the Administration).

This ordinance was introduced and adopted on first reading by the City Council on September 12, 2013 and was advertised according to law and scheduled to have second reading and public hearing at the October 10, 2013 where it was amended at the table and reconsidered as a first reading.

This amended ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 at the regular council meeting. Kindly present this amended ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9323.

Sincerely,


Linda P. MacIntyre
City Clerk

c:/wenc: Mayor Jay Gillian
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

GARY R. GRIFFITH, ESQUIRE
GRIFFITH and CARLUCCI, P.C.
801 Asbury Avenue - Suite 200
Ocean City, New Jersey 08228
(609) 399-6900
Attorneys for the Ocean City Planning Board

OCEAN CITY PLANNING BOARD

RESOLUTION

1. As required by the Municipal Land Use Law, N.J.S. 40:55D-1 *et seq.*, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-30 for consistency with the Ocean City Master Plan.

2. On September 25, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-30 for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-30 Master Plan Consistency Report ["Ordinance No.13-30 Master Plan Consistency Report"] a true copy of which is attached hereto as Exhibit "A" and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. ["Planner"] prepared the Ordinance No.13-30 Master Plan Consistency Report on September 23, 2013 and was present at the public hearing on September 25, 2013. The Planner presented the Ordinance No.13-30 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-30 Master Plan Consistency Report are incorporated by this reference as if specifically set forth herein at

length. During his presentation, Mr. Scheule reviewed Ordinance No. 13-30 and the Ordinance No.13-30 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-30 and the Ordinance No.13-30 Master Plan Consistency Report.

3. No members of the public testified or offered comments at the time of public hearing on the Ordinance No.13-30 Master Plan Consistency Report on September 25, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on September 25, 2013 that the Ordinance No.13-30 Master Plan Consistency Report attached hereto as Exhibit "A" is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-30 Master Plan Consistency Report, Ordinance No. 13-30 is consistent with the Ocean City Master Plan.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member Jones and seconded by Ocean City Planning Board Member McClellan on September 25, 2013 ["Jones Motion"]. The vote on the Jones Motion was eight (8) in favor of and zero (0) against with Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, Jessel, McMahon

Jones, and Loeper all voting in the affirmative.

OCEAN CITY PLANNING BOARD

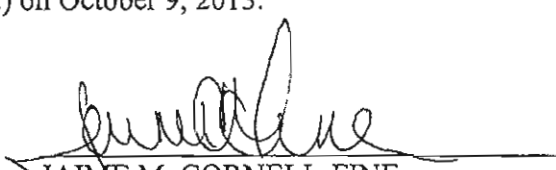


JOHN LOEPER,
CHAIRPERSON

Dated: October 9, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do hereby certify that the foregoing Resolution was duly adopted at the meeting of the Ocean City Planning Board held on September 25, 2013 and memorialized herein pursuant to N.J.S. 40:55D-10 g. (2) on October 9, 2013.



JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-30
Master Plan Consistency Report

Introduction - Ordinance 13-30 - "An Ordinance Amending and Supplementing Chapter XXV Zoning and Land Development of the Revised General Ordinances of the City of Ocean City Regulating Zoning Flood Elevation in X Flood Zones" was introduced and adopted on first reading by City Council on September 12, 2013. According to the September 13, 2013 referral from the City Clerk, Ordinance 13-30 will be advertised according to law and is scheduled to have second reading and public hearing at the October 10, 2013 City Council meeting.

The "Municipal Land Use Law" provides the Planning Board with thirty-five (35) days from the referral date to prepare, review, adopt and transmit their consistency report regarding Ordinance 13-30 to City Council. NJS 40:55D-26 describes the Planning Board's responsibility regarding the master plan consistency review as follows:

"... the planning board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters as the board deems appropriate."

While formerly only zoning ordinances and amendments thereto were required to be submitted to the planning board, it is now clear from the wording in NJS 40:55D-26 that all "development regulations" adopted and filed pursuant to the Municipal Land Use Law must be referred to the planning board for comment and report. The statute requires that every zoning ordinance must "either be substantially consistent with the land use plan and housing plan of the master plan, or designed to effectuate such plan elements." The "Master Plan" referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary - Ordinance 13-30 revises the definition of *Zoning Flood Elevation* (ZFE) by adding the following clarification:

Zoning Flood Elevation within FEMA "X" Zones shall be two (2) feet above the Base Flood Elevation of the highest adjacent FEMA "A" Zones.

Summary and Findings - As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.


In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

Ordinance 13-30 proposes a revision to the definition of *Zoning Flood Elevation*. The proposed definition specifically addresses the absence of a Base Flood Elevation in "X" Zones as identified in FEMA's Preliminary Work Maps. FEMA describes X Zones as a Non-Special Flood Hazard Area that is in a moderate-to-low risk flood zone, and is not in any immediate danger from flooding caused by overflowing rivers or hard rains. However, structures within a NSFHA are still at risk and historically, according to FEMA, one-in-five claims come from these moderate-to-low risk areas.

Ordinance 13-30 addresses the following goals from the Ocean City Master Plan:

- *encourage the coordination of regulations and activities influencing development*
- *secure safety from floods*

For the reasons cited herein, it is my professional opinion that Ordinance 13-30 is substantially consistent with the Ocean City Master Plan.



Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

September 23, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

September 13, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-30 entitled, "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development, of the Revised General Ordinances of the City of Ocean City Regulating Zoning Flood Elevation in X Flood Zones (Offered by the Administration).

This ordinance was introduced and adopted on first reading by the City Council on September 12, 2013.

This ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the October 10, 2013 regular council meeting. Kindly present this ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9323.

Sincerely,

Linda P. MacIntyre
City Clerk

c:/wenc: Mayor Jay Gillian
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

ORDINANCE #13-31

AN ORDINANCE REPLACING AND SUPERSEDING CHAPTER XXI, FLOOD DAMAGE PREVENTION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF OCEAN CITY, NEW JERSEY

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

SECTION 21-1

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

21-1.1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has, in N.J.S.A. 40:48-1~~et seq.~~, delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the City Council of the City of Ocean City of Cape May County, New Jersey does ordain as follows:

21-1.2 FINDINGS OF FACT

- [1] The flood hazard areas of the City of Ocean City are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
- [2] These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

21-1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- [1] Protect human life and health;
- [2] Minimize expenditure of public money for costly flood control projects;
- [3] Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- [4] Minimize prolonged business interruptions;
- [5] Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- [6] Help maintain a stable tax base by providing for the second use and development of areas of special flood hazard so as to minimize future flood blight areas;
- [7] Ensure that potential buyers are notified that property is in an area of special flood hazard; and
- [8] Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

21-1.4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- [1] Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- [2] Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- [3] Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- [4] Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- [5] Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

SECTION 21-2 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

“A Zone” “V Zone” – Area of special flood hazards.

Advisory Base Flood Elevation (ABFE) — The elevation shown on a community's Advisory Flood Hazard Map that indicates the advisory stillwater elevation plus wave effect (ABFE = SWEL + wave effect) resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Advisory Flood Hazard Area (AFHA) — The land in the floodplain within a community subject to flooding from the 1% annual chance event depicted on the Advisory Flood Hazard Map.

Advisory Flood Hazard Map — The official map on which the Federal Emergency Management Administration has delineated the areas of advisory flood hazards applicable to the community.

Anchorage – The mechanism by which the structural systems of all buildings or structures are designed, connected and anchored to prevent flotation, collapse or permanent lateral movement due to structural loads and stresses from flooding.

Appeal — A request for a review of the Construction Code Official's interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO, AH, or VO zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard — The land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year.

Base Flood — The flood having a one percent chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Beaches – Gently sloping unvegetated areas of sand that extend landward from the mean high waterline to either:

- a. The vegetation line;
- b. A manmade feature generally parallel to the ocean, inlet or bay waters, such as a retaining structure, sea wall, bulkhead, road or boardwalk, except that sand areas that extend fully under or landward of an elevated boardwalk are considered to be beach; or
- c. The seaward or byward foot of dunes, whichever is closer to the bay, inlet or ocean waters.

Best Available Flood Hazard Data — The most recent available flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps or Preliminary FIS and FIRM.

Best Available Flood Hazard Data Elevation — The most recent available flood elevation FEMA has provided. The Best Available Flood Hazard Data Elevation may be depicted on an Advisory Flood Hazard Area Map; Work Map; or Preliminary FIS and FIRM.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Coastal High Hazard Area — An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources.

Development — Any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Dune Vegetation — Vegetative species which normally grow or may be placed on the slopes of dunes or behind them, with no distinction being made as to how such plants are introduced into their location. These species include, but are not limited to, beachgrass (*Ammophila breviligulata*), dusty miller (*Artemisia stelleriana*), sea rocket (*Cakile edentula*), seaside goldenrod (*Solidago sempervirens*), bayberry (*Myrica pensylvanica*), beach pea (*Lathyrus japonicus*), salt spray rose (*Rosa rugosa*) or seaside spurge (*Euphorbia polygonifolia*).

Elevated Building — A non-basement building (i) built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor or, in the case of a building in a Coastal High-Hazard Area, to have the bottom of the lowest horizontal structural member of the elevated floor, elevated above the base flood elevation by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters. In Areas of Coastal High Hazard "elevated buildings" also includes a building otherwise meeting the definition of "elevated building" even though the lower area is enclosed by means of breakaway walls.

Erosion — The process of the gradual wearing away of land masses.

Erosion Hazard Areas — Are shoreline areas that are eroding and/or have a history of erosion, causing them to be highly susceptible to further erosion and damage from storms.

1. Erosion hazard areas may be identified by any one of the following characteristics:
 - (a) Lack of beaches;
 - (b) Lack of beaches at high tide;
 - (c) Narrow beaches;
 - (d) High beach mobility;
 - (e) Foreshore extended under a boardwalk;
 - (f) Low dunes or no dunes;
 - (g) Escarped foredune;
 - (h) Gaps in dune fields;
 - (i) Steep beach slopes;
 - (j) Cluffed bluffs adjacent to beach;
 - (k) Insufficient dune or bluff vegetation;
 - (l) Exposed, damaged or breached jetties, groins or seawalls;
 - (m) High long-term erosion rates; or
 - (n) Pronounced downdrift effects of groins (jetties).
2. Erosion hazard areas extend inland to the limit of the area likely to be eroded in less than fifty (50) years, including developed and undeveloped areas. The distance is measured from the most seaward, established dune crest for unvegetated dune areas, the first vegetation line from the water for established vegetated dune areas, or the landward edge of a beach of the eight (8') foot (NGVD) contour line, whichever is farther inland, for non-dune areas. An established unvegetated dune is a dune that has been in place for at least two (2) winter seasons, or has been constructed with the approval of the Department. An established vegetated dune is a dune with an existing vegetative cover which has been growing on site for at least two (2) growing seasons.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- [1] The overflow of inland or tidal waters and/or
- [2] The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodway — The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

Historic Structure — Any structure that is:

- [a] Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- [b] Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- [c] Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- [d] Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

Lowest Floor — The lowest floor of the lowest enclosed area [including basement]. An unfinished or flood resistant enclosure, useable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

Mean Sea Level — The average height of the sea for all stages of the tide.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Primary Frontal Dune — A continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves from coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from the relatively steep slope to a relatively mild slope.

Recreational Vehicle — A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Sand Dunes — Systems or formations of drifting windblown materials, usually sand, which are upland of the beach and oriented roughly parallel to the shoreline. These formations may be natural or of human origin and are usually stabilized with natural vegetation. The term "Dune" includes all areas between the inland limits of the dry sandy beach and the foot of the most inland slope. Dunes including the following subcategories:

- a. Primary frontal dune — a contiguous or nearly contiguous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves during major coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from a relatively steep slope to a relatively minor slope.
- b. Primary backdunes and secondary and tertiary dunes — the backslope of the foredune and extend from the dune ridges immediately landward of the foredune to the inland toe of the most inland slope.
- c. Migrating dunes — dunes which have changed location through the course of time.
- d. Artificial dunes — accumulation of sediment in dune from which have been built by any non-natural process such as bulldozing, or sand fencing.
- e. Stabilized dunes — dunes maintained in a fixed location by artificial means.
- f. Dune fields — include but are not limited to any combination of dune types previously defined.

Sand Fence — A picket type (snow fence) or other barricade type established in a line or a pattern to accumulate sand and aid in the formation of a dune.

Start of Construction — For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed fifty (50%) percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure within a 5-year period, the cost of which equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- [1] Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- [2] Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

SECTION 21-3 GENERAL PROVISIONS

21-3.1 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the City of Ocean City, Cape May County, New Jersey.

21-3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the City of Ocean City, Community No. 345310 are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study for the City of Ocean City" dated March 5, 1984.
- b) Flood Insurance Rate Maps and Flood Boundary Maps dated September 5, 1984 and any revision thereto.
- c) ~~Advisory Base Flood Elevations and Advisory Flood Hazard Maps dated December 14, 2012. These documents shall take precedence over previous panels and FIS in construction and development regulations only. Where the Special Flood Hazard Area (SFHA) and the Advisory Flood Hazard Area (AFHA) maps conflict or overlap, whichever imposes the more stringent requirement shall prevail.~~

Best Available Flood Hazard Data. These documents shall take precedence over effective panels and FIS in construction and development regulations only. Where the effective mapping or Base Flood Elevation conflict or overlap with the Best Available Flood Hazard Data, whichever imposes the more stringent requirement shall prevail.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study, maps and advisory documents are on file at 115 12th Street, Ocean City, New Jersey.

21-3.3 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500 or imprisoned for not more than 90 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Additionally, any person convicted of violating this ordinance by the alteration, damage or destruction of any sand dune shall be required to reimburse the City of Ocean City for the full cost of restoration of the affected beach and/or sand dune to its original condition prior to violation of this ordinance. If the violation of this ordinance is of a continuing nature, each day in which said violation continues shall be considered a separate offense. Nothing herein contained shall prevent the City of Ocean City from taking such other lawful action as is necessary to prevent or remedy any violation.

21-3.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

21-3.5 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- [1] Considered as minimum requirements;
- [2] Liberally construed in favor of the public health, safety and welfare and the governing body; and,
- [3] Deemed neither to limit nor repeal any other powers granted under State statutes.

21-3.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural

causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part of the City of Ocean City, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

21-3.7 CREATION AND MAINTENANCE OF A DUNE SYSTEM.

In order to create and maintain a unified dune system, the City hereby adopts as its policy the report of Coastal and Marina Engineering Consultants, Inc. entitled "A Dune Establishment and Maintenance Program for the City of Ocean City, New Jersey" dated June 1, 1988. The creation and maintenance of sand dunes consistent with said report is hereby authorized, notwithstanding the provisions of any Ordinance, including provisions of this Chapter to the contrary. The alteration of any existing sand dunes in order specifically to create and maintain other existing or new dunes is hereby authorized, provided the said alteration will not increase the flood potential of the property behind the sand dune so altered, and further provided that said action is undertaken by appropriate representatives of the City of Ocean City.

SECTION 21-4 ADMINISTRATION

21-4.1 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in SECTION 3.2. Application for a Development Permit shall be made on forms furnished by the Construction Code Official and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- [1] Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- [2] Elevation in relation to mean sea level to which any structure has been floodproofed.
- [3] Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in SECTION 5.2-2; and,
- [4] Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.
- [5] Plans for any walls to be used to enclose space below the base flood level.
- [6] Certifications from licensed professional engineer or architect as required in subsection 4-3.3(3).
- [7] Any other plans certifications, or drawings as may be required by the Construction Code Official.
- [8] Topographic maps of the site to be developed where dunes are or may be found on said site.

21-4.2 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Construction Code Official is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

21-4.3 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Construction Code Official shall include, but not be limited to:

21-4.3-1 PERMIT REVIEW

- [1] Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- [2] Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.
- [3] Review all development permits to determine if the proposed development is located in the floodway. If located in the floodway, assure that the encroachment provisions of 5.3 [1] are met.
- [4] Review all development permits in the coastal high hazard area of the area of special flood hazard to determine if the proposed development alters sand dunes so as to increase potential flood damage.
- [5] Review plans for walls to be used to enclose space below the base flood level in accordance with SECTION 5.4-2 [4].

- (a) Development is prohibited on beaches, except for development that has no prudent or feasible alternative in an area other than a beach, and that will not cause significant adverse long term impacts on the natural functioning of the beach and dune system, either individually or in combination with other existing or proposed structures, land disturbances or activities.
Examples of acceptable activities are:
 - (1) Demolition and removing of paving and structures;
 - (2) Dune creation and related sand fencing and planting of vegetation for dune stabilization;
 - (3) The reconstruction of existing amusement and fishing piers and boardwalks;
 - (4) Temporary recreation structures for public safety as first aid and lifeguard stations;
 - (5) Shore protection structures which meet the use conditions of N.J.A.C. 7:7E-7.11(E); and
 - (6) Linear development which meets the policy on location of linear development pursuant to N.J.A.C. 7:7E-6.1.
- (b) Development is prohibited on dunes, except for development that has no prudent or reasonable alternative in an area other than a dune, and that will not cause significant adverse long term impacts on the natural functioning of the beach and dune system, either individually or in combination with other existing or proposed structures, land disturbances or activities.
Examples of acceptable activities are:
 - (1) Demolition and removal of paving structures;
 - (2) Limited, the designated access ways for pedestrian and authorized motor vehicles between public streets and the beach provided for the minimum feasible interference with the beach and dune system and are oriented so as to provide minimum feasible threat of breaching or overtopping as a result of storm surge or wave run up;
 - (3) Limited stairs, walkways, pathways and boardwalks to permit access across dunes or beaches, provided they cause minimum feasible interference with the beach and dune system;
 - (4) The planting of native vegetation to stabilize dunes;
 - (5) Sand fencing, either a brush type barricade or a picket, to accumulate sand and aid in dune formation;
 - (6) Shore protection structures which meet the conditions of N.J.A.C. 7E-7.11(E);
 - (7) Linear development which meets the policy on location of linear development of N.J.A.C. 7:7E-6.1.
- (c) Development is prohibited in the erosion hazard areas, except for:
 - (1) Linear development which meets the policy on location of linear development of N.J.A.C. 7:70-6.1;
 - (2) Shore protection activities which meet the appropriate coastal engineering use policies of N.J.A.C. 7:7E-7.11.

21-4.3-2 USE OF OTHER BASE FLOOD AND FLOODWAY DATA

When base flood elevation and floodway data has not been provided in accordance with SECTION 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the Construction Code Official shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer SECTIONS 5.2-1, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and 5.2-2, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

21-4.3-3 INFORMATION TO BE OBTAINED AND MAINTAINED

- [1] Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- [2] For all new or substantially improved floodproofed structures:
 - [i] verify and record the actual elevation (in relation to mean sea level); and
 - [ii] maintain the floodproofing certifications required in SECTION 4.1 [3].
- [3] In coastal high hazard areas, certification shall be obtained from a registered professional engineer or architect that the provisions of 5.4-2[1] and 5.4-2[2](i) and (ii) are met.
- [4] Maintain for public inspection all records pertaining to the provisions of this ordinance.

21-4.3-4 ALTERATION OF WATERCOURSES

- [1] Notify adjacent communities and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.

- [2] Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

21-4.3-5 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in section 4.4.

21-4.4 VARIANCE PROCEDURE

21-4.4-1 APPEAL BOARD

- [1] The Flood Damage Prevention Appeal Board is hereby established to hear and decide appeals and requests for variances from the requirements of this ordinance. The Flood Damage Prevention Appeal Board shall consist of seven (7) members appointed by the Mayor with the advice and consent of the governing body. The members shall be citizens of the City of Ocean City. The initial members shall serve for staggered terms as follows:

One (1) member for a term of one (1) year.
Two (2) members for terms of two (2) years.
Two (2) members for terms of three (3) years.
Two (2) members for terms of four (4) years.

Thereafter, each member shall be appointed for a term of four (4) years.

(a) Notice of Applications.

- (1) Applications for appeal of decisions of the Construction Code Official, and applications for variances shall be filed with the secretary to the Appeal Board. The application for appeal shall be filed on forms provided by the Appeal Board. When presenting the application, the applicant shall provide ten (10) copies of any plans, drawings, surveys, reports or other written documents upon which the applicant relied when seeking a development permit.
- (2) Notice of hearing for a variance pursuant to paragraph 4.4-1(2) of this subsection shall be given to the owners of all real property as shown on the current tax duplicates, located within two hundred (200') feet in all directions of the property which is the subject of such hearing; provided that this requirement shall be deemed satisfied by notice to the (1) condominium association, in the case of any unit owner whose unit has a unit above or below it, or (2) horizontal property regime, in the case of any co-owner whose apartment has an apartment above or below it. Notice shall be given by: (1) serving a copy thereof on the property owner as shown on the said current tax duplicate, or his agent in charge of the property, or (2) mailing a copy thereof by certified mail to the property owner at his address as shown on the said current tax duplicate.

Notice to a partnership owner may be made by service upon any partner. Notice to a corporate owner may be made by service upon its president, a vice president, secretary or other person authorized by appointment or by law to accept service on behalf of the corporation. Notice to a condominium association, horizontal property regime, community trust or homeowners' association, because of its ownership of common elements or areas located within two hundred (200') of the property which is the subject of the hearing, may be made in the same manner as to a corporation without further notice to unit owners, co-owners, or homeowners on account of such common elements or areas.

- (3) Upon the written request of an applicant the Tax Assessor of Ocean City shall, within seven (7) days, make and certify a list from said current tax duplicates of names and addresses of owners to whom the applicant is required to give notice pursuant to paragraph 4.4-1[1](a)(2) of this subsection. The applicant shall be entitled to rely upon the information contained in such list, and failure to give notice to any owner not on the list shall not invalidate any hearing or proceeding. A sum not to exceed twenty-five (\$.25) cents per name, or ten (\$10.00) dollars, whichever is greater, may be charged for such list.
- (4) The applicant shall file an affidavit of proof of service with the Appeal Board holding the hearing on a variance.

- (5) Following the receipt of a completed appeal application, the Appeal Board shall meet and consider the applicable within forty-five (45) days.
- (6) Any application for variances from the requirements of this Chapter must first be submitted to and reviewed by the State of New Jersey Department of Environmental Protection, Division of Coastal Resources.

(b) Hearing.

- (1) The Appeal Board shall make the rules governing hearings. Any applications, maps, surveys or other documents filed in connection with an application shall be available for public inspection at least ten (10) days before the date of the hearing, during normal business hours in the office of the Construction Code Official. The applicant may produce other documents, records, or testimony at the hearing to substantiate or clarify or supplement the previously filed maps and documents.
- (2) The officer presiding at the hearing or such person as he may designate shall have power to administer oaths.
- (3) The testimony of all witnesses relating to an application for development shall be taken under oath or affirmation by the presiding officer, and the right of cross-examination shall be permitted to all interested parties through their attorneys, if represented, or directly, if not represented, subject to the discretion of the presiding officer and to reasonable limitations as to time and number of witnesses.
- (4) Technical rules of evidence shall not be applicable to the hearing, but the Appeal Board may exclude irrelevant, immaterial or unduly repetitious evidence.
- (5) The Appeal Board shall provide for the verbatim recording of the proceedings by either stenographer, mechanical or electronic means. The Appeal Board shall furnish a transcript, or duplicate recording in lieu thereof, on request to any interested party at his expense.
- (6) The Appeal Board shall include findings of fact and conclusions based thereon, in each decision on any appeal or variance request. Said findings and conclusions shall be reduced to writing.
 - a. A memorializing resolution shall be adopted at a meeting held not later than forty-five (45) days after the date of the meeting at which the Appeal Board voted to grant or deny approval. Only members of the Appeal Board who voted for the action taken may vote on the memorializing resolution, and the vote of a majority of such members present at the meeting at which the resolution is presented for adoption shall be sufficient to adopt the resolution. If the Appeal Board fails to adopt a resolution or memorializing resolution as hereinabove specified, any interested party may apply to the Superior Court in a summary manner for an order compelling the Appeal Board to reduce its findings and conclusions to writing within a stated time.
- (7) A copy of the decision shall be mailed by the Appeal Board within ten (10) days of the date of decision to the applicant or, if represented, then to his attorney, without separate charge, and to all who request a copy of the decision, for a reasonable fee. A copy of the decision shall also be filed by the Appeal Board in the office of the Construction Code Official. The Construction Code Official shall make a copy of such filed decision available to any interested party for a reasonable fee and available for public inspection at his office during reasonable hours.

(c) Scope of Review.

- (1) The scope of review of any appeal taken to the Appeal Board by an applicant shall be those set forth in the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-70. In hearing and deciding such appeals, the Appeal Board shall consider those factors set forth in subsection 4.3-1 of this Chapter.
- [2] The Flood Damage Prevention Appeal Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the

Construction Code Official in the enforcement or administration of this ordinance; and applications for variances from the requirements of this ordinance.

- [3] Those aggrieved by the decision of the Flood Damage Prevention Appeal Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey by action in lieu of prerogative writ.
- [4] In passing upon such applications, the Flood Damage Prevention Appeal Board, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - (i) the danger that materials may be swept onto other lands to the injury of others;
 - (ii) the danger to life and property due to flooding or erosion damage;
 - (iii) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - (iv) the importance of the services provided by the proposed facility to the community;
 - (v) the necessity to the facility of a waterfront location, where applicable;
 - (vi) the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - (vii) the compatibility of the proposed use with existing and anticipated development;
 - (viii) the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - (ix) the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - (x) the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,
 - (xi) the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- [5] Upon consideration of the factors of SECTION 4.4-1 [4] and the purposes of this ordinance, the Flood Damage Prevention Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- [6] The Construction Code Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

21-4.4-2 CONDITIONS FOR VARIANCES

- [1] Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items (i-xi) in SECTION 4.4-1[4] have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- [2] Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- [3] Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- [4] Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- [5] Variances shall only be issued upon:
 - (i) A showing of good and sufficient cause;
 - (ii) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,
 - (iii) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in SECTION 4.4-1[4], or conflict with existing local laws or ordinances.
- [6] Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

SECTION 21-5 PROVISIONS FOR FLOOD HAZARD REDUCTION

21-5.1 GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required:

21-5.1-1 ANCHORING

- [1] All new construction to be placed or substantially improved and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- [2] All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

21-5.1-2 CONSTRUCTION MATERIALS AND METHODS

- [1] All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- [2] All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

21-5.1-3 UTILITIES

- [1] All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- [2] New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- [3] On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- [4] For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

21-5.1-4 SUBDIVISION PROPOSALS

- [1] All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- [2] All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- [3] All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- [4] Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

21-5.1-5 ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

21-5.2 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in SECTION 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in SECTION 4.3-2, USE OF OTHER BASE FLOOD DATA, the following standards are required:

21-5.2-1 RESIDENTIAL CONSTRUCTION

- [1] ~~In "A Zones" new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated at or above the base flood elevation or advisory base flood elevation whichever is more restrictive, plus two feet;~~
- [2] ~~Require within any AO zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade two feet above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the advisory base flood elevation plus one foot, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.~~
- [1] New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated at or above the base flood elevation (published FIS/FIRM) or the best available flood hazard data elevation, whichever is more restrictive, plus two feet;
- [2] Require within any AO zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade two feet above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the best available flood hazard data elevation plus two feet, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

21-5.2-2 NONRESIDENTIAL CONSTRUCTION

~~In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities:~~

~~Either~~

- [1] ~~Elevated to or above the base flood elevation or advisory base flood elevation whichever is more restrictive, plus one; and~~
- [2] ~~Require within any AO zone on the municipality's DFIRM that all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade one foot above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the advisory base flood elevation plus one foot, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;~~
- ~~or~~
- [3] ~~Be floodproofed so that below the base flood level plus one, or advisory base flood elevation plus one foot, (whichever is more restrictive) the structure is watertight with walls substantially impermeable to the passage of water;~~
- [4] ~~Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,~~
- [5] ~~Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section 4.3-3 [2] [ii].~~

In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities:

either

- [1] Elevated to or above the base flood elevation (published FIS/FIRM) or the best available flood hazard data elevation whichever is more restrictive, plus one foot; and
- [2] Require within any AO zone on the municipality's DFIRM that all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade one foot above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the best available flood hazard data elevation plus one foot, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

- [3] Be floodproofed so that below the base flood level plus one foot, or the best available flood hazard data elevation plus one foot, (whichever is more restrictive), the structure is watertight with walls substantially impermeable to the passage of water;
- [4] Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,
- [5] Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section 4.3-3 [2] [ii].

21-5.2-3 MANUFACTURED HOMES

- ~~[1] Manufactured homes shall be anchored in accordance with SECTION 5.1-1 [2].~~
- ~~[2] All manufactured homes to be placed or substantially improved within an area of special flood hazard shall be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation or advisory base flood elevation, plus one foot (whichever is more restrictive).~~

- [1] Manufactured homes shall be anchored in accordance with SECTION 5.1-1 [2].
- [2] All manufactured homes to be placed or substantially improved within an area of special flood hazard shall be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation (published FIS/FIRM) or the best available flood hazard data elevation, plus two foot (whichever is more restrictive).

21-5.3 FLOODWAYS

Located within areas of special flood hazard established in section 3.2 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

- [1] Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- [2] If section 5.3[1] is satisfied, all new construction and substantial improvements must comply with section 5.0 PROVISIONS FOR FLOOD HAZARD REDUCTION.
- [3] In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the cumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

21-5.4 COASTAL HIGH HAZARD AREA

Coastal high hazard areas (V or VE Zones) are located within the areas of special flood hazard established in SECTION 3.2. These areas have special flood hazards associated with high velocity waters from tidal surges and hurricane wave wash; therefore, the following provisions shall apply:

21-5.4-1 LOCATION OF STRUCTURES

- [1] All buildings or structures shall be located landward of the reach of the mean high tide.
- [2] The placement of manufactured homes shall be prohibited, except in an existing manufactured home park or manufactured home subdivision.

21-5.4-2 CONSTRUCTION METHODS

~~[1] ELEVATION~~

~~All new construction and substantial improvements shall be elevated on piling or columns so that:~~

- ~~(i) The bottom of the lowest horizontal structural member of the lowest floor (excluding the piling or columns) is elevated to or above the base flood elevation, advisory base flood elevation or as required by the Uniform Construction Code (NJAC 5:23), whichever is more restrictive, and,~~
- ~~(ii) with all space below the lowest floor's supporting member open so as not to impede the flow of water, except for breakaway walls as provided or in SECTION 5.4-2 [4].~~

[1] ELEVATION

All new construction and substantial improvements shall be elevated on piling or columns so that:

- (i) The bottom of the lowest horizontal structural member of the lowest floor (excluding the piling or columns) is elevated to or above the base flood elevation (published FIS/FIRM), the best available flood hazard data elevation or as required by the Uniform Construction Code (NJAC 5:23), whichever is more restrictive,

and,

- (ii) with all space below the lowest floor's supporting member open so as not to impede the flow of water, except for breakaway walls as provided or in SECTION 5.4-2 [4].

[2] STRUCTURAL SUPPORT

- (i) All new construction and substantial improvements shall be securely anchored on piling or columns.
- (ii) The pile or column foundation and structure attached thereto shall be anchored to resist flotation, collapse or lateral movement due to the effects of wind and water loading values each of which shall have a one percent chance of being equaled or exceeded in any given year (100-year mean recurrence interval).
- (iii) There shall be no fill used for structural support.

[3] CERTIFICATION

A registered professional engineer or architect shall develop or review the structural design specifications and plans for the construction and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for compliance with the provisions of SECTION 5.4-2 [1] and 5.4-2 [2] (i) and (ii).

[4] SPACE BELOW THE LOWEST FLOOR

- (i) Any alteration, repair, reconstruction or improvement to a structure started after the enactment of this ordinance shall not enclose the space below the lowest floor unless breakaway walls, open wood lattice-work or insect screening are used as provided for in this section.
- (ii) Breakaway walls, open wood lattice-work or insect screening shall be allowed below the base flood elevation provided that they are intended to collapse under wind and water loads without causing collapse, displacement or other structural damage to the elevated portion of the building or supporting foundation system. Breakaway walls shall be designed for a safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Use of breakaway walls which exceed a design safe loading of 20 pounds per square foot (either by design or when so required by local or State codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions.
 - (a) breakaway wall collapse shall result from a water load less than that which would occur during the base flood and,
 - (b) the elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement or other structural damage due to the effects of wind and water load acting simultaneously on all building components (structural and non-structural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local building standards.
- (iii) If breakaway walls are utilized, such enclosed space shall be used solely for parking of vehicles, building access, or storage and not for human habitation.
- (iv) Prior to construction, plans for any breakaway wall must be submitted to the Construction Code Official or Building Sub-Code Official for approval.

21-5.4-3 SAND DUNES

It shall be unlawful for any person to alter, damage, destroy, disfigure, or walk upon any sand dune as well as for any person to operate, or permit to be operated upon any sand dune any vehicle or construction equipment, without first obtaining the approval of the Construction Code Official. Where a development permit is approved under this Chapter, the Construction Official shall establish standards under which the applicable, or any of his agents or employees may take any action to alter, damage, destroy, disfigure, or walk upon, or permit any vehicles or construction equipment to be operated upon any sand dune on the subject property or adjoining property. In granting such permission, and establishing such

standards the Construction Official shall seek to achieve the purpose and intent of this Chapter, which is not to increase the potential flood damage.

Alternation, removal, cutting or burning of any dune vegetation, sand fence or such other types of dune stabilization devices is prohibited without the prior written approval of the Construction Code Official.

SECTION 21-6 REPEALER, SEVERABILITY CLAUSE AND EFFECTIVE DATE.

21-6.1 REPEALER

Any and all Ordinances inconsistent herewith are hereby repealed to the extent of their inconsistency.

21-6.2 SEVERABILITY CLAUSE

Should any section or portion of this Chapter be declared illegal or unconstitutional by a Court of competent jurisdiction, said section or portion of this Chapter shall be deleted and the remainder of the Chapter shall to the extent possible remain in full force and effect.

21-6.3 EFFECTIVE DATE

This Chapter 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 **26th** day of **September, 2013**, and was taken up for a second reading and final passage at a meeting of said Council held on the **22nd** day of **October, 2013**, in Council Chambers, Ocean City, New Jersey, at **7:00 o'clock** in the evening.

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: September 19, 2013
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Amendment of Flood Damage Prevention Ordinance

Attached is the proposed form of ordinance regarding Ocean City's Flood Damage Prevention Ordinance.

You will recall that Council considered Ordinance #13-10, a new Flood Damage Prevention Ordinance, on first reading on April 11, 2013, and passed it on second reading at the City Council meeting of April 25, 2013. Council then considered revisions to that ordinance in the form of Ordinance #13-28 at the most recent Council meeting of September 12, 2013.

The ordinance attached hereto is a combination of Ordinance #13-10 and #13-28.

I have recommended that a new ordinance, combining these two, be brought forward so that it can be referred to the Planning Board for a consistency review. This was not done in the case of Ordinance 13-10. In retrospect, although it is arguable that a consistency review is not required for this ordinance since it is not being adopted pursuant to the Municipal Land Use Law, it is equally arguable that this is a "development regulation" and should be reviewed by the Planning Board. It is my opinion that the ambiguity as to whether Planning Board review is required should be resolved in favor of such a review.

In the attached form of ordinance, the un-highlighted language and the stricken language is the language adopted by Council as Ordinance #13-10. The language highlighted in yellow is the language proposed to be revised/added by Ordinance #13-28. The Administration is recommending the revisions included in Ordinance #13-28 (and highlighted in the attached ordinance) in reaction to the introduction of the Preliminary Work Maps which set forth "the best available data" and which supersede the ABFE maps referenced in our current ordinance. "The best available data" is a new term being used by FEMA with respect to the latest maps, which now supersede the Advisory Base Elevation Maps. This term will refer to any subsequent maps issued by FEMA and those maps will supersede the current maps upon issuance. These revisions have been recommended by the New Jersey National Flood Insurance Program Coordinator.

Ocean City's requirement to build to BFE+2 for residential construction is incorporated into the revisions, as it was in the most recent version of our Flood Damage Prevention Ordinance.



GARY R. GRIFFITH, ESQUIRE
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801 Asbury Avenue - Suite 200
Ocean City, New Jersey 08228
(609) 399-6900
Attorneys for the Ocean City Planning Board

OCEAN CITY PLANNING BOARD

RESOLUTION

1. As required by the Municipal Land Use Law, N.J.S. 40:55D-1 *et seq.*, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-31 for consistency with the Ocean City Master Plan.

2. On October 9, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-31 for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-31 Master Plan Consistency Report ["Ordinance No.13-31 Master Plan Consistency Report"] a true copy of which is attached hereto as Exhibit "A" and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. ["Planner"] prepared the Ordinance No.13-31 Master Plan Consistency Report on October 1, 2013 and was present at the public hearing on October 9, 2013. The Planner presented the Ordinance No.13-31 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-31 Master Plan Consistency Report are incorporated by this reference as if specifically set forth herein at length. During his

presentation, Mr. Scheule reviewed Ordinance No. 13-31 and the Ordinance No.13-31 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-31 and the Ordinance No.13-31 Master Plan Consistency Report.

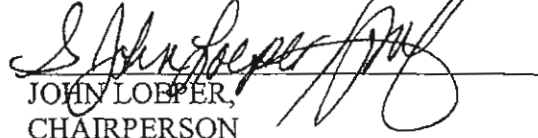
3. No members of the public testified or offered comments at the time of public hearing on the Ordinance No.13-31 Master Plan Consistency Report on October 9, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on October 9, 2013 that the Ordinance No.13-31 Master Plan Consistency Report attached hereto as Exhibit "A" is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-31 Master Plan Consistency Report, Ordinance No. 13-31 is consistent with the Ocean City Master Plan.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member Shuster and seconded by Ocean City Planning Board Member Sheppard on October 9, 2013 ["Shuster Motion"]. The vote on the Shuster Motion was seven (7) in favor of and zero (0) against with Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, Shuster, Jones, and Loeper all voting in the affirmative.


OCEAN CITY PLANNING BOARD


JOHN LOEPER,
CHAIRPERSON

Dated: November 6, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do hereby certify that the foregoing Resolution was duly adopted at the meeting of the Ocean City Planning Board held on October 9, 2013 and memorialized herein pursuant to N.J.S. 40:55D-10 g. (2) on November 6, 2013.


JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-31
Master Plan Consistency Report

Introduction – Ordinance 13-31 – “An Ordinance Replacing and Superseding Chapter XXI Flood Damage Prevention of the Revised General Ordinances of the City of Ocean City” was introduced and adopted on first reading by City Council on September 26, 2013. According to the September 26, 2013 referral from the City Clerk, Ordinance 13-31 will be advertised according to law and is scheduled to have second reading and public hearing at the October 22, 2013 City Council meeting.

The “Municipal Land Use Law” provides the Planning Board with thirty-five (35) days from the referral date to prepare, review, adopt and transmit their consistency report regarding Ordinance 13-31 to City Council. NJS 40:55D-26 describes the Planning Board’s responsibility regarding the master plan consistency review as follows:

“... the planning board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters as the board deems appropriate.”

While formerly only zoning ordinances and amendments thereto were required to be submitted to the planning board, it is now clear from the wording in NJS 40:55D-26 that all “development regulations” adopted and filed pursuant to the Municipal Land Use Law must be referred to the planning board for comment and report. The statute requires that every zoning ordinance must “either be substantially consistent with the land use plan and housing plan of the master plan, or designed to effectuate such plan elements.” The “Master Plan” referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary - Ordinance 13-31 replaces and supersedes the Flood Damage Prevention ordinance (Chapter XXI). The Flood Damage Prevention ordinance was revised by Ordinance 13-10 in to address the changes associated with FEMA's Advisory Base Flood Elevation (ABFE) maps. The primary changes proposed by Ordinance 13-31 are in response to FEMA's Preliminary Work Maps and "the best available data." "The best available data" is a new term from FEMA associated with the latest maps, which now supersede the ABFE maps. This term will refer to any subsequent maps issued by FEMA and those maps will supersede the current maps upon issuance. The requirement for residential construction to elevate the first floor to BFE+2 is incorporated into this Ordinance.

Summary and Findings - As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.

In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

Ordinance 13-31 proposes revisions to the Flood Damage Prevention ordinance (Chapter XXI). These revisions are primarily in response to FEMA's issuance of the Preliminary Work Maps, and include the new term "the best available data."

The Ocean City Master Plan recognizes the need to limit development in flood-prone areas, and to regulate construction to reduce damage from coastal storms and flood events. Ordinance 13-31 addresses the following goals from the Ocean City Master Plan:

- *To encourage municipal action which will guide the long range appropriate use and development of lands within the City of Ocean City in a manner which will promote the public health, safety, and general welfare of present and future residents.*
- *To secure safety from fire, flood, panic and other natural and man-made disasters.*
- *To encourage the coordination of regulations and activities which influence development with a goal of producing efficient uses of land with appropriate development types and scale.*

Ordinance 13-31

Master Plan Consistency Report

For the reasons cited herein, it is my professional opinion that Ordinance 13-31 is substantially consistent with the Ocean City Master Plan.

A handwritten signature in cursive script, reading "Randall Scheule". The signature is written in dark ink and is positioned above a horizontal line.

Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

October 1, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

September 26, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-31 entitled, "An Ordinance Replacing and Superseding Chapter XXI, Flood Damage Prevention, of the Revised General Ordinances of the City of Ocean City, New Jersey.

This ordinance was introduced and adopted on first reading by the City Council on September 26, 2013.

This ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the October 22, 2013 regular council meeting. Kindly present this ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9323.

Sincerely,

Linda P. MacIntyre
City Clerk

Enclosure

c: Jay Gillian, Mayor
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

ORDINANCE NO. 13-32

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXV, ZONING AND LAND DEVELOPMENT OF THE REVISED ORDINANCES OF THE CITY OF OCEAN CITY (Retaining walls; R-1 and R-2 Corner lots Fronting on Boardwalk)

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 25-1700.8.9 (e), “Lot Grading” 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:

Retaining walls installed in slope control areas shall be constructed of reinforced concrete, other reinforced masonry or of other construction materials acceptable to the Planning Board Engineer and detailed on the final plat to carry all earth pressures, including any surcharges. The height of retaining walls shall not exceed **one-half (1/2)** of the horizontal distance from the foundation wall of any building **on the subject property** to the face of the retaining wall, **not to exceed thirty (30) inches measured from grade on the adjacent property**. Should the City adopt, subsequently to this Ordinance, standard details for such construction, the same shall govern.

Section 2

Section 25-1700.14.1, “Fences and Hedges, Height Requirements” 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:

k. Retaining walls installed in slope control areas shall be constructed of reinforced concrete, other reinforced masonry or of other construction materials acceptable to the Planning Board Engineer and detailed on the final plat to carry all earth pressures, including any surcharges. The height of retaining walls shall not exceed one-half (1/2) of the horizontal distance from the foundation wall of any building on the subject property to the face of the retaining wall, not to exceed thirty (30) inches measured from grade on the adjacent property. Should the City adopt, subsequently to this Ordinance, standard details for such construction, the same shall govern.

Section 3

Section 25-300.1(a)(3), “Encroachments in Front Yards, Rear Yards and Side Yards” 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:

(q) Retaining walls built in accordance with Section 25-1700.8.9(e). and 14.1.

Section 4

Section 25-107, “Definitions” of the Revised General Ordinances of the City of Ocean City is amended as follows:

Impervious Surface shall mean any natural or manmade surface that does not permit the infiltration of water, including all principal and accessory buildings, decks, porches, swimming pools, driveways, sidewalks, patios and parking areas, constructed of gravel, crushed stone or crushed shells, pavers, asphalt or concrete, areas underlain with plastic sheeting, and other materials determined by the City Engineer. Permeable landscaped areas in a natural state, vegetated, mulched or landscaped with stone such as river rock over a porous weed barrier, shall not be counted as impervious surface. **Impervious Surface does not include retaining walls eight (8) inches or fewer in width below cap width.**

Impervious Surface (as applied to all single-family detached dwelling units in the Gardens R-1 Neighborhood Zones) shall mean any natural or manmade surface that does not permit the infiltration of water, including all principal and accessory buildings, decks at the same and below the elevation of the first finished floor in the rear yard of waterfront lots, porches, swimming pools, driveways, sidewalks, patios and parking areas, constructed of gravel, crushed stone or crushed shells, pavers, asphalt or concrete, areas underlain with plastic sheeting, and other materials determined by the City Engineer. Permeable landscaped areas in a natural state, vegetated, mulched or landscaped with stone such as river rock over a porous weed barrier, shall not be counted as impervious surface. **Impervious Surface does not include retaining walls eight (8) inches or fewer in width below cap width.**

Section 5

Section 25-204.1.5, “Non-Discrete Residential R-1 Zones—Schedule of District Regulations” of the Revised General Ordinances of the City of Ocean City is amended to add the following footnote to the column for “Minimum Lot Area (Square Feet)” and to the column for “Minimum Lot Width and Lot Frontage:

(9) For lots with Boardwalk frontage, the minimum Lot Area, Lot Width and Lot Frontage for corner lots shall be the same as for interior lots.

Section 25-204.2.5, “Non-Discrete Residential R-2 Zones—Schedule of District Regulations” of the Revised General Ordinances of the City of Ocean City is amended to add the following footnote to the column for “Minimum Lot Area (Square Feet)” and to the column for “Minimum Lot Width and Lot Frontage:

(9) For lots with Boardwalk frontage, the minimum Lot Area, Lot Width and Lot Frontage for corner lots shall be the same as for interior lots.

Section 6

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

Section 7

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 **10th** day of **October, 2013**, and was taken up for a second reading and final passage at a meeting of said Council held on the **21st** day of **November**, in Council Chambers, Ocean City, New Jersey, at 7:00 o'clock in the evening.

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: October 7, 2013
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Residential Mechanical Ordinance: Retaining Walls and R-1 and R-2 Corner Lots on Boardwalk

The Administration is recommending a revision and clarification of the requirements for the construction of retaining walls.

Sections 1 and 2 would change the permitted height of retaining walls from one-third (1/3) to one-half (1/2) of the horizontal distance from the foundation wall of the building on the subject property to the face of the retaining wall, but no higher than thirty (30) inches.

Section 3 would permit retaining walls within the rear yard setback. This would enable an owner to have a conforming retaining wall run all the way to the rear property line.

Section 4 clarifies the long-standing practice of not including retaining walls in the impervious surface coverage calculation.

In Section 5, the proposed language would eliminate the requirement that corner lots which front on the Boardwalk in the R-1 and R-2 zones be 10 feet wider than interior lots.

In the non-discrete zones, many, if not most, of the City is laid out with corner lots which are 10 feet wider than the interior lots in the same half-block. The zoning ordinance recognizes this pattern and requires the corner lots in R-1 and R-2 non-discrete zones to be larger.

However, this pattern is not evident in the area between 16th Street and 23rd Street along the Boardwalk.

This section of the ordinance would recognize that nearly all of the existing corner lots in this area are the same size as the interior lots in the same half block, and eliminate the need for a variance to redevelop these corner properties.



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(609) 399-6900
Attorneys for the Ocean City Planning Board

OCEAN CITY PLANNING BOARD

RESOLUTION

1. As required by the Municipal Land Use Law, N.J.S. 40:55D-1 *et seq.*, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-32 for consistency with the Ocean City Master Plan.

2. On November 6, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-32 for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-32 Master Plan Consistency Report ["Ordinance No.13-32 Master Plan Consistency Report"] a true copy of which is attached hereto as Exhibit "A" and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. ["Planner"] prepared the Ordinance No.13-32 Master Plan Consistency Report on October 23, 2013 and was present at the public hearing on November 6, 2013. The Planner presented the Ordinance No.13-32 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-32 Master Plan Consistency Report are incorporated by this reference as if specifically set forth herein at length. During his

presentation, Mr. Scheule reviewed Ordinance No. 13-32 and the Ordinance No.13-32 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-32 and the Ordinance No.13-32 Master Plan Consistency Report.

3. One member of the public testified and offered comments at the time of public hearing on the Ordinance No.13-32 Master Plan Consistency Report on November 6, 2013 as follows: *Joseph Corvasce, 4839 Central Avenue.*

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on November 6, 2013 that the Ordinance No.13-32 Master Plan Consistency Report attached hereto as Exhibit "A" is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-32 Master Plan Consistency Report, Ordinance No. 13-32 is consistent with the Ocean City Master Plan.
2. The Ocean City Planning Board recommends that Ordinance 13-32 be revised prior to adoption by City Council for the City of Ocean City to specifically include the Planner's recommendations 1. and 2. set forth on page 3 of the Ordinance No.13-32 Master Plan Consistency Report.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member McMahon and seconded by Ocean City Planning Board Member McClellan on November 6, 2013 ["McMahon Motion"]. The vote on the McMahon Motion was six (6) in favor of and zero (0) against with

Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, McMahon, and Loeper all voting in the affirmative.

OCEAN CITY PLANNING BOARD


JOHN LOEPER
CHAIRPERSON

Dated: November 13, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do hereby certify that the foregoing Resolution was duly adopted at the meeting of the Ocean City Planning Board held on November 6, 2013 and memorialized herein pursuant to N.J.S. 40:55D-10 g. (2) on November 13, 2013.


JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-32
Master Plan Consistency Report

Introduction -

Ordinance 13-32 - "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised General Ordinances of the City of Ocean City (Retaining Walls; R-1 and R-2 Corner Lots Fronting the Boardwalk)" was introduced and adopted on first reading by City Council on October 10, 2013. According to the October 16, 2013 referral from the City Clerk, Ordinance 13-32 will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 City Council meeting.

The "Municipal Land Use Law" provides the Planning Board with thirty-five (35) days from the referral date to prepare, review, adopt and transmit their consistency report regarding Ordinance 13-32 to City Council. NJS 40:55D-26 describes the Planning Board's responsibility regarding the master plan consistency review as follows:

"... the planning board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters as the board deems appropriate."

While formerly only zoning ordinances and amendments thereto were required to be submitted to the planning board, it is now clear from the wording in NJS 40:55D-26 that all "development regulations" adopted and filed pursuant to the Municipal Land Use Law must be referred to the planning board for comment and report. The statute requires that every zoning ordinance must "either be substantially consistent with the land use plan and housing plan of the master plan, or designed to effectuate such plan elements." The "Master Plan" referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary -

Section 1 and Section 2 of Ordinance 13-32 change the permitted height of retaining walls from one-third (1/3) to one-half the horizontal distance from the building foundation wall to the face of the retaining wall, but no higher than thirty (30) inches.

Section 3 of the ordinance will permit retaining walls within the rear yard setback.

Section 4 revises the definition of *Impervious Surface* to specifically exclude retaining walls from the calculation.

Section 5 eliminates the requirement for corner lots fronting the Boardwalk in the non-discrete R-1 and R-2 zones be ten (10) feet wider than interior lots.

Findings and Recommendations -

As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.

In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

Section 1 of Ordinance 13-32 revises "Section 25-1700.8.9(e) Lot Grading" of the City Code by increasing the height of retaining walls to one-half (1/2) the horizontal distance from the building foundation wall to the face of the retaining wall, and not higher than thirty (30) inches. Revision of the above section also deletes "heavy treated timber or logs" as permitted construction materials for retaining walls. Section 25-1700.8.9 contains regulations for lot grading associated with site plan and subdivision applications.

Section 2 revises "Section 25-1700.14.1 Fences and Hedges, Height Requirements" by adding a new subsection for *retaining walls*. Proposed Section 25-1700.14.1.k is identical to the regulation added by Section 1 above, and addresses permitted construction materials and height.

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Section 3 revises "Section 25-300.1(a)3 Encroachments in Front Yards, Rear Yards and Side Yards" by adding a new "Subsection q" allowing *retaining walls* within the rear yard setback area.

Section 4 revises "Section 25-107 Definitions" by amending the definition of *Impervious Surface* to exclude retaining walls eight (8) inches or less in width below the wall cap.

Section 5 eliminates the requirement for corner lots fronting the Boardwalk in the non-discrete R-1 and R-2 zones be ten (10) feet wider than interior lots. The lot tenure pattern evident in most areas (where corner lots are ten feet wider than interior lots) is a characteristic not exhibited by lots in the R1 and R2 zones fronting the Boardwalk.

Ordinance 13-32 addresses the following goals from the Ocean City Master Plan:

- *To encourage municipal action which will guide the long range appropriate use and development of lands within the City of Ocean City in a manner which will promote the public health, safety, and general welfare of present and future residents.*
- *To secure safety from fire, flood, panic and other natural and man-made disasters.*
- *To encourage the coordination of regulations and activities which influence development with a goal of producing efficient uses of land with appropriate development types and scale.*

For the reasons cited herein, it is my professional opinion that Ordinance 13-32 is substantially consistent with the Ocean City Master Plan. In addition to this finding of consistency, the Planning Board recommends the following for City Council's consideration:

1. Section 1 and Section 2 – Add a revision to "Section 1700-32.7 Retaining Walls" that deletes "heavy creosote timber or logs, or"
2. Section 3 - Change the citation of the new subsection from "q" to "m"; and to allow retaining walls as a permitted rear yard encroachment add the following new subsection to Section 25-300.1(a)2:
 - s. Retaining walls constructed in accordance with Section 25-1700.8.9(e) and Section 25-1700.14.1 of the City Code*

Ordinance 13-32

Master Plan Consistency Report

A handwritten signature in black ink, reading "Randall E. Scheule". The signature is written in a cursive style with a large initial "R".

Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

October 23, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

October 16, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-32 entitled, "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised General Ordinances of the City of Ocean City (Retaining Walls; R-1 and R-2 Corner Lots Fronting on Boardwalk)

This ordinance was introduced and adopted on first reading by the City Council on October 10, 2013.

This ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 regular council meeting. Kindly present this ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9323.

Sincerely,


Linda P. MacIntyre
City Clerk

Enclosure

c: Jay Gillian, Mayor
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

ORDINANCE NO. 13-35

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR THE PALEN AVENUE AND TENTH STREET AREA IN NEED OF REHABILITATION IN THE CITY OF OCEAN CITY, NEW JERSEY AND AMENDING THE ZONING MAP ACCORDINGLY.

WHEREAS, the real property shown on the current tax map of the City of Ocean City as Block 911, lots 1, 1.01, 1.02, 2, 2.01, 3, 3.01, 4 & 4.01 and located at Palen Avenue and Tenth Street (hereinafter, "the Property") has been of grave concern to City Council due to its dilapidated condition, the effect the Property and its deficiencies have had, and continue to have, on the surrounding properties and taxpayers, and the consistent pattern of late payment of taxes assessed thereon; and,

WHEREAS, on March 13, 2013, the Ocean City Planning Board recommended the Property to be an Area in Need of Rehabilitation under the New Jersey Local redevelopment and Housing Law (N.J.S.A. 40A:12A-1, *et seq.*); and,

WHEREAS, on March 14, 2013, City Council adopted a resolution finding that the Property is an area in Need of Rehabilitation under the New Jersey Local redevelopment and Housing Law (N.J.S.A. 40A:12A-1, *et seq.*); and,

WHEREAS, on September 25, 2013, the Ocean City Planning Board reviewed the "Redevelopment Plan Palen Avenue and Tenth Street" prepared by Tiffany CuvIELLO, AICP, PP, dated August 21, 2013; recommended minor revisions; and, by resolution dated October 9, 2013, found the said redevelopment plan to be substantially consistent with Ocean City's Master Plan; and,

WHEREAS, City Council has reviewed the following documents:

1. The September 19, 2013 Planner's Report prepared by Randall Scheule, PP/AICP of The Karabashian Eddington Planning Group for the Ocean City Planning Board's consistency review of the redevelopment plan;
2. The September 18, 2013 Engineer's Report prepared by Andrew A. Previti, P.E. of Maser Consulting, P.A. for the Ocean City Planning Board's consistency review of the redevelopment plan;
3. The Ocean City Planning Board's October 9, 2013 resolution finding the redevelopment plan to be consistent with the Ocean City Master Plan, and adopting the recommendations set forth in Mr. Scheule's and Mr. Previti's aforementioned reports; and,
4. The "Redevelopment Plan Palen Avenue and Tenth Street" prepared by Tiffany CuvIELLO, AICP, PP dated September 27, 2013, which includes the recommendations of the Ocean City Planning Board;

NOW, THEREFORE, 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

The recitals set forth above are incorporated herein and made a part hereof as if set forth at length.

Section 2

The City Council of Ocean City hereby approves and adopts the attached Redevelopment Plan for the Palen Avenue and Tenth Street Area in Need of Rehabilitation.

Section 3

The zoning standards set forth in the Redevelopment Plan for the Palen and Tenth Street Area in Need of Rehabilitation shall supersede and replace the Marine Village Harbor (MVH) Zone standards in accordance with N.J.S.A. 40A:12A-7c, rather than serving as overlay zoning for the said Area.

Section 4

The Ocean City Zoning Map is hereby amended to include a new Marine Village Harbor Redevelopment (MVHR) zone at the location of the Palen Avenue and Tenth Street Area in Need of

Rehabilitation (Block 911, lots 1, 1.01, 1.02, 2, 2.01, 3, 3.01, 4 & 4.01) in accordance with N.J.S.A. 40A:12A-7c.

Section 5

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

Section 6

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 7

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 **22nd** day of **October, 2013**, and **was taken** up for a second reading and final passage at a meeting of said Council **held** on the **21st** day of **November, 2013**, in Council Chambers, Ocean City, New Jersey, at 7 o'clock in the evening.

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: October 16, 2013
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Ordinance Adopting Redevelopment Plan For The Palen Avenue And Tenth Street Area
In Need of Rehabilitation And Amending The Zoning Map

On March 14, 2013, City Council declared the 10th Street marina property located at 10th and Palen and shown on the current tax map as Block 911, lots 1, 1.01, 1.02, 2, 2.01, 3, 3.01, 4 & 4.01 (hereinafter, "the Property") to be an Area in Need of Rehabilitation under the New Jersey Local redevelopment and Housing Law (N.J.S.A. 40A:12A-1, et seq.).

On September 25, 2013, the Planning Board reviewed a proposed form of Redevelopment Plan for the Property and found the said Plan to be substantially consistent with the Ocean City Master Plan.

During its review, the Planning Board recommended changes to the proposed Plan. Those changes have been incorporated into the September 27, 2013 draft of the Plan. A copy of the September 27, 2013 draft has been attached to the proposed form of ordinance.

Attached hereto are the following documents:

1. The September 19, 2013 Planner's Report prepared by Randall Scheule, PP/AICP of The Karabashian Eddington Planning Group for the Ocean City Planning Board's consistency review of the redevelopment plan;
2. The September 18, 2013 Engineer's Report prepared by Andrew A. Previti, P.E. of Maser Consulting, P.A. for the Ocean City Planning Board's consistency review of the redevelopment plan; and,
3. The Ocean City Planning Board's October 9, 2013 resolution finding the redevelopment plan to be consistent with the Ocean City Master Plan, and adopting the recommendations set forth in Mr. Scheule's and Mr. Previti's aforementioned reports.

Council's adoption of this ordinance would create a Redevelopment Zone at the Property known as the Marine Village Harbor Redevelopment Zone (MVHR). The Plan would supersede the existing Marine Village Harbor Zone (MVH) standards, and replace them with the standards set forth in the Plan. The Zoning Map would be amended to reflect the creation of this new zone.

The permitted uses in the new MVHR Zone would be consistent with the permitted uses in the existing MVH Zone.

The plan envisions the revitalization of the former Dan's Dockside Marina as a new marine, commercial use.

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Proposed construction includes a mixed-use building with a restaurant at the ground level, retail space at the second level, and a residential unit at the third level, all above parking. This mixed use would be permitted in the existing MVH Zone. Also planned is reconstruction of the marina to provide a new bulkhead, a minimum of 18 boat slips and gas facilities.

The Plan provides that the City may provide financing to the developer in order to incentivize the revitalization of this Area, however, the adoption of this Plan would not obligate the City to provide financing. If financing were to be offered, the terms would be structured and negotiated with the assistance of bond counsel and would be included in the Redevelopment Agreement, which is the contract between the City and the particular developer who agrees to redevelop the Property.

Although Bayfront Preservation, LLC has been actively involved in crafting the Redevelopment Plan, the adoption of this Plan does not bind the City to any contract with Bayfront Preservation, LLC. Rather, the Plan sets the parameters for development. Again, it is the Redevelopment Agreement, not yet written, which would set forth the agreement between Ocean City and the developer of this project, including any requirements related to the environmental remediation of the site.

The Plan includes a request for vacation of a 17.5 foot section of the 60-foot wide Tenth Street to permit parking under the building to extend over the existing sidewalk area and into the street end. This is also intended to permit bulkhead repairs in the area of the street end.

City Council is free to revise the Redevelopment Plan. Amendments to the Plan must be affirmed by at least four Council votes. In the event of a revision, the revised Plan will be reviewed by the Planning Board for a determination as to whether it is still substantially consistent with the Master Plan.

GARY R. GRIFFITH, ESQUIRE
GRIFFITH and CARLUCCI, P.C.
801 Asbury Avenue - Suite 200
Ocean City, New Jersey 08228
(609) 399-6900
Attorneys for the Ocean City Planning Board

OCEAN CITY PLANNING BOARD

RESOLUTION

1. Consistent with the legal requirements of N.J.S. 40A: 12A-1 *et seq.*, the “Local Redevelopment and Housing Law”, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-35 for consistency with the Ocean City Master Plan.

2. On November 6, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-35 for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-35 Master Plan Consistency Report [“Ordinance No.13-35 Master Plan Consistency Report”] a true copy of which is attached hereto as Exhibit “A” and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. [“Planner”] prepared the Ordinance No.13-35 Master Plan Consistency Report on October 28, 2013 and was present at the public hearing on November 6, 2013. The Planner presented the Ordinance No.13-35 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-35 Master Plan Consistency Report are

incorporated by this reference as if specifically set forth herein at length. During his presentation, Mr. Scheule reviewed Ordinance No. 13-35 and the Ordinance No.13-35 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-35 and the Ordinance No.13-35 Master Plan Consistency Report.

3. No members of the public testified or offered comments at the time of public hearing on the Ordinance No.13-35 Master Plan Consistency Report on November 6, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on November 6, 2013 that the Ordinance No.13-35 Master Plan Consistency Report attached hereto as Exhibit “A” is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-35 Master Plan Consistency Report, Ordinance No. 13-35 is consistent with the Ocean City Master Plan.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member Adams and seconded by Ocean City Planning Board Member McClellan on November 6, 2013 [“Adams Motion”]. The vote on the Adams Motion was six (6) in favor of and zero (0) against with Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, McMahon, and Loeper

all voting in the affirmative.

OCEAN CITY PLANNING BOARD

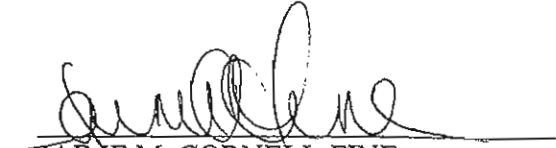


JOHN LOEPER,
CHAIRPERSON

Dated: November 13, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do hereby certify that the foregoing Resolution was duly adopted at the meeting of the Ocean City Planning Board held on November 6, 2013 and memorialized herein pursuant to N.J.S. 40:55D-10 g. (2) on November 13, 2013.



JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-35
Master Plan Consistency Report

Introduction.

Ordinance 13-35 - "An Ordinance Adopting a Redevelopment Plan for the Palen Avenue and Tenth Street Area in Need of Rehabilitation in the City of Ocean City, New Jersey and Amending the Zoning Map Accordingly" was introduced and adopted on first reading by City Council on October 22, 2013. According to the October 23, 2013 referral from the City Clerk, Ordinance 13-35 will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 City Council meeting.

The "Local Redevelopment and Housing Law" requires that the Planning Board, prior to adoption of a redevelopment plan and within forty-five (45) days of referral, transmit their consistency report regarding Ordinance 13-35 to City Council. NJS 40A:12A-7.e describes the Planning Board's responsibility regarding the master plan consistency review as follows:

Prior to adoption of a redevelopment plan, or revision or amendment thereto, the planning board shall transmit to the governing body, within 45 days after referral, a report containing its recommendations concerning the redevelopment plan. This report shall include an identification of any provisions in the proposed redevelopment plan which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate."

NJS 40A:12A-7.d requires that the redevelopment plan "shall be either substantially consistent with the municipal master plan, or designed to effectuate the master plan." The "Master Plan" referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary.

Ordinance 13-35 describes the formal actions by City Council and the Planning Board to date, adopts a redevelopment plan and amends the Zoning Map for Block 911, Lot 1, 1.01, 2, 2.01, 3, 3.01, 4 and 4.01, located at Palen Avenue and Tenth Street. In addition to the statutory provisions, the "Redevelopment Plan for Palen Avenue and Tenth Street" dated September 27, 2013 contains use and development regulations describing the intended redevelopment of the subject property.

The redevelopment plan proposes a Marine Village Harbor Redevelopment (MVHR) District that will supersede the MVH zone. The MVHR zone anticipates a 3-story mixed-use building at the corner of Palen Avenue and 10th Street, a full-service marina and parking lot. The redeveloper is responsible for the removal, repair and/or replacement and monitoring of the underground storage tanks as required by NJDEP.

Findings and Recommendations -

As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.

In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

The subject property contains an abandoned marina and is located in the City's Marine Village Harbor (MVH) Zone. The MVH zone was established in 1988 and is intended to encourage water-dependent commercial activity adjacent to the bayfront. Zoning revisions in 2008 and 2009 modified the boundaries and allow for accessory residential use in the MVH zone.

The redevelopment described in the "Redevelopment Plan for Palen Avenue and Tenth Street" is generally consistent with the intent and purpose of the Marine Village Harbor Zone. The proposed mixed-use building provides parking under the building, a first floor restaurant, retail and office use on the second floor, and residence on the third floor. The redeveloped site will include a minimum of 44 parking spaces and 18 boat slips.

Ordinance 13-35

Master Plan Consistency Report

Ordinance 13-35 addresses the following Master Plan goals and objectives:

- *To encourage municipal action which will guide the long range appropriate use and development of lands within the City of Ocean City in a manner which will promote the public health, safety, and general welfare of present and future residents.*
- *To secure safety from fire, flood, panic and other natural and man-made disasters.*
- *To encourage the coordination of regulations and activities which influence development with a goal of producing efficient uses of land with appropriate development types and scale.*
- *To encourage new investment and reinvestment in commercial sites.*
- *To maintain the City as a family-oriented resort community.*
- *To improve the quality of life for residents and visitors.*
- *To foster economic development by creating an atmosphere to attract private investment or residential and commercial purposes.*

For the reasons cited herein and in accord with the Local Housing and Redevelopment Law (NJS 40A:12A-7.d), it is my professional opinion that Ordinance 13-35 is substantially consistent with the Ocean City Master Plan.



Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

October 28, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

October 23, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Ordinance #13-35

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-35 entitled, "An Ordinance Adopting a Redevelopment Plan for the Palen Avenue and Tenth Street Area in Need of Rehabilitation in the City of Ocean City, New Jersey and Amending the Zoning Map Accordingly.

This ordinance was introduced and adopted on first reading by the City Council on October 22, 2013.

This ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 regular council meeting. Kindly present this ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9326.

Sincerely,

Sheila Cottrell
Deputy City Clerk

Enclosure

c: Jay Gillian, Mayor
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

ORDINANCE NO. 13-36

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XXV, ZONING AND LAND DEVELOPMENT OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF OCEAN CITY
HOSPITALITY 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 25-107 Definitions of Chapter XXV "Zoning and Land Development" of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby amended by adding the following terms and definitions:

Rental Management Service shall mean an entity that manages property rentals capable of providing the following services: reservations, check-in/check-out, marketing, housekeeping, emergency, maintenance and guest services.

Satellite Hotel shall mean a facility built as an annex to and under the same management as an existing hotel located within the Hospitality Zone which offers accommodation to the general public for temporary stays. The Satellite Hotel provides a 24-hour reception, and can range from budget to deluxe, with rooms ranging from studio (one room that can be used as living area and sleeping area, a kitchenette and a separate bathroom), to two- or three-bedroom units, offering a separate living area, a kitchen, one or more bathrooms and separate bedrooms. Satellite Hotels may offer complementary services, such as restaurants and shops.

Section 2

Section 25-201.2 Business Districts 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:

The list of *Business Districts* is revised by deleting Off-Boardwalk (Off-Bd), Hotel-Motel (HM), and Hotel-Motel-1 (HM-1), and adding Hospitality Zone (HZ).

Section 3

Section 25-202 Zoning District Map 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:

The zone district boundaries for the On-Boardwalk, Off-Boardwalk, HM and HM-1 Hotel Motel Zones are deleted. Zone district boundaries for a revised On-Boardwalk Zone and new Hospitality Zone are added as per Exhibit A of this Ordinance.

Section 4

Section 25-205.6 Off-Boardwalk Zone of Chapter XXV "Zoning and Land Development" of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby deleted in its entirety.

Section 25-205.7 HM and HM-1 Hotel Motel Zones of Chapter XXV "Zoning and Land Development" of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby deleted in its entirety.

Section 5

Section 25-205.7 Hospitality Zone of Chapter XXV "Zoning and Land Development" of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby added as follows:

25-205.7 Hospitality Zone.

25-205.7.1 Purpose.

The Hospitality Zone established in Section 25-201.2 of this Ordinance is intended to provide for a variety of uses primarily serving tourists and visitors, supportive of the Boardwalk and Central Business District in a manner compatible with the character of the community.

25-205.7.2 Principal Uses.

The following uses shall be permitted on lots that conform to the minimum requirements contained in Section 25-205.7.5 Schedule of District Regulations.

- a. Motels
- b. Hotels
- c. Rooming and guest houses
- d. Bed and breakfasts
- e. Restaurants
- f. Retail sales
- g. Retail services
- h. Commercial parking lots
- i. Satellite Hotel
- j. Triplex
- k. Quadruplex
- l. Multi-family (5 or more dwelling units) buildings
- m. One-family and two-family dwellings on lots existing prior to the effective date of this Ordinance, subject to the following:
 1. On existing lots less than 3,000 SF subject to Corinthian C2-30/2400 bulk requirements
 2. On existing 3,000-3,999 SF lots, subject to Corinthian C2-30/3000 bulk requirements
 3. On existing lots 4,000 SF and greater in area, subject to the Corinthian C2-40/4000 bulk requirementsDevelopment of one-family and two-family dwellings on lots created subsequent to the effective date of this Ordinance requires use variance approval from the Zoning Board of Adjustment pursuant to N.J.S.A. 40:55D-70(d)(1).
- n. Mixed-use (a building containing residential and non-residential uses)
- o. Essential services
- p. Rental Management Service

25-205.7.3 Accessory Uses and Structures.

Uses and structures customarily subordinate and incidental to the principal use of the land, building or structure and located on the same lot as the principal use or principal structure, such as:

- a. Swimming pools and other recreational facilities;
- b. Bicycle rentals
- c. Business centers
- d. Meeting and conference facilities
- e. On-site storage of goods incidental to the daily conduct of the principal on-site use in accordance with Section 25-1700.7 of the City Code
- f. Storage of solid waste and recyclable materials in accordance with Section 25-1700.31 of the City Code
- g. Fences and walls
- h. HVAC equipment
- i. Signs
- j. Off-street parking and loading facilities
- k. Landscaping, lighting, buffers, and screening elements
- l. Manufacturing clearly incidental to the conduct of a retail business in which no more than four (4) persons are employed and subject to compliance with Section 25-1400.3 of this Ordinance
- m. Rental Management Service

25-205.7.4 Conditional Uses.

- a. Places of Worship subject to Section 25-208.2.2

25-205.7.5 Bulk Requirements.

Lot area, lot width, lot frontage, front, side and rear yards, lot depth, building height, building coverage, and impervious surface coverage shall be in accordance with the following schedule.

Hospitality Zone
Schedule of District Regulations

Use	Minimum Lot Area (Square Feet)		Minimum Lot Width and Lot Frontage (Feet)		Minimum Yard Requirements (Feet)			Min. Lot Depth (Feet) (4)	Maximum Building Height (5)	Maximum Building Coverage (percent) (7)	Maximum Impervious Coverage (percent)
	Interior	Corner	Interior	Corner	Front (1,2)	Rear	Side (Ea./Agg.)		Flat-Pitched Roof		
Hotel Motel	10,000	10,000	100	100	Schedule B	20'	5'/10'	100	50	80	80
Bed & Breakfast, Rooming & Guest Houses; Satellite Hotel	4,000	4,000	40	40	Schedule B	20'	5'/10'	100	29' 34'	70	80
Restaurant, Retail Sales, Retail Service, Mixed-use Rental Management Service	3,000	4,000	30	40	Schedule B	20'	(14)	100	32' 37'	90	90
Parking Lot	3,000	4,000	40	30	4	4	4	100	15'	3	90
Triplex	5,500	6,000	55	60	Schedule B	20% of	Schedule C	100	35	35	55

						Depth					
Quadruplex	6,500	7,000	65	70	Schedule B	20% of Depth	Schedule C	100	35	35	55
Multi-family (5+)	10,500	11,000	100	110	Schedule B	20% of Depth	Schedule C	100	35	35	55
C2-30/2400	2,400	3,200	30	40	Schedule B	25% of Depth	Schedule C	100	29 34	30 40	65
C2-30/300	3,000	4,000	30	40	Schedule B	25% of Depth	Schedule C	100	29 34	30 40	65
C2-40/4000	4,000	5,000	40	50	Schedule B	25% of Depth	Schedule C	100	29 34	30 40	65

NOTES TO SCHEDULE:

- (1) In all zone districts, the minimum front yard setback shall be as indicated on Schedule B, "Schedule of Front Yard Setback Depths by Street." Where development is proposed on lots adjacent to a street not listed on Schedule B, the front yard shall be the average setback of the adjacent buildings on the entire block, as determined from a certified survey provided by the applicant/owner.
- (2) Front yard setback for Corinthian-design residential buildings shall be as provided in Schedule A.
- (3) Reserved.
- (4) Reserved.
- (5) Building Height for Hotel, Motel, Satellite Hotel, Bed & Breakfast, Rooming House, Guest House, Triplex, Quadruplex, Multi-family measured from Zoning Flood Elevation, or 14.5 feet above grade when mechanical parking lifts are used for at least 75% of required parking, whichever is higher.
Building Height for Restaurant, Retail Sales, Retail Service, Mixed-use, measured from street centerline.
Building Height for "Corinthian" residential dwellings measured from Zoning Flood Elevation.
- (6) Lots containing more than one use shall be subject to the most restrictive regulations.
- (7) Forty (40) percent Building Coverage for "Corinthian" residential dwellings requires compliance with the design incentives contained in Section 25-204.27 of the City Code.
- (14) No side yard shall be required for Restaurant, Retail Sales, and Retail Services. Two (2) side yards of not less than four feet (4') each shall be required for second and third floor residential uses, and parking lots.

25-205.7.6 Off-Street Parking and Loading.

a. Off-street parking spaces shall be provided as noted. For all other uses, refer to Section 25-300.12.5 of this Ordinance.

1. Hotel and motel units up to seven hundred (700) square feet in gross floor area shall provide one (1) off-street parking space per unit.
2. Hotel and motel units with a gross floor area exceeding seven hundred (700) square feet shall provide two (2) off-street parking spaces per unit.
3. Retail sales and retail services - no parking required.
4. Restaurants - no parking required.
5. Professional offices - one (1) parking space for every 1,000 square feet, or fraction thereof.
6. Residential dwelling units - two (2) parking spaces per dwelling unit.

b. Off-site parking spaces may be provided through one (1) or a combination of the following options:

1. Providing the required spaces on other properties owned in fee simple by the commercial use, located within a zone which permits the proposed use(s), either contiguous with or within five hundred feet (500') walking distance of a primary pedestrian entrance to the site being developed.
2. Providing evidence that the required parking spaces have been leased or rented from others within five hundred feet (500') walking distance of a primary

pedestrian entrance to the site being developed. In such case, the parking spaces to be leased or rented shall be properly established under the terms of this Ordinance and the minimum term of such lease or rental shall be consistent with the probable duration of the proposed occupancy.

c. *Stacked Parking.*

1. Parking spaces for commercial uses may be placed in a "stacked" fashion, one behind the other, provided that each parking space is clearly designated and the business owner/operator has established a vehicle management plan.

2. Parking spaces for residential uses may be placed in a "stacked" fashion, one behind the other; provided that each parking space is clearly designated and assigned to the dwelling unit it is intended to serve.

3. Mechanical parking lifts are permitted subject to the following:

- (a) Lifts shall be within a garage
- (b) Lift platforms must be sealed and of a sufficient width and length to completely cover the bottom of the vehicle on the platform to prevent dripping liquids or debris onto the vehicle parked below.
- (c) Lifts must be designed so that power is required to lift the car, but that no power is required to lower the lift to enable access to the top vehicle in the event of a power outage.
- (d) Lifts shall be designed to prevent lowering of the lift when a vehicle is parked below.
- (e) Ceiling height within a garage with a parking lift shall be a maximum of fourteen feet six inches (14.5 feet)
- (f) Parking spaces equipped with mechanical lifts shall count as parking spaces for zoning purposes provided construction is in conformance with this section, and the lift space has minimum width and length dimensions of ten (10) feet by nineteen (19) feet, respectively.
- (g) An attendant shall be available to park and de-park vehicles using lifts during hours of operation.

d. *Designation of Parking Spaces.* Parking spaces designated for the commercial and/or residential use shall be clearly indicated on all site plans and zoning permits. Details of such designation, whether in the form of signage or pavement marking, shall also be provided. Verification of such parking space designation shall be required prior to the issuance of the certificate of occupancy.

e. *Parking Buffer.* Except as otherwise noted off-street parking areas shall not be within four feet (4') of any structure.

f. *Mixed Uses.* Parking for mixed uses shall be the sum of the requirements for the individual uses, computed separately in accord with this Ordinance.

g. *Shared Parking.* The collective provision of such space by two (2) or more uses located on adjacent properties is permitted, provided that the total amount of such space shall not be less than the total requirement for all uses if computed separately.

h. Vehicular access to drive-thru facilities, parking areas, loading and unloading spaces shall be provided as specified in Section 25-300.12.6 of this Ordinance.

25-205.7.7 Hotel and Motel Operational Standards.

Hotels and Motels shall be subject to the following:

- a. Hotels, motels and satellite hotels shall contain at least ten (10) units. Access to each unit shall be controlled by hotel/motel management.
- b. Hotels and motels shall be used for limited tenure lodging, except that a maximum of fifteen percent (15%) of the units may be used as extended stay lodging.
- c. Hotels and motels shall have a 24-hour front desk or access to a manager to serve guests.
- d. Hotels and motels shall provide daily housekeeping, maid service, linen service and other room amenities.
- e. Hotels and motels shall provide telephone service to each hotel and motel unit.
- f. Hotel and motel units shall be a maximum of fifteen hundred (1,500) square feet of gross floor area and three (3) bedrooms.
- g. Kitchen facilities shall be permitted in all hotel, motel and satellite hotel units.

25-205.7.8 Building Design.

a. General Guidelines.

1. Infill building design should be consistent with the design of significant buildings that already exist in the immediate vicinity.
2. The scale of new infill buildings should be sensitive to pedestrians. Large buildings should contain design elements for entrance ways, plazas, facades, and general street level design that creates a street frontage that is attractive and pleasant for pedestrians.
3. The incorporation of desirable design features in the surrounding area, for example, continuing a particular design feature or statement, is encouraged.
4. When the development consists of or includes a building addition, the addition should be designed to reflect the existing building in terms of scale, fenestration and color. A change in scale, for example, may require a transitional design element between the addition and the existing building.

b. *Design Standards.* The following standards shall apply to retail sales, retail services, and mixed-use development containing retail sales and retail services, which require site plan or variance approval.

1. Minimum interior floor-to-ceiling height in the ground-level commercial unit shall be twelve (12) feet.
2. Minimum commercial floor area shall be twenty-five percent (25%) of the gross floor area, or twelve hundred (1,200) square feet, whichever is greater.
3. Minimum interior width for first floor commercial space shall be twenty-four feet (24').
4. Transparent windows equal in area to not less than forty-five percent (45%) of the first floor commercial unit's front facade are required subject to the following:
 - (a) Buildings located on corner lots shall meet this requirement for both street-facing facades.

(b) Windows shall use clear or lightly tinted glass, except for decorative or architectural accents, typical of commercial storefronts and not of the type utilized on residential dwellings. Reflective glass is not an acceptable window material.

(c) Windows shall allow pedestrians unobstructed views into the building or into display windows from the outside extending at least ten feet (10') into the interior. Closely-gridded residential style windows are not permitted; plate glass is preferred.

(d) The percentage of glass shall be calculated by measuring the height (from the base of the front wall to top of first floor plate) and width of the front wall of the commercial unit, and the area of glass within the main frame(s) of the windows and doors. Frames, grids and mullions shall not be included in this calculation.

5. Buildings located on corner lots shall treat both street frontages as front facades in terms of architecture, windows and entry.

6. In order to accommodate commercial cooking appliances and other uses requiring a mechanical ventilation system, ductwork meeting the specifications in the current edition of the International Mechanical Code for commercial cooking appliances shall be installed in each commercial unit.

7. Flat roofs are to be enclosed by a parapet to conceal rooftop mechanical equipment.

8. Vinyl and aluminum siding on front (street-facing) facades is prohibited.

9. Where the side of a building is visible from an adjoining property or the public right-of-way, the design and materials used on the front facade shall be extended to at least one-third (1/3) of the building's side facade.

10. The landscaping, lighting, signage and accessory features such as street furniture and hardware, trash storage, and mechanical equipment shall be compatible with the infill design.

25-205.7.9 Review Clause.

A report summarizing the development and redevelopment that occurs pursuant to this ordinance shall be made by the Planning Board and submitted to City Council by December every six (6) months from the date of ordinance adoption for a minimum of three (3) years. Thereafter, such review and report shall be continued as deemed necessary and appropriate by the Planning Board.

Section 6

Section 25-300.12.4 Off-Street Parking of Chapter XXV "Zoning and Land Development" of the Revised General Ordinances of the City of Ocean City, New Jersey is hereby amended by deleting the following subsection:

j. *Through-drives Prohibited.* Within all commercial, motel and hotel and multi-family zone districts through-drives from a street to an alley shall be prohibited.

Section 7

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

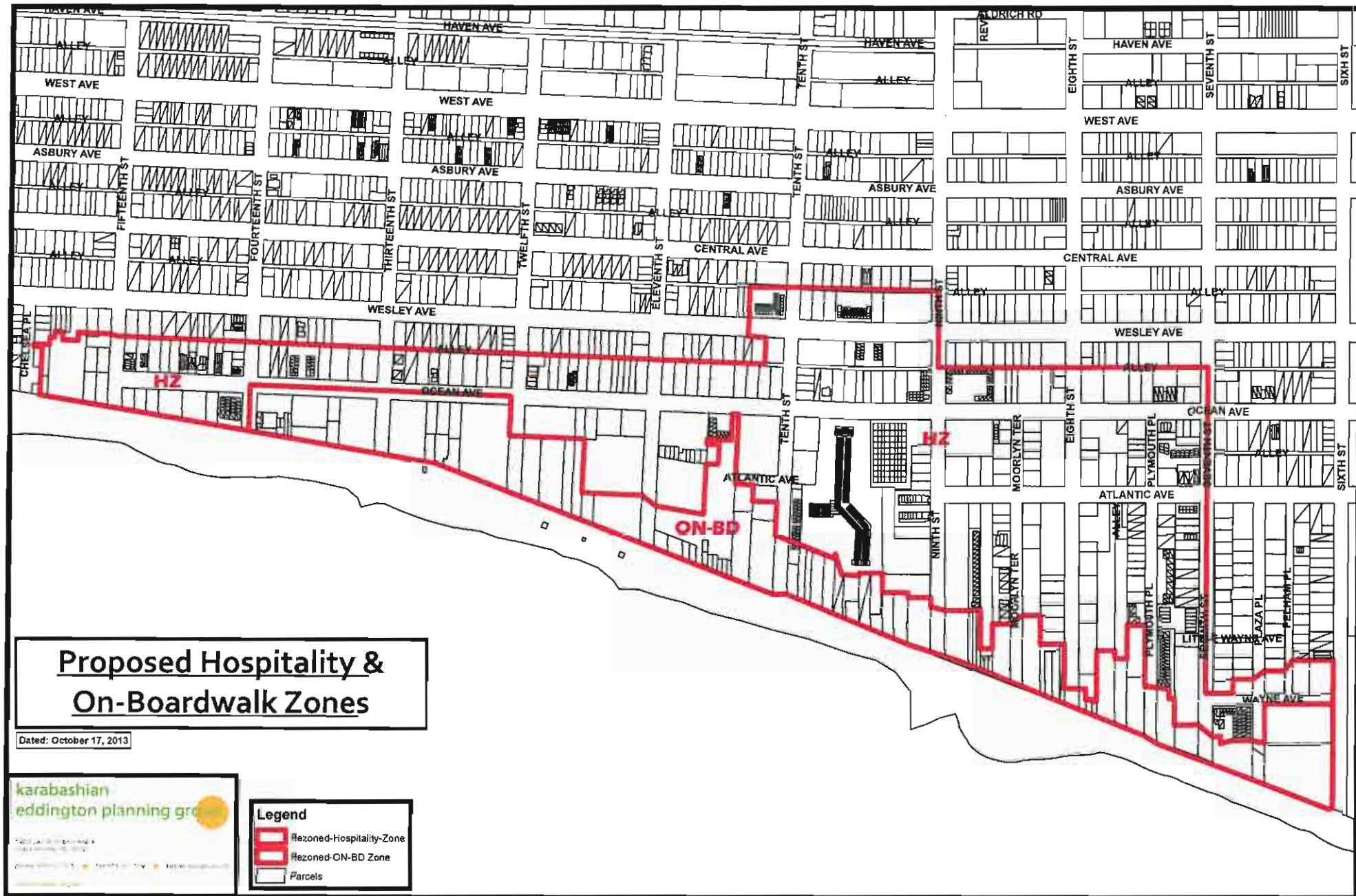
Jay A. Gillian, Mayor

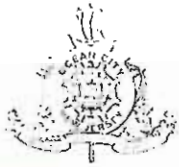
Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the **22nd** day of **October, 2013**, and **was** taken up for a second reading and final passage at a meeting of said Council held on the **21st** day of **November, 2013**, in Council Chambers, City Hall, Ocean City, New Jersey, at 7:00 o'clock in the evening.

Linda P. MacIntyre, City Clerk

October 17, 2013





CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: October 17, 2013
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Ordinance Creating a Hospitality Zone

The Planning Board has been working on this Ordinance for a number of years in order to address the stagnation in development occurring in the HM and HM-1 zones. Currently, the Zoning Ordinance requires a minimum lot size of 10,000 square feet in this zone, and does not include single-family, two-family or three-family homes as permitted uses. Homeowners with residential properties in this zone must obtain a use variance for new construction or any renovation amounting to an expansion of a residential use.

The proposed Ordinance would combine the former HM, HM-1 and Off Boardwalk zones into a new Hospitality Zone (HZ"). The HZ would permit all of the uses permitted in the three constituent zones, as well as one-family, two-family and three-family uses. Residential uses in the HZ would be built to Corinthian Zone standards.

The elimination of the Off-Boardwalk Zone and resulting map revisions addresses the existing problem with a large number of split-zone properties, that is, properties with a zone boundary running through it. The new zone boundaries respect existing property lines.



**GARY R. GRIFFITH, ESQUIRE
GRIFFITH and CARLUCCI, P.C.
801 Asbury Avenue - Suite 200
Ocean City, New Jersey 08228
(609) 399-6900
Attorneys for the Ocean City Planning Board**

OCEAN CITY PLANNING BOARD

RESOLUTION

1. As required by the Municipal Land Use Law, N.J.S. 40:55D-1 *et seq.*, City Council for the City of Ocean City through the City Clerk for the City of Ocean City has requested that the Ocean City Planning Board review Ordinance No. 13-36 for consistency with the Ocean City Master Plan.

2. On November 6, 2013, the Ocean City Planning Board reviewed Ordinance No. 13-36 for consistency with the Ocean City Master Plan and considered the Ordinance No. 13-36 Master Plan Consistency Report ["Ordinance No.13-36 Master Plan Consistency Report"] a true copy of which is attached hereto as Exhibit "A" and conducted a public hearing thereon. Randall E. Scheule, P.P. & A.I.C.P. ["Planner"] prepared the Ordinance No.13-36 Master Plan Consistency Report on October 30, 2013 and was present at the public hearing on November 6, 2013. The Planner presented the Ordinance No.13-36 Master Plan Consistency Report to the Ocean City Planning Board. All of the provisions of the Ordinance No.13-36 Master Plan Consistency Report are incorporated by this reference as if specifically set forth herein at length. During his

presentation, Mr. Scheule reviewed Ordinance No. 13-36 and the Ordinance No.13-36 Master Plan Consistency Report with the Ocean City Planning Board. Thereafter, Mr. Scheule addressed questions from Ocean City Planning Board members in respect of Ordinance No. 13-36 and the Ordinance No.13-36 Master Plan Consistency Report.

3. No members of the public testified or offered comments at the time of public hearing on the Ordinance No.13-36 Master Plan Consistency Report on November 6, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Ocean City Planning Board on November 6, 2013 that the Ordinance No.13-36 Master Plan Consistency Report attached hereto as Exhibit "A" is **APPROVED AND ADOPTED** and, shall be **REFERRED** to the City Council for the City of Ocean City for legal action with the following comments and recommendations:

1. For all of the reasons delineated in the Ordinance No.13-36 Master Plan Consistency Report, Ordinance No. 13-36 is consistent with the Ocean City Master Plan.

2. The Ocean City Planning Board recommends that Ordinance 13-36 be revised prior to adoption by City Council for the City of Ocean City to specifically include the Planner's recommendation 1. set forth on page 3 of the Ordinance No.13-36 Master Plan Consistency Report.

This Resolution for approval, adoption, and referral was adopted on motion made by Ocean City Planning Board Member McMahon and seconded by Ocean City Planning Board Member McClellan on November 6, 2013 ["McMahon Motion"]. The vote on the McMahon Motion was six (6) in favor of and zero (0) against with

Ocean City Planning Board Members Sheppard, McClellan, Adams, Dattilo, McMahon,
and Loeper all voting in the affirmative.

OCEAN CITY PLANNING BOARD




JOHN LOEPER,
CHAIRPERSON

Dated: November 13, 2013

CERTIFICATION

I, JAIME M. CORNELL-FINE, Secretary to the Ocean City Planning Board, do
hereby certify that the foregoing Resolution was duly adopted at the meeting of the
Ocean City Planning Board held on November 6, 2013 and memorialized herein
pursuant to N.J.S. 40:55D-10 g. (2) on November 13, 2013.



JAIME M. CORNELL-FINE,
Secretary, Ocean City Planning Board

CITY OF OCEAN CITY
ORDINANCE NO. 13-36
Master Plan Consistency Report

Introduction -

Ordinance 13-36 - "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised General Ordinances of the City of Ocean City, New Jersey (Hospitality Zone)" was introduced and adopted on first reading by City Council on October 22, 2013. According to the October 23, 2013 referral from the City Clerk, Ordinance 13-36 will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 City Council meeting.

The "Municipal Land Use Law" provides the Planning Board with thirty-five (35) days from the referral date to prepare, review, adopt and transmit their consistency report regarding Ordinance 13-36 to City Council. NJS 40:55D-26 describes the Planning Board's responsibility regarding the master plan consistency review as follows:

"... the planning board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning those inconsistencies and any other matters as the board deems appropriate."

While formerly only zoning ordinances and amendments thereto were required to be submitted to the planning board, it is now clear from the wording in NJS 40:55D-26 that all "development regulations" adopted and filed pursuant to the Municipal Land Use Law must be referred to the planning board for comment and report. The statute requires that every zoning ordinance must "either be substantially consistent with the land use plan and housing plan of the master plan, or designed to effectuate such plan elements." The "Master Plan" referred to herein is the City of Ocean City Master Plan adopted February 3, 1988, as subsequently amended by the Planning Board, and including master plan amendments identified in the Master Plan Reexamination Report adopted by the Planning Board on October 17, 2012.

Ordinance Summary -

Ordinance 13-36 creates a new Hospitality Zone. Creation of the Hospitality Zone requires associated revisions to the City Code including definitions, zone listing, and the zoning map. The new Hospitality Zone generally encompasses the land area currently found within the Off-Boardwalk and Hotel-Motel Zones. Change to the westerly boundary of the On-Boardwalk Zone is significant in that the revised boundary generally follows the rear line of properties fronting the Boardwalk.

Section 1 of Ordinance 13-36 introduces new terms and definitions for *Rental Management Service* and *Satellite Hotel*. Rental Management Services and Satellite Hotels are intended to encourage redevelopment of short-term stay accommodations.

Sections 2, 3 and 4 repeal the Off-Boardwalk, Hotel-Motel and Hotel-Motel-1 zones, and revise the Zoning Map.

Section 5 establishes requirements for use, bulk, parking, hotel operations, building design and bi-annual review.

Section 6 will permit through-drives from the street to alley to improve access and on-site vehicular circulation.

Findings and Recommendations -

As noted above the Planning Board's responsibility regarding the master plan consistency review is to identify any provisions which are inconsistent with the Master Plan, and make recommendations concerning those inconsistencies and any other matters as the Board deems appropriate.

In defining "substantial consistency" the Supreme Court in *Manalapan Realty v. Township Committee* made it clear that some inconsistency is permitted "provided it does not substantially or materially undermine or distort the basic provisions and objectives of the Master Plan." The "Municipal Land Use Law" does not define the term *inconsistent*.

The Ocean City Master Plan was amended on October 17, 2012 to encourage redevelopment of the hotel-motel area consistent with the stated objectives for this area - to provide accommodations for tourists and visitors, and support businesses downtown and on the boardwalk. Ordinance 13-36 is consistent with the 2012 Master Plan amendment. The new Hospitality Zone achieves the following:

Ordinance 13-36

Master Plan Consistency Report

- Retains the On-Boardwalk Zone with a redefined zone boundary following lot lines
- Consolidates the Off-Boardwalk, Hotel-Motel, and Hotel-Motel-1 into a single new zone
- Expands the menu of permitted uses
- Significantly improves use conformity


Ordinance 13-36 addresses the following goals from the Ocean City Master Plan:

- *To encourage municipal action which will guide the long range appropriate use and development of lands within the City of Ocean City in a manner which will promote the public health, safety, and general welfare of present and future residents.*
- *To provide for a variety of residential and non-residential uses and to encourage the continuation and enhancement of Ocean City as a quality family resort community.*
- *To encourage new investment and reinvestment in commercial sites.*
- *To encourage the coordination of regulations and activities which influence development with a goal of producing efficient uses of land with appropriate development types and scale.*

For the reasons cited herein, it is my professional opinion that Ordinance 13-36 is substantially consistent with the Ocean City Master Plan. In addition to this finding of consistency, the Planning Board recommends the following ordinance modifications for City Council's consideration:

1. Schedule of District Regulations - For "Parking Lot" the Width for Interior Lots should be 30', and the Width for Corner Lots should be 40'.

Respectfully submitted,



Randall E. Scheule, PP/AICP

New Jersey Professional Planner License No. LI003666

October 30, 2013



OFFICE OF CITY CLERK

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

October 23, 2013

Ocean City Planning Board
c/o Jaime Cornell-Fine, Board Secretary
115 12th Street
Ocean City, New Jersey 08226

Ordinance #13-36

Dear Ms. Fine:

In accordance with N.J.S.A 40:55:D-62, I am transmitting a copy of Ordinance #13-36 entitled, "An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised General Ordinances of the City of Ocean City, New Jersey Hospitality Zone.

This ordinance was introduced and adopted on first reading by the City Council on October 22, 2013.

This ordinance will be advertised according to law and is scheduled to have second reading and public hearing at the November 21, 2013 regular council meeting. Kindly present this ordinance to the Ocean City Planning Board for its review for consistency with the city's land use element in accordance with the Municipal Land Use Law.

Should you have any questions, you may contact me at 525-9326.

Sincerely,

Sheila Cottrell
Deputy City Clerk

Enclosure

c: Jay Gillian, Mayor
Michael Dattilo, Business Administrator
Roger McLarnon, Director Community Operations
Dorothy McCrosson, City Solicitor

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION



**TO AUTHORIZE THE ADVERTISEMENT OF SPECIFICATIONS FOR CITY
CONTRACT #14-02, SUPPLY OF VENDING MACHINE SERVICES FOR THE CITY OF OCEAN
CITY & THE OCEAN CITY FREE PUBLIC LIBRARY**

BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes the advertisement of specifications for City Contract #14-02, Supply of Vending Machine Services for the City of Ocean City & the Ocean City Free Public Library.

Anthony P. Wilson
Council President

Note: Legal advertisement will be placed in the Ocean City Sentinel on Wednesday, November 27, 2013 with the bid opening scheduled on Thursday, December 12, 2013 and an anticipated date of award on Tuesday, December 30, 2013.

Files: RAU 14-02 Vending Services.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 20

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

.....
City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION



**TO AUTHORIZE THE ADVERTISEMENT OF SPECIFICATIONS FOR CITY
CONTRACT #14-06, LEASE OF CITY OWNED BEACH PARCELS**

BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes the advertisement of specifications for City Contract #14-06, Lease of City Owned Beach Parcels.

Anthony P. Wilson
Council President

Note: Legal advertisement will be placed in the Ocean City Sentinel on Wednesday, November 27, 2013 with the bid opening scheduled on Thursday, December 12, 2013 and an anticipated date of award on Tuesday, December 30, 2013.

Files: RAU 14-06 Beach Parcels.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 20

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

City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#3

AUTHORIZING THE REJECTION OF BID PROPOSALS AND RE-ADVERTISEMENT OF SPECIFICATIONS FOR CITY CONTRACT #14-03, CITYWIDE CUSTODIAL SERVICES FOR THE CITY OF OCEAN CITY & THE OCEAN CITY FREE PUBLIC LIBRARY

WHEREAS, Specifications were authorized for advertisement by Resolution #13-49-317 on Thursday, September 26, 2013 for City Contract #14-03, Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, October 2, 2013, the Notice to Bidders was posted on the City of Ocean City's website, www.ocnj.us and specifications were distributed to seven (7) prospective bidder(s); and

WHEREAS, bid proposals were opened for City Contract #14-03, Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library on Thursday, October 31, 2013 and three (3) bid proposals were received per the attached Summary of Bid; and

WHEREAS, All Clean Building Service, Inc. the apparent low bidder, withdrew their bid proposal do to mathematical calculation errors; and

WHEREAS, Roger D. McLarmon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Michael Rossbach, Manager Specialist; Charlotte Moyer, Administrative Assistant; Dorothy F. McCrosson, Esq., City Solicitor; Darleen Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the remaining one (1) bid proposal and specifications and recommend that the bid proposal be rejected due to the bid being over the contracts estimate and the budgeted amount in accordance to N.J.S.A. 40A:11-13.2 (a,b); and

WHEREAS, City Contract #14-03, Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library will be re-advertised on Wednesday, November 20, 2013 and the bid opening will be scheduled for Thursday, December 5, 2013; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that City Contract #14-03, Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library be and is hereby rejected and authorized for rebid as stated above.

Anthony P. Wilson
Council President

FILES: REJ 14-03 Custodial COOC & OCFPL.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 20

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

City Clerk



ALL CLEAN BUILDING SERVICES INC.
990 SPRUCE STREET · LAWRENCEVILLE, NJ 08648
PHONE: 609-695-1010 FAX: 609-695-1022

November 5, 2013

Joseph S. Clark, QPA
City Purchasing Agent
City of Ocean City
861 Asbury Avenue
City Hall -- Room 203
Ocean City, New Jersey 08226-3642

Re: City Contract #14-03
Citywide Custodial Services for the City of Ocean City

Dear Mr. Clark:

All Clean Building Services, Inc. would like to invoke our right to withdrawal our bid proposal for City Contract #14-03 for Citywide Custodial Services submitted on October 31, 2013 due to a mathematical error.

If you need additional information, please do not hesitate to contact me directly at (609) 695-1010.

Very truly yours,

ALL CLEAN BUILDING SERVICES, INC.

A handwritten signature in black ink, appearing to read "Fred Valentino", written over a horizontal line.

Fred Valentino
Senior Vice President



PURCHASING DIVISION
SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
CITY CONTRACT #: 14-03
PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				All Clean Building Services, Inc.		Seven C's Maintenance Company		Urucorp Maintenance & Contractors Inc.							
				990 Spruce Street		133 Gaither Drive, Suite G		197 South Main Street							
				Lawrenceville, NJ 08648		Mount Laurel, NJ 08054		Wharton, NJ 07885							
				Fred Valentino, Sr. Vice President		Kelley Moleski, Office Manager		Luis A. Diaz, President							
				Ph: (609) 695-1010		Ph: (609) 352-7636		Ph: (973) 989-4242							
				Fx: (609) 695-1022		Fx: n/a		Fx: (973) 361-3581							
				email: freddie@allcleaninc.com		email: Kelley@7csonline.com		email: janitorial@urucorp.com							
				WITHDRAWN DUE TO CALCULATION ERROR		NO BID ON CITY ITEMS									
ITEM	DESCRIPTION	QTY	YEAR	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST
CITY OF OCEAN CITY															
1	CITY HALL, 861 Asbury Avenue (Annual)	12 Months	2014	\$ 340.00	\$ 4,080.00	\$ -	\$ -	\$ 1,632.00	\$ 19,584.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2015	\$ 346.80	\$ 4,161.60	\$ -	\$ -	\$ 1,680.00	\$ 20,160.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 353.74	\$ 4,244.88	\$ -	\$ -	\$ 1,730.00	\$ 20,760.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2	PUBLIC SAFETY BUILDING, 821 & 835 Central Avenue (Annual)	12 Months	2014	\$ 320.00	\$ 3,840.00	\$ -	\$ -	\$ 2,057.00	\$ 24,684.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2015	\$ 326.40	\$ 3,916.80	\$ -	\$ -	\$ 2,118.00	\$ 25,416.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 332.93	\$ 3,995.16	\$ -	\$ -	\$ 2,181.00	\$ 26,172.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
3	MUSIC PIER PUBLIC RESTROOMS (2) MEN'S & (2) LADIES 1st & 2nd Floors, Moorlyn Terrace & the Boardwalk 2014-2016 SEASONAL DATES (6 month contract)	6 Months	2014	\$ 560.00	\$ 3,360.00	\$ -	\$ -	\$ 522.00	\$ 3,132.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2015	\$ 571.20	\$ 3,427.20	\$ -	\$ -	\$ 538.00	\$ 3,228.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2016	\$ 585.62	\$ 3,513.72	\$ -	\$ -	\$ 554.00	\$ 3,324.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
4	SPORTS & CIVIC CENTER, 6th Street & Boardwalk 2014-2016 SEASONAL DATES (6 month contract)	6 Months	2014	\$ 340.00	\$ 2,040.00	\$ -	\$ -	\$ 490.00	\$ 2,940.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2015	\$ 346.80	\$ 2,080.80	\$ -	\$ -	\$ 505.00	\$ 3,030.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2016	\$ 353.74	\$ 2,122.44	\$ -	\$ -	\$ 520.00	\$ 3,120.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
5	8th STREET RECREATION CENTER, 8th Street & Haven Avenue, 2014-2016 SEASONAL DATES (6 month contract)	6 Months	2014	\$ 320.00	\$ 1,920.00	\$ -	\$ -	\$ 392.00	\$ 2,352.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2015	\$ 326.40	\$ 1,958.40	\$ -	\$ -	\$ 404.00	\$ 2,424.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		6 Months	2016	\$ 332.93	\$ 1,997.58	\$ -	\$ -	\$ 416.00	\$ 2,496.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
 CITY CONTRACT #: 14-03
 PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				All Clean Building Services, Inc. 990 Spruce Street Lawrenceville, NJ 08648		Seven C's Maintenance Company 133 Gaither Drive, Suite G Mount Laurel, NJ 08054		Urucorp Maintenance & Contractors Inc. 197 South Main Street Wharton, NJ 07885							
Estimated Cost: \$79,000.00/yr.				Fred Valentino, Sr. Vice President		Kelley Moleski, Office Manager		Luis A. Diaz, President							
Bid Withdrawn Due to Calculation Error Apparent Low Bidder for the Library Calculation Error No Bid for City Items Only				Ph: (609) 695-1010 Fx: (609) 695-1022		Ph: (609) 352-7636 Fx: n/a		Ph: (973) 989-4242 Fx: (973) 361-3581							
				email: freddie@allcleaninc.com		email: Kelley@7csonline.com		email: janitorial@urucorp.com							
ITEM	DESCRIPTION	QTY	YEAR	WITHDRAWN DUE TO CALCULATION ERROR		NO BID ON CITY ITEMS									
				MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST
6	HENRY S. KNIGHT BUILDING, 112 East 12th Street (Annual)	12 Months	2014	\$ 560.00	\$ 6,720.00	\$ -	\$ -	\$ 1,460.00	\$ 17,520.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2015	\$ 571.20	\$ 6,854.40	\$ -	\$ -	\$ 1,504.00	\$ 18,048.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 582.62	\$ 6,991.44	\$ -	\$ -	\$ 1,549.00	\$ 18,588.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
7	BAYSIDE CENTER BUILDINGS & RESTROOMS, 5th Street and Bay Avenue (Annual)	12 Months	2014	\$ 55.00	\$ 660.00	\$ -	\$ -	\$ 163.00	\$ 1,956.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2015	\$ 56.10	\$ 673.20	\$ -	\$ -	\$ 168.00	\$ 2,016.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 57.22	\$ 686.64	\$ -	\$ -	\$ 173.00	\$ 2,076.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
8	OCEAN CITY SENIOR CENTER, 1735 Simpson Avenue (Annual)	12 Months	2014	\$ 470.00	\$ 5,640.00	\$ -	\$ -	\$ 1,828.00	\$ 21,936.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2015	\$ 479.40	\$ 5,752.80	\$ -	\$ -	\$ 1,882.00	\$ 22,584.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 488.99	\$ 5,867.88	\$ -	\$ -	\$ 1,938.00	\$ 23,256.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9 (a)	BEACH FEE HEADQUARTERS & OFFICE, 800 Boardwalk Annual Preseason Initial Cleaning (Onetime Pre-season Cleaning)	1 Each	2014	\$ 24.00	\$ 24.00	\$ -	\$ -	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 25.50	\$ 25.50	\$ -	\$ -	\$ 105.00	\$ 105.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 26.00	\$ 26.00	\$ -	\$ -	\$ 110.00	\$ 110.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9 (b)	Fourteen (14) Weeks of Cleaning (Seasonal)			WEEKLY COST	ANNUAL COST	WEEKLY COST	ANNUAL COST	WEEKLY COST	ANNUAL COST	WEEKLY COST	ANNUAL COST	WEEKLY COST	ANNUAL COST	WEEKLY COST	ANNUAL COST
		14 Weeks	2014	\$ 25.00	\$ 350.00	\$ -	\$ -	\$ 35.00	\$ 490.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		14 Weeks	2015	\$ 25.50	\$ 357.00	\$ -	\$ -	\$ 36.00	\$ 504.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		14 weeks	2016	\$ 26.00	\$ 364.00	\$ -	\$ -	\$ 37.00	\$ 518.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
10	12th STREET PUBLIC RESTROOMS			PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST	
		1 Per Day	2014	\$ 35.00	\$ 35.00	\$ -	\$ -	\$ 39.00	\$ 39.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Per Day	2015	\$ 35.00	\$ 35.00	\$ -	\$ -	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Per Day	2016	\$ 35.00	\$ 35.00	\$ -	\$ -	\$ 41.00	\$ 41.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
11	34th STREET PLAYGROUND PUBLIC RESTROOMS			PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST		PER DAY COST	
		1 Per Day	2014	\$ 25.00	\$ 25.00	\$ -	\$ -	\$ 39.00	\$ 39.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Per Day	2015	\$ 25.00	\$ 25.00	\$ -	\$ -	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Per Day	2016	\$ 25.00	\$ 25.00	\$ -	\$ -	\$ 41.00	\$ 41.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
12	ROY GILLIAN VISITOR'S WELCOME CENTER			PER MONTH COST		PER MONTH COST		PER MONTH COST		PER MONTH COST		PER MONTH COST		PER MONTH COST	
		1 Month	2014	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 50.00	\$ 50.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Month	2015	\$ 1,530.00	\$ 1,530.00	\$ -	\$ -	\$ 51.00	\$ 51.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		1 Month	2016	\$ 1,560.00	\$ 1,560.00	\$ -	\$ -	\$ 53.00	\$ 53.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
 CITY CONTRACT #: 14-03
 PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				All Clean Building Services, Inc. 990 Spruce Street Lawrenceville, NJ 08648		Seven C's Maintenance Company 133 Galthier Drive, Suite G Mount Laurel, NJ 08054		Urucorp Maintenance & Contractors Inc. 197 South Main Street Wharton, NJ 07885					
Estimated Cost: \$79,000.00/yr.				Fred Valentino, Sr. Vice President		Kelley Moleski, Office Manager		Luis A. Diaz, President					
<div><div></div> Bid Withdrawn Due to Calculation Error</div> <div><div></div> Apparent Low Bidder for the Library</div> <div><div></div> Calculation Error</div> <div><div></div> No Bid for City Items Only</div>				Ph: (609) 695-1010 Fx: (609) 695-1022		Ph: (609) 352-7636 Fx: n/a		Ph: (973) 989-4242 Fx: (973) 361-3581					
				email: freddie@allcleaninc.com		email: Kelley@7csonline.com		email: janitorial@urucorp.com					
ITEM	DESCRIPTION	QTY	YEAR	WITHDRAWN DUE TO CALCULATION ERROR		NO BID ON CITY ITEMS							
13	MAJOR SPECIAL CITY SPONSORED EVENTS CLEANING				PER DAY EVENT		PER DAY EVENT		PER DAY EVENT		PER DAY EVENT		PER DAY EVENT
A	Doodah Parade (3 hours)	1 Each	2014	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 75.00	\$ 75.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 77.00	\$ 77.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 79.00	\$ 79.00	\$ -	\$ -	\$ -	\$ -
B	Spring Block Party (10 hours)	1 Each	2014	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 250.00	\$ 250.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 257.00	\$ 257.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 265.00	\$ 265.00	\$ -	\$ -	\$ -	\$ -
C	Fall Block Party (10 hours)	1 Each	2014	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 250.00	\$ 250.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 257.00	\$ 257.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 265.00	\$ 265.00	\$ -	\$ -	\$ -	\$ -
D	Halloween Parade (4 hours)	1 Each	2014	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 103.00	\$ 103.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 40.00	\$ 40.00	\$ -	\$ -	\$ 105.00	\$ 105.00	\$ -	\$ -	\$ -	\$ -
E	Christmas Parade (5 hours)	1 Each	2014	\$ 50.00	\$ 50.00	\$ -	\$ -	\$ 125.00	\$ 125.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 50.00	\$ 50.00	\$ -	\$ -	\$ 128.00	\$ 128.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 50.00	\$ 50.00	\$ -	\$ -	\$ 132.00	\$ 132.00	\$ -	\$ -	\$ -	\$ -
F	First Night Event (New Year's Eve) (7 hours)	1 Each	2014	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 175.00	\$ 175.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 180.00	\$ 180.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 186.00	\$ 186.00	\$ -	\$ -	\$ -	\$ -
G	Un-named Special Events (4 hours)	1 Each	2014	\$ 45.00	\$ 45.00	\$ -	\$ -	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 45.00	\$ 45.00	\$ -	\$ -	\$ 103.00	\$ 103.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 45.00	\$ 45.00	\$ -	\$ -	\$ 106.00	\$ 106.00	\$ -	\$ -	\$ -	\$ -
H	Un-named Special Events (10 hours)	1 Each	2014	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 250.00	\$ 250.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 257.00	\$ 257.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 100.00	\$ 100.00	\$ -	\$ -	\$ 265.00	\$ 265.00	\$ -	\$ -	\$ -	\$ -
BASE BID TOTALS (ALL ITEMS 1-13-ANNUAL COST FOR 2014)				\$ 52,340.00	\$ 30,769.00	\$ -	\$ -	\$ 96,147.00	\$ 96,147.00	\$ -	\$ -	\$ -	\$ -
BASE BID TOTALS (ALL ITEMS 1-13-ANNUAL COST FOR 2015)				\$ 53,374.10	\$ 31,372.70	\$ -	\$ -	\$ 99,008.00	\$ 99,008.00	\$ -	\$ -	\$ -	\$ -
BASE BID TOTALS (ALL ITEMS 1-13-ANNUAL COST FOR 2016)				\$ 54,428.14	\$ 32,004.74	\$ -	\$ -	\$ 101,958.00	\$ 101,958.00	\$ -	\$ -	\$ -	\$ -

SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
 CITY CONTRACT #: 14-03
 PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				All Clean Building Services, Inc. 990 Spruce Street Lawrenceville, NJ 08648		Seven C's Maintenance Company 133 Gaither Drive, Suite G Mount Laurel, NJ 08054		Urucorp Maintenance & Contractors Inc. 197 South Main Street Wharton, NJ 07885					
Estimated Cost: \$79,000.00/yr.				Fred Valentino, Sr. Vice President		Kelley Moleski, Office Manager		Luis A. Diaz, President					
Bid Withdrawn Due to Calculation Error Apparent Low Bidder for the Library Calculation Error No Bid for City Items Only				Ph: (609) 695-1010 Fx: (609) 695-1022		Ph: (609) 352-7636 Fx: n/a		Ph: (973) 989-4242 Fx: (973) 361-3581					
				email: freddie@allcleaninc.com		email: Kelley@7csonline.com		email: janitorial@urucorp.com					
ITEM	DESCRIPTION	QTY	YEAR	WITHDRAWN DUE TO CALCULATION ERROR		NO BID ON CITY ITEMS							
OPTIONAL BID CUSTODIAL SERVICES				PER EVENT COST		PER EVENT COST		PER EVENT COST		PER EVENT COST		PER EVENT COST	
14 CITY HALL BUILDING													
14 (a)	Cleaning Windows	1 Each	2014	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 1,900.00	\$ 1,900.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 1,957.00	\$ 1,957.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 2,015.00	\$ 2,015.00	\$ -	\$ -	\$ -	\$ -
14 (b)	Cleaning Carpeted Areas	1 Each	2014	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 650.00	\$ 650.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 669.00	\$ 669.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 690.00	\$ 690.00	\$ -	\$ -	\$ -	\$ -
14 (c)	Cleaning VCT/Tile Floors	1 Each	2014	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,575.00	\$ 2,575.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,652.00	\$ 2,652.00	\$ -	\$ -	\$ -	\$ -
14 (d)	Cleaning HVAC Vents	1 Each	2014	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 450.00	\$ 450.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 463.00	\$ 463.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 477.00	\$ 477.00	\$ -	\$ -	\$ -	\$ -
15 PUBLIC SAFETY/POLICE DEPARTMENT BUILDING													
15 (a)	Cleaning Windows	1 Each	2014	\$ 2,300.00	\$ 2,300.00	\$ -	\$ -	\$ 2,100.00	\$ 2,100.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 2,300.00	\$ 2,300.00	\$ -	\$ -	\$ 2,163.00	\$ 2,163.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 2,300.00	\$ 2,300.00	\$ -	\$ -	\$ 2,228.00	\$ 2,228.00	\$ -	\$ -	\$ -	\$ -
15 (b)	Cleaning Carpeted Areas	1 Each	2014	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 550.00	\$ 550.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 566.00	\$ 566.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 583.00	\$ 583.00	\$ -	\$ -	\$ -	\$ -
15 (c)	Cleaning VCT/Tile Floors	1 Each	2014	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,700.00	\$ 2,700.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,781.00	\$ 2,781.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 2,050.00	\$ 2,050.00	\$ -	\$ -	\$ 2,864.00	\$ 2,864.00	\$ -	\$ -	\$ -	\$ -
15 (d)	Cleaning HVAC Vents	1 Each	2014	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 500.00	\$ 500.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 515.00	\$ 515.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,000.00	\$ 1,000.00	\$ -	\$ -	\$ 530.00	\$ 530.00	\$ -	\$ -	\$ -	\$ -

SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
 CITY CONTRACT #: 14-03
 PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				Ali Clean Building Services, Inc. 990 Spruce Street Lawrenceville, NJ 08648	Seven C's Maintenance Company 133 Gaither Drive, Suite G Mount Laurel, NJ 08054	Urucorp Maintenance & Contractors Inc. 197 South Main Street Wharton, NJ 07885							
Estimated Cost: \$79,000.00/yr.				Fred Valentino, Sr. Vice President	Kelley Moleski, Office Manager	Luis A. Diaz, President							
Bid Withdrawn Due to Calculation Error				Ph: (609) 695-1010	Ph: (609) 352-7636	Ph: (973) 989-4242							
Apparent Low Bidder for the Library				Fx: (609) 695-1022	Fx: n/a	Fx: (973) 361-3581							
Calculation Error													
No Bid for City Items Only													
				email: fred@allcleaninc.com	email: Kelley@7csonline.com	email: janitorial@urucorp.com							
ITEM	DESCRIPTION	QTY	YEAR	WITHDRAWN DUE TO CALCULATION ERROR	NO BID ON CITY ITEMS								
OPTIONAL BID CUSTODIAL SERVICES (continued)													
16 HENRY S. KNIGHT BUILDING													
16 (a)	Cleaning Windows	1 Each	2014	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 1,750.00	\$ 1,750.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 1,802.00	\$ 1,802.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 3,050.00	\$ 3,050.00	\$ -	\$ -	\$ 1,856.00	\$ 1,856.00	\$ -	\$ -	\$ -	\$ -
16 (b)	Cleaning Carpeted Areas	1 Each	2014	\$ 2,420.00	\$ 2,420.00	\$ -	\$ -	\$ 750.00	\$ 750.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 2,420.00	\$ 2,420.00	\$ -	\$ -	\$ 772.00	\$ 772.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 2,420.00	\$ 2,420.00	\$ -	\$ -	\$ 795.00	\$ 795.00	\$ -	\$ -	\$ -	\$ -
16 (c)	Cleaning VCT/Tile Floors	1 Each	2014	\$ 3,260.00	\$ 3,260.00	\$ -	\$ -	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 3,260.00	\$ 3,260.00	\$ -	\$ -	\$ 2,575.00	\$ 2,575.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 3,260.00	\$ 3,260.00	\$ -	\$ -	\$ 2,652.00	\$ 2,652.00	\$ -	\$ -	\$ -	\$ -
16 (d)	Cleaning HVAC Vents	1 Each	2014	\$ 1,100.00	\$ 1,100.00	\$ -	\$ -	\$ 450.00	\$ 450.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,100.00	\$ 1,100.00	\$ -	\$ -	\$ 463.00	\$ 463.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,100.00	\$ 1,100.00	\$ -	\$ -	\$ 477.00	\$ 477.00	\$ -	\$ -	\$ -	\$ -
17 8TH STREET RECREATIONAL CENTER													
17 (a)	Cleaning VCT/Tile Floors	1 Each	2014	\$ 1,800.00	\$ 1,800.00	\$ -	\$ -	\$ 790.00	\$ 790.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,800.00	\$ 1,800.00	\$ -	\$ -	\$ 814.00	\$ 814.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,800.00	\$ 1,800.00	\$ -	\$ -	\$ 838.00	\$ 838.00	\$ -	\$ -	\$ -	\$ -
17 (b)	Cleaning HVAC Vents	1 Each	2014	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 200.00	\$ 200.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 206.00	\$ 206.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 212.00	\$ 212.00	\$ -	\$ -	\$ -	\$ -
18 ROY GILLIAN VISITOR'S WELCOME CENTER													
18 (a)	Cleaning Windows	1 Each	2014	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 350.00	\$ 350.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 360.00	\$ 360.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,500.00	\$ 1,500.00	\$ -	\$ -	\$ 371.00	\$ 371.00	\$ -	\$ -	\$ -	\$ -
18 (b)	Cleaning Carpeted Areas	1 Each	2014	\$ 800.00	\$ 800.00	\$ -	\$ -	\$ 150.00	\$ 150.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 800.00	\$ 800.00	\$ -	\$ -	\$ 154.00	\$ 154.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 800.00	\$ 800.00	\$ -	\$ -	\$ 159.00	\$ 159.00	\$ -	\$ -	\$ -	\$ -
18 (c)	Cleaning VCT/Tile Floors	1 Each	2014	\$ 1,475.00	\$ 1,475.00	\$ -	\$ -	\$ 275.00	\$ 275.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 1,475.00	\$ 1,475.00	\$ -	\$ -	\$ 283.00	\$ 283.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 1,475.00	\$ 1,475.00	\$ -	\$ -	\$ 291.00	\$ 291.00	\$ -	\$ -	\$ -	\$ -
18 (d)	Cleaning HVAC Vents	1 Each	2014	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 120.00	\$ 120.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2015	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 123.00	\$ 123.00	\$ -	\$ -	\$ -	\$ -
		1 Each	2016	\$ 875.00	\$ 875.00	\$ -	\$ -	\$ 127.00	\$ 127.00	\$ -	\$ -	\$ -	\$ -

SUMMARY OF BIDS

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

DATE RECEIVED: Thursday, October 31, 2013 @ 2:00 PM, EDT
 CITY CONTRACT #: 14-03
 PROPOSAL NAME: Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

NAME, ADDRESS & BID OF EACH BIDDER				All Clean Building Services, Inc. 990 Spruce Street Lawrenceville, NJ 08648		Seven C's Maintenance Company 133 Gaither Drive, Suite G Mount Laurel, NJ 08054		Urucorp Maintenance & Contractors Inc. 197 South Main Street Wharton, NJ 07885					
Estimated Cost: \$79,000.00/yr.				Fred Valentino, Sr. Vice President		Kelley Moleski, Office Manager		Luis A. Diaz, President					
Bid Withdrawn Due to Calculation Error				Ph: (609) 695-1010		Ph: (609) 352-7636		Ph: (973) 989-4242					
Apparent Low Bidder for the Library				Fx: (609) 695-1022		Fx: n/a		Fx: (973) 361-3581					
Calculation Error													
No Bid for City Items Only				email: freddie@allcleaninc.com		email: Kelley@7csonline.com		email: janitorial@urucorp.com					
ITEM	DESCRIPTION	QTY	YEAR	WITHDRAWN DUE TO CALCULATION ERROR		NO BID ON CITY ITEMS							
OCEAN CITY FREE PUBLIC LIBRARY CONTRACT-BASE BID				MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST	MONTHLY COST	ANNUAL COST
1	THE OCEAN CITY FREE PUBLIC LIBRARY	12 Months	2014	\$ 2,880.00	\$ 34,560.00	\$ 1,959.62	\$ 23,515.44	\$ 3,265.00	\$ 39,180.00	\$ -	\$ -	\$ -	\$ -
	(Annual Contract)	12 Months	2015	\$ 2,937.60	\$ 35,251.20	\$ 2,018.40	\$ 24,220.80	\$ 3,363.00	\$ 40,356.00	\$ -	\$ -	\$ -	\$ -
		12 Months	2016	\$ 2,996.35	\$ 35,956.20	\$ 2,078.95	\$ 24,947.40	\$ 3,464.00	\$ 41,568.00	\$ -	\$ -	\$ -	\$ -
TOTAL FOR ALL ITEMS BID FOR THE LIBRARY CONTRACT (Base Bid)				2014	\$ 34,560.00		\$ 23,515.44		\$ 39,180.00		\$ -		\$ -
TOTAL FOR ALL ITEMS BID FOR THE LIBRARY CONTRACT (Base Bid)				2015	\$ 35,251.20		\$ 24,220.80		\$ 40,356.00		\$ -		\$ -
TOTAL FOR ALL ITEMS BID FOR THE LIBRARY CONTRACT (Base Bid)				2016	\$ 35,956.22		\$ 24,947.40		\$ 41,568.00		\$ -		\$ -
Required Information													
RIGHT TO EXTEND-TIME FOR AWARD:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
STOCKHOLDER DISCLOSURE STATEMENT:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
NON-COLLUSION AFFIDAVIT:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
NJ MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
NJ AFFIRMATIVE ACTION REGULATION COMPLIANCE NOTICE:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
NJ BUSINESS REGISTRATION CERTIFICATE (BRC):				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
REQUIRED LIST OF REFERENCES:				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	
NUMBER OF COPIES (2)				YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO		YES/NO	

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

#4

**AUTHORIZING CHANGE ORDER #1 TO CITY CONTRACT #13-35,
CITY HALL STORM DAMAGE RESTORATION & IMPROVEMENTS**

WHEREAS, specifications were authorized for advertisement by Resolution #13-49-245 on June 13, 2013 for City Contract #13-35, City Hall Storm Damage Restoration & Improvements; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, June 26, 2013, the Notice to Bidders was posted on the City of Ocean City's website, 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 #13-35, City Hall Storm Damage Restoration & Improvements on Tuesday, July 23, 2013 and five (5) bid proposals were received; and

WHEREAS, Lamont H. Czar, PE, Czar Engineering, LLC; Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Dorothy F. McCrosson, Esq., City Solicitor and Joseph S. Clark, QPA were notified by the apparent low bidder, LR Costanzo Company, Inc. of mistakes in their bid proposal and hereby requested to withdraw their bid proposal per N.J.S.A. 40A: 11-23.3; and

WHEREAS, Lamont H. Czar, PE, Czar Engineering, LLC; Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Arthur Chew, P.E., Assistant City Engineer; Georgia Arnold, Manager; Dorothy F. McCrosson, Esq., City Solicitor and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the remaining four (4) bid proposals and specifications and recommended that the contract be awarded to Arthur J. Ogren, Inc., the lowest responsible bidder; and

WHEREAS, the City Council of Ocean City, New Jersey awarded City Contract #13-35, City Hall Storm Damage Restoration & Improvements on August 8, 2013 by Resolution #13-49-280 to **Arthur J. Ogren, Inc., 178 East Garden Road, Vineland, NJ 08360** in the amount of \$1,174,000.00; and

WHEREAS, Lamont H. Czar, PE, Czar Engineering, LLC; Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Arthur Chew, P.E., Assistant City Engineer; Georgia Arnold, Manager; Dorothy F. McCrosson, Esq., City Solicitor and Joseph S. Clark, QPA, City Purchasing Manager have reviewed Change Order #1 to City Contract #13-35, City Hall Storm Damage Restoration & Improvements awarded to Arthur J. Ogren, Inc. and certified that it is correct as follows

Change Order #1

Increases to Contract

<u>Description</u>	<u>Quantity</u>	<u>Unit Cost</u>	<u>Cost Increase</u>
Sup1 Welcome Center Relocation to West Side of Building as listed below:			
Sal Marandino, Inc.-Brick Work	1 Lump Sum	\$3,177.00	\$ 3,177.00
Allied Interiors-Rough & Finish Carpentry Insulation, Install Doors, Frames, Hardware, Drywall, Tape & Spackle	1 Lump Sum	\$10,394.00	\$ 10,394.00
South Jersey Glass-Doors, Frames, Hardware	1 Lump Sum	\$2,364.00	\$ 2,364.00
R&P Construction-Acoustical Ceiling Labor Increase	1 Lump Sum	\$ 750.00	\$ 750.00
May Cabinets-Millwork, Custom Benches	1 Lump Sum	\$6,150.00	\$ 6,150.00
Cirignano Contractors-Painting	1 Lump Sum	\$ 997.00	\$ 997.00
Kisby Shore-HVAC	1 Lump Sum	\$10,638.00	\$ 10,638.00
Calvi Electric-Electric	1 Lump Sum	\$11,649.00	\$ 11,649.00
5% Profit & Overhead	1 Lump Sum	\$2,305.95	\$ 2,305.95
Arthur J. Ogren, Inc.-Layout, Wash down Exposed Brick, Seal Brick, Miscellaneous Materials, Cleanup & Removal	1 Lump Sum	\$2,075.05	\$ 2,075.05
Total Amount of Increase for Change Order #1			\$ 50,500.00
Total Amount of Change Orders #1 Increases to City Contract #13-35, City Hall Storm Damage Restoration & Improvements			\$ 50,500.00
Total Amount of City Contract #13-35, City Hall Storm Damage Restoration & Improvements (PO #13-02210) Including Change Order #1.....			\$ 1,224,500.00

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

WHEREAS, the newly adjusted contract cost including Change Order #1 is **\$1,224,500.00** which presents a net increase of \$50,500.00 to the original contract which is a 4.3015% percent increase in the total of PO #13-02210 for City Contract #13-35, City Hall Storm Damage Restoration & Improvements; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, NJ that it authorizes Change Order #1 for City Contract #13-35, City Hall Storm Damage Restoration & Improvements; and

BE IT FURTHER RESOLVED that The Director of Financial Management certifies that funds are available and will process Change Order #1 to PO #13-02210 issued to **Arthur J. Ogren, Inc., 178 East Garden Road, Vineland, NJ 08360** in the amount of \$50,500.00 which shall be charged to Capital Account #C-04-55-275-402.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

FILES: RESCO1 13-35, City Hall Storm Damage.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 20

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

City Clerk



CONSTRUCTION

Corporate Office 178 East Garden Road Vineland, New Jersey 08360

tel: 856.692.4226 | fax: 856.696.5215 | email: build@ajogren.com | web: www.ogrenconstruction.com

November 5, 2013

Czar Engineering
5014 Fernwood Avenue
Egg Harbor Township, NJ 08234

Attention: Brian Meyers

RE: CITY HALL STORM DAMAGE RESTORATION & IMPROVEMENTS

CHANGE ORDER REQUEST #5

WELCOME CENTER RELOCATION

Provide labor, material and equipment to relocate the Welcome Center to the West Side of the Building. Work includes pointing and patching of existing brickwork, metal stud framing and sheet rock ceiling, partition changes, carpentry, custom bench seating, doors, frames, hardware, acoustical ceiling labor, custom millwork, painting, HVAC and electric.

Sal Marandino, Inc. – Brick work pointing	\$ 3,177.00
Allied Interiors – Rough carpentry, finish carpentry, insulation, install doors, frames, hardware, drywall, tape & spackle	\$10,394.00
South Jersey Glass – Doors, frames, hardware	\$ 2,364.00
R&P Construction – Acoustical Ceiling labor increase	\$ 750.00
May Cabinets – Millwork, custom benches	\$ 6,150.00
Cirignano Contractors - Painting	\$ 997.00
Kisby Shore – HVAC	\$10,638.00
Calvi Electric – Electric	<u>\$11,649.00</u>
Subtotal	\$46,119.00
5% Profit and Overhead	<u>\$ 2,305.95</u>
Total	\$48,424.95

Ogren Construction – Labor

Layout Welcome Center Relocation- 5 Carpenter hours @ \$84.02	\$ 420.10
Wash down exposed brick work – 6 Laborer hours @ \$64.78	\$ 388.68
Seal brick work – 6 Laborer hours @ \$64.78	\$ 388.68

Ogren Construction – Material

Miscellaneous Material – Fypon, sealer, trim	\$ 300.00
General Cleanup & Removal – 6 Laborer hours @ \$64.78	<u>\$ 388.68</u>
Subtotal	\$ 1,886.14
10% Profit and Overhead	<u>\$ 188.62</u>
Total	\$ 2,074.76

Total Change Order Request Amount	\$50,500.00
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TOTAL CHANGE ORDER REQUEST AMOUNT: \$50,500.00

Very truly yours,
ARTHUR J. OGREN, INC.

Arthur J. Ogren, Jr.

ARTHUR J. OGREN, JR.
President



Department of Administration

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

MEMORANDUM

To: Mike Dattilo, Business Adm.

From: *Georgia C. Arnold*
Georgia C. Arnold, Mgr.

Date: November 15, 2013

Subject: City Hall Change Order

The change order reflects the cost to facilitate preservation of a portion of the original brick work that existed when the ground floor of City Hall was a fire station.

After consultation with the engineer and architect of record, it became apparent that this historic fabric would be more appropriate for the customer service area rather than a private office. Thus, the two areas were swapped in location and resulted in the attached change order. We believe the costs are reasonable, specific by trade, and address all associated work for the relocation.

We request approval of the \$50,500 change order by City Council at the November 21, 2013 Council Meeting.

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#5

**AUTHORIZING PROFESSIONAL SERVICES CONTRACTS BETWEEN
THE CITY OF OCEAN CITY AND BONNIE D. PUTTERMAN, ESQ., SWIFT LAW FIRM, LLC &
TEITLER & TEITLER, LLC FOR CONFLICT PUBLIC DEFENDER LEGAL SERVICES
FOR THE CITY OF OCEAN CITY**

WHEREAS, the Law Offices of Douglas K. Walker, P.C. is the duly contracted Ocean City Municipal Public Defender for the City of Ocean City; and

WHEREAS, it sometimes arises that Douglas K. Walker, P.C. is unable to serve as the municipal public defender in situations in which there exist a conflict of interest; and

WHEREAS, cases arise from time to time where more than one municipal public defender maybe required by Law to serve as a public defender in the Ocean City Municipal Court; and

WHEREAS, it is determined in the best interest of the City of Ocean City to have said services performed; and

WHEREAS, Joseph S. Clark, QPA, City Purchasing Manager has determined and certified that the total value of the contract(s) may exceed \$17,500; and

WHEREAS, the Request for Proposal, City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City was advertised in the Ocean City Sentinel on Wednesday, July 27, 2011, the specifications were posted on the City of Ocean City's website www.ocnj.us and the invitation to quote was sent to eight (8) prospective bidders; and

WHEREAS, proposals were received & opened for City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City on Tuesday, August 16, 2011 and three (3) proposals were received; and

WHEREAS, based on the review and evaluations conducted in accordance with New Jersey State Local Public Contract Law by Dorothy F. McCrosson, Esq., Director of Law; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager of the received proposals for City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City it was recommended that a contracts be awarded to Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC; and

WHEREAS, City Council awarded the original professional services contract for City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City for a one (1) year duration beginning on December 1, 2011 and continuing through November 30, 2012 to Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC on Tuesday, November 29, 2011 through the passage of Resolution No. 11-48-110; and

WHEREAS, City Council awarded the second year professional services contract for City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City for a one (1) year duration beginning on December 1, 2012 and continuing through November 30, 2013 to Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC on Tuesday, November 29, 2012 through the passage of Resolution No. 12-49-039; and

WHEREAS, Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC have been determined to have the necessary expertise and ability to perform the required legal counsel services; and

WHEREAS, the City of Ocean City has developed and established set fees for services that are required by the City on an annual basis; and

WHEREAS, Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC have agreed to the fees that were proposed in City RFP #Q-11-008, Conflict Public Defender Legal Counsel Services for the City of Ocean City for a second one (1) year duration beginning on December 1, 2013 and continuing through November 30, 2014; and

WHEREAS, these contracts are awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Bonnie D. Putterman, Esq.; Swift Law Firm, LLC & Teitler & Teitler, LLC have completed and submitted a Business Entity Disclosure Certification which certifies that each entity or individual named above has not made any contributions to a political or candidate committee for an elected office in the City of Ocean City, New Jersey in the previous one (1) year period, and that the contract will prohibit these same entities and individuals from making any contributions through the term of the contract; and

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

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

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it does hereby award contracts to **Bonnie D. Putterman, Esq., 5916 Main Street, Mays Landing, NJ 08330; Swift Law Firm, LLC, 1335 Tilton Road, Northfield, NJ 08225 & Teitler & Teitler, LLC, 109 34th Street, Suite #201, Ocean City, NJ 08226** for Conflict Public Defender for a third one (1) year duration beginning on December 1, 2013 and continuing through November 30, 2014 as follows:

<u>Item</u>	<u>Description</u>	<u>3rd Year Rate</u>
The scope and established fees for this contract shall be as follows:		
1.	Legal Services Provided as the Conflict Public Defender (per case fee) for the City of Ocean City.....	\$ 300.00/per case
2.	The term of the contract shall be for a period of one (1) year commencing on December 1, 2013 and continuing through November 30, 2014	
3.	A copy of the Business Entity Certification, A Sworn Statement by a Professional Provider, Determination of Value and Business Registration Certificate (BRC) shall be on placed on file in the Purchasing Division	
4.	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 Mayor and the City Purchasing Manager are hereby authorized to enter into a formal contract agreements with Bonnie D. Putterman, Esq., 5916 Main Street, Mays Landing, NJ 08330; Swift Law Firm, LLC, 1335 Tilton Road, Northfield, NJ 08225 & Teitler & Teitler, LLC, 109 34th Street, Suite #201, Ocean City, NJ 082261 beginning on December 1, 2013 and continuing through November 30, 2014 for Conflict Public Defender Legal Services as listed and in accordance with this resolution and submitted proposals.

The Director of Financial Management certifies that funds are available for 2013 services and that 2014 funding is contingent upon adoption of the 2014 Local Municipal Budget and shall be charged to the appropriate accounts as Purchase Orders are issued.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RPS 2013-2014 Conflict Public Defender.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 20				
NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinasso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Ping	_____	_____	_____	_____
Wilson	_____	_____	_____	_____
				City Clerk



PURCHASING DIVISION
SUMMARY OF RFP

CITY OF OCEAN CITY
AMERICA'S GREATEST FAMILY RESORT

DATE RECEIVED: Tuesday, August 16, 2011
CITY RFP# Q-11-008
PROPOSAL NAME: Conflict Public Defender Legal Counsel Services
for the City of Ocean City

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

NAME, ADDRESS & BID OF EACH VENDOR		Bonnie D. Putterman, Esquire	Swift Law Firm, LLC	Teitler & Teitler, LLC			
		5916 Main Street	1335 Tilton Road	109 34th Street, Suite 201			
		Mays Landing, NJ 08330	Northfield, NJ 08225	Ocean City, NJ 08226			
		Bonnie Putterman, Attorney	Claire S. Swift, Esquire	Avery Teitler, Managing Member			
		Ph: (609) 625-8383	Ph: (609) 484-3300	Ph: (609) 814-9995			
		Fx: (609) 625-3325	Fx: (609) 484-3033	Fx: (609) 398-4017			
		email: puttermanlaw@aol.com	email: Swiftclaire@yahoo.com	email: 9teitler@teitlerlaw.com			
ITEM	DESCRIPTION						
1.0	Legal Services provided as the Conflict Public Defender (per case fee) for the City of Ocean City (\$300.00 per case for 2011/2012, 2012/2013, 2013/2014)						
		\$300.00 per case	\$300.00 per case	\$300.00 per case			
	Name of Attorney Proposed	Bonnie D. Putterman, Law Office of Bonnie D. Putterman	Claire S. Swift, Swift Law Firm, LLC	Avery Teitler, Teitler & Teitler, LLC			
Required Information							
RIGHT TO EXTEND-TIME OF AWARD:		YES/NO	Y	YES/NO	Y	YES/NO	Y
STOCKHOLDER DISCLOSURE STATEMENT:		YES/NO	Y	YES/NO	Y	YES/NO	Y
NON-COLLUSION AFFIDAVIT:		YES/NO	Y	YES/NO	Y	YES/NO	Y
NJ MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:		YES/NO	Y	YES/NO	Y	YES/NO	Y
NJ AFFIRMATIVE ACTION REGULATION COMPLIANCE NOTICE:		YES/NO	Y	YES/NO	Y	YES/NO	Y
SWORN STATEMENT BY PROFESSIONAL SERVICES PROVIDER:		YES/NO	Y	YES/NO	Y	YES/NO	Y
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA:		YES/NO	N/A	YES/NO	N/A	YES/NO	N/A
NJ BUSINESS REGISTRATION CERTIFICATE (BRC) SUBMITTED:		YES/NO	Y	YES/NO	Y	YES/NO	Y
NUMBER OF COPIES:			3		3		3



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: November 14, 2013
TO: Michael A. Dattilo
FROM: Dorothy F. McCrosson, Esquire
RE: Resolution Authorizing Professional Services Contract Between The City of Ocean City and Bonnie D. Putterman, Swift Law Firm, LLC & Teitler & Teitler, LLC for Conflict Public Defender Legal Services for the City of Ocean City for the Calendar Year 2014.

As you are aware, there are occasions on which the City Public Defender is unable to handle cases in which the defendant is eligible for representation by the public defender. These occasions arise for one of two reasons: (1) the City Public Defender has a conflict of interest which precludes his representation of the eligible defendant; or (2) there is more than one eligible defendant in a case whose interests are diverse or in conflict, requiring a separate defense attorney for each defendant.

This resolution would designate attorneys to whom these conflict cases could be assigned, and set the terms of such assignment, in accordance with the City's current practice. The compensation to be paid to conflict counsel remains at \$300 per case. The Head of the Department of Law makes the assignments as the need arises.

The proposed conflicts attorneys were selected through a Fair and Open Process in 2011, supervised by Joseph S. Clark, PQA, City Purchasing Manager.



CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#6

**AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT
BETWEEN THE CITY AND ATLANTICARE REGIONAL MEDICAL CENTER
FOR ADVANCED LIFE SUPPORT SERVICES FOR THE 2014 CALENDAR YEAR**

WHEREAS, the City of Ocean City provides emergency medical transport to the residents of Ocean City;
and

WHEREAS, the City of Ocean City has a need to provide advanced life support services to its residents
and others in specific situations; and

WHEREAS, AtlantiCare Regional Medical Center is a provider of such advanced life support services;
and

WHEREAS, AtlantiCare Regional Medical Center will compensate the City of Ocean City for emergency
medical service transport of each patient who is covered by Medicare/Medicaid and requires advanced life support
services; and

WHEREAS, in the event that the Medicare/Medicaid rate changes during the contract period, said contract
may be amended by a pen and ink change between the respective parties; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City that the Mayor
is authorized to execute an agreement between the City and AtlantiCare Regional Medical Center for advanced life
support services; and

BE IT FURTHER RESOLVED that the Mayor and City Purchasing Manager are authorized to enter into
a formal contract with AtlantiCare Regional Medical Center for advanced life support services for the period
beginning on January 1, 2014 and continuing through December 31, 2014.

Anthony P. Wilson
Council President

Files: RES 2014 Advance Life Support--AtlantiCare Regional Medical Center.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 20

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

City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION



**AUTHORIZING A SHARED SERVICE AGREEMENT BETWEEN
THE CITY OF OCEAN CITY AND THE OCEAN CITY BOARD OF EDUCATION FOR
THE USE OF THE OCEAN CITY AQUATIC AND FITNESS CENTER**

WHEREAS, the City of Ocean City, NJ is the owner of the Ocean City Aquatic and Fitness Center located at 1735 Simpson Avenue, Ocean City, NJ; and

WHEREAS, the Ocean City Board of Education desires to utilize the facility's swimming pool and locker room areas at designated times during the 2013-2014 school year for the purpose of physical education classes, athletic team practice and meet events; and

WHEREAS, an agreement has been drafted between the City of Ocean City and the Ocean City Board of Education for the school's utilization of these facilities throughout the 2013-2014 school year; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes and empowers local units to enter into this agreement; and

WHEREAS, the Ocean City Board of Education has agreed to compensate the City of Ocean City in the amount of \$17,200.00 for the utilization of said facilities payable in one (1) installment as outlined in the agreement; and

WHEREAS, the term of this agreement shall be from November 15, 2013 through June 12, 2014; and

WHEREAS, Michael A. Dattilo, Business Administrator; Roger D. McLamon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Wendy Moyle, Manager of Recreation Program and Dorothy F. McCrosson, Esq., City Solicitor have reviewed the agreement and recommend authorization by the City Council; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City that the agreement for the utilization of the City's Aquatic Facilities by the Ocean City Board of Education is hereby approved and authorized; and

BE IT FURTHER RESOLVED that the Mayor and the City Purchasing Assistant are authorized to enter into a formal contract agreement with the Ocean City Board of Education for the local school system's utilization of the City's Aquatic Facilities, as outlined in the terms and conditions of the attached agreement.

Anthony P. Wilson
Council President

FILES:RES 13-14 OCB&E & COOC Aquatic & Fitness Center Use Agreement.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 20

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

City Clerk

RESOLUTION

#8

AUTHORIZING THE EXTENSION OF THE 2013 GOVERNOR'S COUNCIL
ON ALCOHOLISM AND DRUG ABUSE GRANT TO JUNE 30, 2014

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the City of Ocean City Council of the County of Cape May, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages and therefore has an established Municipal Alliance Committee; and

WHEREAS, the City Council of the City of Ocean City adopted the application and execution of the subcontract with the County of Cape May for the Upper Township/Ocean City Municipal Alliance Grant for the 2013 calendar year on July 26, 2012 by Resolution #12-48-362; and

WHEREAS, the City Council of the City of Ocean City adopted the application and execution of the subcontract with the County of Cape May for the Upper Township/Ocean City Municipal Alliance Grant for the original program term from January 1, 2014 to December 31, 2014 on October 22, 2013 by Resolution #13-49-356; and

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse has now extended the 2013 grant term until June 30, 2014, in order to transition the grant from a calendar year to a fiscal year cycle; and

WHEREAS, funding has been made available to the Upper Township/Ocean City Municipal Alliance Program in the amount of 50% of it's approved 2013 grant total for the January 1, 2014 to June 30, 2014 six-month extension period which is contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding; and

NOW, THEREFORE, BE IT RESOLVED that the Township of Upper and the City Council of the City of Ocean City does hereby authorize the submission of the grant extension for the Upper Township/Ocean City Municipal Alliance grant in the amount of:

DEDR	\$ 12,766.00
Cash Match	\$ 3,192.00 (\$1,915.20-City of Ocean City's share)
In-Kind	\$ 25,532.00

BE IT FURTHER RESOLVED, that the City Council of the City of Ocean City acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

FILES: RES Extension MAG Fiscal Year-2014.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 20

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

City Clerk

Approved by the County:

____ YES ____ NO

Date:

FORM 1

APPLICATION FOR FUNDING MUNICIPAL ALLIANCES

Term: January 1, 2014 to June 30, 2014

APPLICANT MUNICIPALITY/IES: Upper Township & Ocean City	COUNTY: Cape May
ALLIANCE NAME: Upper Township & Ocean City Municipal	ALLIANCE WEBSITE:
STREET ADDRESS: P.O. Box 205 TOWN: Tuckahoe STATE: NJ ZIP: 08250	
TELEPHONE: (609) 628-2011 Ext. 247	FAX: (609) 628-4212
ALLIANCE CHAIRPERSON: Bob Blevin	ALLIANCE COORDINATOR: Michele Previti
ALLIANCE CONTACT EMAIL: michelepreviti@aol.com	DATE OF RESOLUTION AUTHORIZING THE APPLICATION (MM/DD/YYYY):

A) Alliance DEDR Allocation \$ 12,766

B) Cash Match \$ 3,192

C) In-Kind Match \$ 9,574

TOTAL ALLIANCE BUDGET \$25,532
(add A+ B+C)

Upper Township

Richard Palombo

*MUNICIPALITY

NAME/ MAYOR

SIGNATURE

Ocean City

Jay Gillian

*MUNICIPALITY

NAME/TITLE OF GOVERNING
BODY REPRESENTATIVE

SIGNATURE

*MUNICIPALITY

NAME/TITLE OF GOVERNING
BODY REPRESENTATIVE

SIGNATURE

Bob Blevin

ALLIANCE CHAIRPERSON

SIGNATURE

DATE

*** If a municipality is part of a consortium, a signature is required from all participating municipalities entering into the agreement.**

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#9

APPROVING TAX OVERPAYMENT REFUND
2013-49-63

WHEREAS, the Tax Collector has certified and issued a refund voucher to the following tax payers who overpaid their taxes; and

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Ocean City that authorization for refund be approved as per the attached schedule.

DESCRIPTION

VOUCHER	NAME	BLOCK	LOT	AMOUNT	YEAR
13-49	Wisnefski, Kenneth & Allison	70.59	12	\$1,317.95	2013
13-50	Sherman, Todd & Janice	1009.01	25	1,815.06	2013
13-51	Downey, James & Tina	2403	1.01 C2459	827.11	2013
13-52	Anselm, Paul & Ruth	2704	1	892.16	2013
13-53	Ocean City Partners	3350	15 C168	385.92	2013
13-54	Stezzi, Anthony & Victoria	3504	14 C3502	886.32	2013
13-55	Moon, Judson & Eileen	4003	1 C38	758.64	2013
13-56	Rudy, Lee & Caryn Karmatz	4701.01	5	3,137.26	2013
13-57	Yocom, Philip & Kiran	5601	1	6,422.52	2013
13-58	Core Logic	4003	1 C4	499.74	2013
13-59	Lereta Corp.	210	8	867.21	2013
	Lereta Corp.	608	1.04 C639	669.30	2013
	Lereta Corp.	1003	1 C1	968.13	2013
13-60	Viney, Vincent & Kimberly	1304	9	401.88	2013
13-61	Corace, Frank & Jovita	2601	7.01	2,924.62	2013
13-62	Farrar, John	2502	21 C1	1,535.86	2013
13-63	Taylor, John & Eveline	408	6	1,040.07	2013

Total \$25,349.75

Anthony P. Wilson
Council President

13Refund8

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 20

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

.....
City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DIVISION OF TAX COLLECTION

To: Frank Donato, Director of Financial Management

From: Gary M. Hink, Tax Collector

Date: November 14, 2013

Re: Refund of Tax Overpayments

Attached, please find a Resolution authorizing refunds of tax overpayments to be placed on the agenda for the City Council meeting of November 21, 2013. The refund is for over-payments due to the taxpayer for the reason stated below. Typically the refunds are for duplicate payments made by the homeowner and a mortgage company or a title company. As you are aware we must apply bulk bank payments in their entirety per a directive from the Division of Local Government Services.

If you have any questions, please contact me.

DESCRIPTION

<u>VOUCHER</u>	<u>NAME</u>	<u>BLOCK</u>	<u>LOT/QUAL</u>	<u>REASON</u>
13-49	Kenneth & Allison Wisnefski	70.59	12	Overpayment
13-50	Todd & Janice Sherman	1009.01	25	Overpayment
13-51	James & Tina Downey	2403	1.01 C2459	Overpayment
13-52	Paul & Ruth Anselm	2704	1	Overpayment
13-53	Ocean City Partners	3350	15 C168	Overpayment
13-54	Anthony & Victoria Stezzi	3504	14 C3502	Overpayment
13-55	Judson & Eileen Moon	4003	1 C38	Overpayment
13-56	Lee & Caryn Karmatz Rudy	4701.01	5	Overpayment
13-57	Philip & Kiran Yocom	5601	1	Overpayment
13-58	Core Logic	4003	1 C4	Overpayment
13-59	Lereta Corp.	210	8	Overpayment
	Lereta Corp.	608	1.04 C639	Overpayment
	Lereta Corp.	1003	1 C1	Overpayment
13-60	Vincent & Kimberly Viney	1304	9	Overpayment
13-61	Frank, & Jovita Corace	2601	7.01	Overpayment
13-62	John Farrar	2502	21 C1	Overpayment
13-63	John & Eveline Taylor	408	6	Overpayment

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 November 2, 2013 to November 15, 2013.

WHEREAS, the attached PCard check register represents paid claims against the municipality for the period of September 1, 2013 to September 30, 2013

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 – 11.02.13 TO 11.15.13.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 20

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

City Clerk

November 18, 2013
07:50 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
12-00613	03/06/12	WATSN	WATSON & HENRY ASSOCIATES	RES. 11-48-141-ENG. & CONST.	Open	3,690.00	0.00
12-01788	07/11/12	ARS	AMBULANCE REIMBURSEMENT SYSTEM	RESOLUTION 11-48-001	Open	4,362.85	0.00 B
13-00001	01/09/13	DEPOS	THE DEPOSITORY TRUST COMPANY	2013 DEBET SERVICE	Open	1,603,050.00	0.00
13-00007	01/09/13	SALES	SALES & USE TAX	2013 SALES TAX	Open	88.56	0.00
13-00033	01/18/13	HESSCORP	HESS CORPORATION	SJPC Contract A-28	Open	27,231.34	0.00 B
13-00034	01/18/13	SJGAS	SOUTH JERSEY GAS COMPANY		Open	3,974.91	0.00 B
13-00035	01/18/13	AC ELECT	ATLANTIC CITY ELECTRIC	2013 CITYWIDE ELECTRIC	Open	943.89	0.00 B
13-00036	01/18/13	NJAM3	NEW JERSEY-AMERICAN WATER CO.	2013 WATER/SEWER CHARGES	Open	15,574.18	0.00 B
13-00037	01/18/13	VERIZONL	VERIZON ONLINE		Open	85.54	0.00 B
13-00039	01/18/13	ATT3	AT & T		Open	24.64	0.00 B
13-00040	01/18/13	VERIW	VERIZON WIRELESS	2013 WIRELESS	Open	1,749.75	0.00 B
13-00041	01/18/13	VERIZ	VERIZON	2013 CITYWIDE TELEPHONE	Open	4,840.72	0.00 B
13-00043	01/18/13	GOVDEALS	GOV DEALS	2013 GOV DEAL AUCTION FEES	Open	213.10	0.00
13-00056	01/18/13	FLORABAK	FLORA U. BAKER	2013 DEBT SERVICE	Open	45,000.00	0.00
13-00084	01/18/13	MAINL	MAIN LINE COMMERCIAL POOLS, INC		Open	750.00	0.00 B
13-00085	01/18/13	MAINL	MAIN LINE COMMERCIAL POOLS, INC		Open	1,400.00	0.00
13-00086	01/18/13	QCLAB	QC LABS, INC.		Open	170.00	0.00
13-00093	01/18/13	CRYSTAL	CRYSTAL SPRINGS	ACCOUNT #1975146-3378740	Open	15.14	0.00
13-00131	01/25/13	NJDEP	TREAS, STATE OF NJ/1989 GT	DEBT SERVICE 2013	Open	16,113.74	0.00
13-00132	01/25/13	NJDEPGFB	TREAS, STATE OF NJ/1995 GT	NJDEP 1995 GREEN TRUST FUND	Open	12,436.64	0.00
13-00133	01/25/13	NJDEP	TREAS, STATE OF NJ/1989 GT	DEBT SERVICE 2013	Open	6,917.88	0.00
13-00139	01/28/13	COOC	CITY OF OCEAN CITY	PROFESSIONAL SERVICES FOR 2013	Open	1,125.00	0.00
13-00140	01/28/13	BATTISTI	BATTISTINI CONSULTING SERVICES	PROFESSIONAL SERVICES FOR 2013	Open	3,488.00	0.00
13-00142	01/28/13	GRITH	GRIFFITH & CARLUCCI, ESQUIRES	PROFESSIONAL SERVICES FOR 2013	Open	2,388.00	0.00
13-00145	01/28/13	STEIN	MARK H. STEIN, ESQUIRE	PROFESSIONAL SERVICES FOR 2013	Open	2,128.00	0.00
13-00147	01/28/13	STETS	B. W. STETSON & CO.	2013 COFFEE SUPPLIES	Open	67.00	0.00 B
13-00157	01/28/13	TIX COM	TIX, INC.		Open	157.75	0.00 B
13-00179	01/28/13	SAM 1	SAM'S CLUB/GEMB	2013 CHARGES FOR SAMS CLUB	Open	920.30	0.00
13-00220	02/07/13	CRYSTAL	CRYSTAL SPRINGS	ACCOUNT# 1974633-3378444	Open	36.14	0.00
13-00225	02/07/13	WALKD	DOUGLAS K. WALKER	RES# 12-48-314 NEW 13-49-139	Open	2,881.42	0.00 B
13-00231	02/07/13	ACUA	ATLANTIC COUNTY UTILITY AUTHOUR		Open	2,073.24	0.00 B
13-00261	02/09/13	CRYSTAL	CRYSTAL SPRINGS	ACCOUNT #19747563378700	Open	100.48	0.00
13-00285	02/20/13	THOMASMI	THOMAS G. SMITH, ESQ.	RES# 09-46-244 TAX APPEALS	Open	2,199.34	0.00 B
13-00290	02/20/13	LATECH	LATECH CONSULTING, INC.		Open	1,200.00	0.00 B
13-00291	02/20/13	AETNA	AETNA GROUP INSURANCE		Open	2,753.63	0.00 B
13-00301	02/20/13	ACTIO	ACTION SUPPLY, INC.		Open	50.00	0.00 B
13-00333	02/22/13	YAHOO	YAHOO		Open	40.00	0.00
13-00336	02/22/13	NAUTILUS	NAUTILUS SOLAR ENERGY	MONTHLY PPA CHARGES--SOLAR#2	Open	624.94	0.00 B
13-00337	02/22/13	OCONELLC	NAUTILUS SOLAR ENERGY -	MONTHLY PPA CHARGES -- SOLAR#1	Open	514.88	0.00 B
13-00365	02/28/13	SENTI	SENTINEL LEDGER	2013 SENTINEL LEDGER ADS	Open	2,173.78	0.00
13-00382	02/28/13	BATTISTI	BATTISTINI CONSULTING SERVICES	PROFESSIONAL SERVICES	Open	875.00	0.00
13-00502	03/05/13	BLUEDIAM	BLUE DIAMOND DISPOSAL, INC.	CITY CONTRACT #13-20	Open	2,787.00	0.00 B
13-00503	03/05/13	BLUEDIAM	BLUE DIAMOND DISPOSAL, INC.	CITY CONTRACT #13-20	Open	14,822.25	0.00 B
13-00532	03/11/13	FILE	FILE ANNEX, INC.	Records Storage	Open	219.63	0.00 B
13-00537	03/11/13	LINESYST	LINE SYSTEMS INC.	RESOLUTION 13-49-156	Open	9,611.59	0.00 B
13-00550	03/14/13	ARSEN	ARSENAL SOUND, L.L.C.		Open	565.00	0.00
13-00560	03/14/13	BUSIS	BUSINESS & NEIGHBORHOOD DEVEL.	2013 SID LEVY PER 13-49-163	Open	49,207.00	0.00 B
13-00635	03/22/13	HORIZOND	HORIZON BS/BC DENTAL PROGRAM		Open	874.50	0.00 B
13-00684	04/01/13	OCNJ-COM	OCEAN CITY NJ.COM		Open	2,300.00	0.00 B
13-00687	04/01/13	MCNEE	CHARLES MCNEELEY		Open	47.00	0.00 B

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
13-00803	04/03/13	NATIONAL	NATIONAL VISION ADMIN, LLC	Open	717.66	0.00	B
13-00815	04/03/13	NOWELL	JUNETTA N. DIX CONSULTING, INC. Env/Permitting 2nd St.outfall	Open	550.00	0.00	B
13-00839	04/09/13	SZAFERMA	SZAFERMAN, LAKIND, BLUMSTEIN & SCHILLING ESTATE	Open	1,638.60	0.00	B
13-00891	04/16/13	IPSGROUP	IPS GROUP CORPORATION CC 13-08; RES. 13-49-198	Open	26,158.65	0.00	
13-00895	04/18/13	PERFECT	PERFECT TOUCH LANDSCAPING, INC RES. #12-48-211	Open	4,892.00	0.00	
13-00928	04/18/13	DFFLM	DFFLM LLC-ATTN: STEVEN TREBLE RES #13-49-199	Open	25,542.70	0.00	
13-01127	05/10/13	CRYSTAL	CRYSTAL SPRINGS	Open	3.49	0.00	
13-01129	05/10/13	SEASHORE	SEASHORE ASPHALT CORP.	Open	219.98	0.00	B
13-01170	05/15/13	RUDERMAN	RUDERMAN AND GLICKMAN, PC. RES# 12-49-004	Open	700.00	0.00	B
13-01287	05/20/13	CZAR	LAMONT H. CZAR, P.E. RES. 13-49-138; CH RENO	Open	22,562.50	0.00	B
13-01326	05/24/13	ALIANO	ALIANO BROTHERS GEN. CONT, INC CC 13-48 R-1; RES. 13-49-225	Open	3,841.57	0.00	B
13-01482	06/04/13	OCHUM	OCEAN CITY HUMANE SOCIETY 2013 ALLOTMENT RES# 11-48-093	Open	10,000.00	0.00	
13-01571	06/19/13	SCHIAVON	FRED M. SCHIAVONE CONST., INC. RES. 13-49-247; CC 13-49	Open	93,633.12	0.00	B
13-01745	07/02/13	LUMBERMA	LUMBERMAN ASSOCIATES RES. 12-49-016	Open	8,960.00	0.00	
13-01845	07/18/13	ENTERPRI	ENTERPRISE LEASING COMPANY	Open	1,312.00	0.00	
13-01992	07/31/13	ACTIO	ACTION SUPPLY, INC. QUOTE	Open	597.77	0.00	B
13-02018	07/31/13	POM	P.O.M. INC.	Open	2,640.00	0.00	
13-02037	08/02/13	NJAFM	NEW JERSEY ASSOICATION FOR NJAFM CONF/P NEWTON, R PENROSE	Open	390.00	0.00	
13-02039	08/02/13	NJAFM	NEW JERSEY ASSOICATION FOR MEMBERSHIP ROBERT PENROSE	Open	20.00	0.00	
13-02210	08/13/13	ARTHURHJ	ARTHUR J. OGREN, INC. CC#13-35; RES. 13-49-280	Open	194,445.05	0.00	B
13-02233	08/16/13	SCHOLAST	SCHOLASTIC, INC	Open	115.50	0.00	
13-02257	08/22/13	CATER	CATERINA SUPPLY COMPANY	Open	716.75	0.00	B
13-02318	08/30/13	COMTIX	COMTIX TICKETS, INC.	Open	660.00	0.00	
13-02383	09/06/13	CORBYASS	CORBY ASSOCIATES	Open	775.00	0.00	
13-02389	09/06/13	CENTRAL	CENTRAL JERSEY EQUIPMENT	Open	72.10	0.00	
13-02411	09/12/13	MAYLINE	MAYLINE COMPANY LLC/KWIK FILE SHELVING/NJ STATE CTR #A-81630	Open	1,279.06	0.00	
13-02499	09/18/13	MUSCO	MUSCO SPORTS LIGHTING, LLC Match existing Musco Lighting	Open	19,255.00	0.00	
13-02500	09/18/13	KENMARSH	KENNETH MARSHAL ELECTRICAL INC	Open	14,090.00	0.00	
13-02519	09/18/13	HARTT	THERESA HART	Open	175.00	0.00	
13-02565	09/23/13	JUST M	JUST MARK & COMPANY, INC.	Open	1,875.00	0.00	
13-02586	09/26/13	PUTTERMA	BONNIE D. PUTTERMAN, ESQ.	Open	300.00	0.00	B
13-02588	09/26/13	BECHTENG	BECHT ENGINEERING BT, INC. Analysis MP Geothermal	Open	3,500.00	0.00	
13-02668	10/07/13	DAVIDSHU	DAVID SHULTZ AIRSHOWS LLC	Open	349.77	0.00	
13-02669	10/07/13	PERRY	PERRY-EGAN CHEVROLET, INC.	Open	3,414.92	0.00	
13-02676	10/07/13	GONENATI	GONE NATIVE COMMUNICATIONS INC	Open	495.00	0.00	
13-02687	10/08/13	DYNAMICS	DYNAMIC SECURITY, LLC	Open	6,625.00	0.00	
13-02689	10/08/13	TUCKH	TUCKAHOE NURSERIES INC.	Open	900.00	0.00	
13-02694	10/08/13	SERVMAS	SERVICEMASTER TO THE RESCUE	Open	628.80	0.00	
13-02720	10/08/13	ELMED	ELMER DOOR COMPANY INC.	Open	2,912.00	0.00	
13-02813	10/16/13	GRAPHIC	GRAPHIC DESIGNS INTERNATIONAL	Open	1,550.04	0.00	
13-02830	10/21/13	FRIEN	FRIENDS OF THE POPS	Open	8,365.00	0.00	
13-02838	10/21/13	RECRA	RECREATION SUPPLY COMPANY INC.	Open	220.80	0.00	
13-02840	10/21/13	NJPSAC	NEW JERSEY PUBLIC SAFETY	Open	875.00	0.00	
13-02842	10/21/13	NJSFL	NEW JERSEY STATE FLOORING INC. Resolution #12-49-087	Open	2,960.00	0.00	
13-02843	10/21/13	BOX	BOX OF RAIN IRRIGATION Dollars to date attached	Open	3,700.00	0.00	
13-02844	10/21/13	CROSSFIR	CROSSFIRE TECHNOLOGIES LLC Resolution #13-49-288	Open	13,921.66	0.00	
13-02849	10/21/13	MRSAIR	MRS AIRFIELD LIGHTS & SUPPLIES	Open	476.72	0.00	
13-02869	10/23/13	QUANT	QUANTUM INC.	Open	216.00	0.00	
13-02877	10/23/13	ASSOCIAT	ASSOCIATION OF STATE FLOODPLAI 2014 MEMBERSHIP RENEWAL	Open	240.00	0.00	
13-02878	10/23/13	BOANJ	BUILDING OFFICIALS ASSOC OF NJ 2014 MEMBERSHIP RENEWAL	Open	150.00	0.00	
13-02881	10/23/13	IAEI	INTERNATIONAL ASSOCIATION OF 2014 MEMBERSHIP RENEWAL	Open	102.00	0.00	
13-02888	10/23/13	KLINE	KLINE CONSTRUCTION CO INC CC 13-60; RES. 13-49-335	Open	21,186.88	0.00	
13-02891	10/23/13	LUKASJ	JEROME LUKAS	Open	250.00	0.00	
13-02892	10/23/13	JUROSC	CHAD JUROS	Open	350.00	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
13-02896	10/23/13	THOMASMI THOMAS G.SMITH, ESQ.	BRC	Open	260.00	0.00	B
13-02899	10/23/13	DOWNTOWN DOWNTOWN DECORATIONS, INC.	CC12-63; RES. 13-49-336	Open	38,781.99	0.00	
13-02913	10/29/13	GOLFCAR GOLF CAR SPECIALITIES, L.L.C.		Open	136.16	0.00	
13-02914	10/29/13	OCTAB OCEAN CITY TABERNACLE ASSN.		Open	1,500.00	0.00	
13-02915	10/29/13	PRESS THE PRESS		Open	500.00	0.00	
13-02916	10/29/13	SJSHORE SJSHORE MARKETING, LLC		Open	1,085.00	0.00	
13-02918	10/29/13	SJGRS SOUTH JERSEY GARDEN RAILROAD		Open	300.00	0.00	
13-02920	10/29/13	SENTI SENTINEL LEDGER		Open	588.00	0.00	
13-02921	10/29/13	SJ S-GAU SOUTH JERSEY S-GAUGERS		Open	300.00	0.00	
13-02922	10/29/13	LANDS LANDSMAN UNIFORMS, INC.		Open	1,989.98	0.00	
13-02925	10/29/13	AUSTN AUSTIN'S SPORTS		Open	1,440.00	0.00	
13-02927	10/29/13	KENDELLE GARY T KENDELLEN		Open	675.62	0.00	
13-02932	10/29/13	GRAIN GRAINGER, INC. W.W.	misc tools	Open	275.76	0.00	
13-02933	10/29/13	GRAIN GRAINGER, INC. W.W.	tool box for supplies	Open	673.50	0.00	
13-02934	10/29/13	POSTM US POSTMASTER		Open	320.00	0.00	
13-02935	10/29/13	HOWES HOWE'S STANDARD PUBLISHING	CC 13-04 RES 13-49-184	Open	150.00	0.00	
13-02938	10/29/13	RUTG RUTGERS-THE STATE UNIVERSITY	Course registration	Open	1,500.00	0.00	
13-02939	10/29/13	BLOND BLONDIE'S FLOATS		Open	650.00	0.00	
13-02942	10/29/13	KRAVI DBK PHOTO		Open	200.00	0.00	
13-02943	10/29/13	MCMNI MCMANIMON & SCOTLAND BAUMANN,	Bond Counsel	Open	600.00	0.00	
13-02944	10/30/13	WEISENTH WEISENTHAL FAMILY LLC	REFUND ESCROW APPLICATION FEE	Open	500.00	0.00	
13-02947	10/31/13	SCHWA SCHWAAB, INC.	RUBBER STAMP	Open	36.49	0.00	
13-02948	10/31/13	CODED CODED SYSTEMS LLC	CODIFICATION SERVICES SUP #21	Open	2,043.15	0.00	
13-02951	10/31/13	EXPRS EXPRESS PRESS		Open	382.00	0.00	
13-02952	10/31/13	TREA4 TREASURER, STATE OF N.J.		Open	5,940.50	0.00	
13-02955	10/31/13	TELVUE TELVUE CORPORATION	NJSA 40A:11-5	Open	12,000.00	0.00	
13-02958	11/01/13	MITCHELL MITCHELL-HUMPHREY & COMPANY	NJSA:40A:11-5(i)dd	Open	8,115.00	0.00	
13-02963	11/01/13	NJSLOM NJ STATE LEAGUE OF	REGISTRATION LEAGUE CONF 2013	Open	130.00	0.00	
13-02964	11/01/13	CMCCH CAPE MAY COUNTY CHAMBER OF	CMC Chamber Sept.2013 Bus. Mtg	Open	48.00	0.00	
13-02966	11/01/13	06MCLARN ROGER D. MCLARNON	REIMBURSEMENT CFM CERTIFICATE	Open	325.00	0.00	
13-02970	11/01/13	SAFEG SAFEGUARD, INC.	CUSTOMER ACCOUNT# 038191	Open	751.23	0.00	
13-02971	11/06/13	NJSHA NEW JERSEY SHADE TREE FEDERA-		Open	100.00	0.00	
13-03094	11/14/13	03WISNEF WISNEFSKI, KENNETH & ALLISON	BLK 70.59 LOT 12	Open	1,317.95	0.00	
13-03095	11/14/13	03SHERM SHERMAN, TODD & JANICE		Open	1,815.06	0.00	
13-03096	11/14/13	03DOWNEY DOWNEY, JAMES E & TINA		Open	827.11	0.00	
13-03097	11/14/13	03ANSELM ANSELM, PAUL S & RUTH S		Open	892.16	0.00	
13-03098	11/14/13	03OCPART OCEAN CITY PARTNERS, LLC		Open	385.92	0.00	
13-03099	11/14/13	03STEZZI STEZZI, ANTHONY & VICTORIA		Open	886.32	0.00	
13-03100	11/14/13	03MOON MOON, JUDSON & EILEEN		Open	758.64	0.00	
13-03101	11/14/13	03RUDYLE RUDY, LEE & CARYN KARMATZ		Open	3,137.26	0.00	
13-03102	11/14/13	03YOCOM YOCOM, PHILIP & KIRAN		Open	6,422.55	0.00	
13-03103	11/14/13	03CLOGIC CORE LOGIC		Open	499.74	0.00	
13-03104	11/14/13	03LERETA LERETA CORP		Open	2,504.64	0.00	
13-03105	11/14/13	03VINEY VINEY, VINCENT & KIMBERLY		Open	401.88	0.00	
13-03106	11/14/13	03CORACE CORACE, FRANK & JOVITA		Open	2,924.62	0.00	
13-03107	11/14/13	03FARRAR FARRAR, JOHN R		Open	1,535.86	0.00	
13-03108	11/14/13	03TAYLOR TAYLOR, JOHN & EVELINE		Open	1,040.07	0.00	
13-03109	11/14/13	BMI BROADCAST MUSIC INC.		Open	1,087.03	0.00	
13-03110	11/14/13	ASCAP ASCAP		Open	1,721.13	0.00	
13-03120	11/14/13	BUSIS BUSINESS & NEIGHBORHOOD DEVEL. 2013 B.A.N.D DEBT RELIEF		Open	21,383.39	0.00	
13-03122	11/14/13	SPINN SPINNING WHEEL FLORIST INC.		Open	3,790.00	0.00	
13-03125	11/14/13	SONJ-DEP TREASURER STATE OF NJ	CAFRA PERMIT 600 BL-BDWK	Open	5,632.16	0.00	
13-03127	11/15/13	SHORH SHORE HARDWARE		Open	69.72	0.00	
13-03128	11/15/13	NAPAAUTO SEAVILLE NAPA AUTO PARTS		Open	17,280.31	0.00	B

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

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
Total Purchase Orders:		159	Total P.O. Line Items:	337	Total List Amount:	2,525,002.74	Total Void Amount:	0.00

2013
Recreation Trust Fund
Bill List

11/14/2013

Voucher #	Name	Amount
3746	Andrew Gallagher	120.00 Recreation Soccer Sept/Oct.

<u>\$</u>	<u>120.00</u>
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CITY OF OCEAN CITY
Check Register By Check Id

Page No: 1
Meeting 11.21.13

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 4374 to 4462
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
4374	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02722	1	ACIR PRO - batteries (music pi	794.28	3-01-26-830-259	Budget		1
				PW/FACILITY MAINT-MINOR APPARATUS			
4375	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02723	1	ACU-THERM SUPPLY CO - irrigati	501.38	3-01-26-830-259	Budget		2
				PW/FACILITY MAINT-MINOR APPARATUS			
4376	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02724	1	ADVANCE AUTO PARTS #8011 - Cre	54.04	3-01-26-880-259	Budget		3
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02724	2	ADVANCE AUTO PARTS #8011 - Pur	54.04	3-01-26-880-259	Budget		4
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02724	3	ADVANCE AUTO PARTS #8011 - Pur	57.82	3-01-26-880-259	Budget		5
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			57.82				
4377	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02725	1	AMSAN CORP - Purchase	143.00	3-01-26-825-259	Budget		6
				PW/CITY WIDE-MINOR APPARATUS			
13-02725	2	AMSAN CORP - Purchase	540.00	3-01-26-825-259	Budget		7
				PW/CITY WIDE-MINOR APPARATUS			
13-02725	3	AMSAN CORP - Purchase	622.25	3-01-26-825-259	Budget		8
				PW/CITY WIDE-MINOR APPARATUS			
13-02725	4	AMSAN CORP - Purchase	3,462.00	3-01-26-825-259	Budget		9
				PW/CITY WIDE-MINOR APPARATUS			
13-02725	5	AMSAN CORP - Purchase	277.92	3-01-26-825-259	Budget		10
				PW/CITY WIDE-MINOR APPARATUS			
13-02725	6	AMSAN CORP - Purchase	1,316.80	G-02-40-181-178	Budget		11
				NJLM SUSTAINABLE JERSEY SMALL GRANT			
			6,361.97				
4378	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02726	1	ASE TEST FEES - Purchase	191.00	3-01-26-880-259	Budget		12
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4379	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02727	1	BALTIMORE HYDRAULICS, INC - pa	4,392.25	3-01-26-880-259	Budget		13
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4380	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02728	1	MILLEVOI BEST TIRE INC - Purch	35.90	3-01-25-770-259	Budget		14
				P5/FIRE-MINOR APPARATUS			
13-02728	2	MILLEVOI BEST TIRE INC - Purch	125.00	3-01-26-880-259	Budget		15
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02728	3	MILLEVOI BEST TIRE INC - Purch	659.76	3-01-26-880-259	Budget		16
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02728	4	MILLEVOI BEST TIRE INC - Purch	1,081.14	3-01-26-880-259	Budget		17
				PW/FLEET MAINTENANCE MINOR APPARATUS			

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Ref Seq
4380		BANK OF AMERICA					
		Continued					
13-02728	5	MILLEVOI BEST TIRE INC - Purch	227.70	3-01-26-880-259	Budget		18
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			<u>2,129.50</u>				
4381	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02729	1	BPS EXPRESS - HVAC-valves (cit	503.63	3-01-26-830-259	Budget		19
				PW/FACILITY MAINT-MINOR APPARATUS			
4382	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02730	1	THE BROYHILL CO - Purchase	253.70	G-02-40-173-011	Budget		20
				CLEAN COMM.-OP 2001-2013			
4383	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02731	1	BURKEMOTORGROUP#113865 - Purch	125.36	3-01-26-880-259	Budget		21
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4384	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02732	1	CDW GOVERNMENT - HDMI	28.82	3-01-20-046-259	Budget		22
				ADMIN/INFO TECHNOLOGY-MINOR APPARATUS			
13-02732	2	CDW GOVERNMENT - Channel 2 DVD	170.84	3-01-20-046-259	Budget		23
				ADMIN/INFO TECHNOLOGY-MINOR APPARATUS			
13-02732	3	CDW GOVERNMENT - Purchase	144.12	3-01-25-740-233	Budget		24
				PS/POLICE-EQUIP MAINT&REPAIR			
13-02732	4	CDW GOVERNMENT - Purchase	154.61	3-01-25-740-233	Budget		25
				PS/POLICE-EQUIP MAINT&REPAIR			
13-02732	5	CDW GOVERNMENT - Purchase	153.94	3-01-25-740-259	Budget		26
				PS/POLICE-MINOR APPARATUS			
13-02732	6	CDW GOVERNMENT - Replacement P	1,561.98	C-04-55-283-010	Budget		27
				TECHNOLOGY IMPROVEMENTS IBNLT:			
13-02732	7	CDW GOVERNMENT - Projector sta	204.53	C-04-55-283-010	Budget		28
				TECHNOLOGY IMPROVEMENTS IBNLT:			
13-02732	8	CDW GOVERNMENT - Credit for Pr	204.53	C-04-55-283-010	Budget		29
				TECHNOLOGY IMPROVEMENTS IBNLT:			
			<u>2,214.31</u>				
4385	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02733	1	CENTRAL JERSEY EQUIP HAMM - Pu	66.58	3-01-26-880-259	Budget		30
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02733	2	CENTRAL JERSEY EQUIP HAMM - Pu	666.17	3-01-26-880-259	Budget		31
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02733	3	CENTRAL JERSEY EQUIP HAMM - Pu	184.12	3-01-26-880-259	Budget		32
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02733	4	CENTRAL JERSEY EQUIP HAMM - Pu	1,070.00	3-01-26-880-259	Budget		33
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02733	5	CENTRAL JERSEY EQUIP HAMM - Pu	209.27	3-01-26-880-259	Budget		34
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02733	6	CENTRAL JERSEY EQUIP HAMM - Pu	490.00	C-04-55-275-702	Budget		35
				BUILDING AND GROUNDS EQUIPMENT			
13-02733	7	CENTRAL JERSEY EQUIP HAMM - Pu	5,400.00	C-04-55-275-702	Budget		36
				BUILDING AND GROUNDS EQUIPMENT			
			<u>8,086.14</u>				

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Seq
4386	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02734	1	CHAPMAN FORD LINCOLN MERC - Pu	75.00	3-01-26-880-259	Budget		37
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	2	CHAPMAN FORD LINCOLN MERC - Pu	550.51	3-01-26-880-259	Budget		38
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	3	CHAPMAN FORD LINCOLN MERC - Pu	100.00	3-01-26-880-259	Budget		39
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	4	CHAPMAN FORD LINCOLN MERC - Pu	510.06	3-01-26-880-259	Budget		40
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	5	CHAPMAN FORD LINCOLN MERC - Pu	39.03	3-01-26-880-259	Budget		41
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	6	CHAPMAN FORD LINCOLN MERC - Pu	42.02	3-01-26-880-259	Budget		42
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	7	CHAPMAN FORD LINCOLN MERC - Pu	628.92	3-01-26-880-259	Budget		43
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	8	CHAPMAN FORD LINCOLN MERC - Pu	239.55	3-01-26-880-259	Budget		44
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	9	CHAPMAN FORD LINCOLN MERC - Pu	14.87	3-01-26-880-259	Budget		45
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	10	CHAPMAN FORD LINCOLN MERC - Pu	663.94	3-01-26-880-259	Budget		46
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02734	11	CHAPMAN FORD LINCOLN MERC - Pu	289.85	3-01-26-880-259	Budget		47
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			2,774.01				
4387	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02735	1	CLEANERS SUPPLY - Purchase	63.73	T-12-56-173-033	Budget		48
				RECREATION TRUST PROGRAMS			
4388	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02736	1	CODY'S POWER EQUIPMENT - parts	15.52	3-01-26-830-259	Budget		49
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02736	2	CODY'S POWER EQUIPMENT - small	102.39	3-01-26-830-259	Budget		50
				PW/FACILITY MAINT-MINOR APPARATUS			
			117.91				
4389	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02737	1	COLONIAL ELECTRIC SUPPLY - ele	100.46	3-01-26-830-259	Budget		51
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02737	2	COLONIAL ELECTRIC SUPPLY - ele	102.34	3-01-26-830-259	Budget		52
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02737	3	COLONIAL ELECTRIC SUPPLY - par	104.45	3-01-26-830-259	Budget		53
				PW/FACILITY MAINT-MINOR APPARATUS			
			307.25				
4390	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02738	1	COMCAST OF PLEASANTVIL - ISP F	95.55	3-01-20-046-265	Budget		54
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02738	2	COMCAST OF PLEASANTVIL - ISP	100.91	3-01-20-046-265	Budget		55
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02738	3	COMCAST OF PLEASANTVIL - ISP F	110.60	3-01-20-046-265	Budget		56
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Seq
4390		BANK OF AMERICA					
		Continued					
13-02738	4	COMCAST OF PLEASANTVIL - CH NO	459.75	3-01-20-046-265	Budget		57
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02738	5	COMCAST OF PLEASANTVIL - Rt 52	800.03	3-01-20-046-265	Budget		58
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02738	6	COMCAST OF PLEASANTVIL - Purch	27.94	3-01-25-740-259	Budget		59
				PS/POLICE-MINOR APPARATUS			
13-02738	7	COMCAST OF PLEASANTVIL - Purch	30.26	3-01-25-740-259	Budget		60
				PS/POLICE-MINOR APPARATUS			
13-02738	8	COMCAST OF PLEASANTVIL - Purch	70.60	3-01-25-740-259	Budget		61
				PS/POLICE-MINOR APPARATUS			
13-02738	9	COMCAST OF PLEASANTVIL - Purch	225.55	3-01-25-740-259	Budget		62
				PS/POLICE-MINOR APPARATUS			
			1,921.19				
4391	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02739	1	COMCAST UPWARE/Carboni - Purch	20.95	3-01-25-740-259	Budget		63
				PS/POLICE-MINOR APPARATUS			
4392	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02740	1	CONCRETE SUPPLY HSE - small en	116.09	3-01-26-830-259	Budget		64
				PW/FACILITY MAINT-MINOR APPARATUS			
4393	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02741	1	CONTRACTOR SERVICE - sand bags	116.00	3-01-26-830-268	Budget		65
				PW/FACILITY MAINT-GROUNDS KEEPING			
4394	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02742	1	COOPER ELECTRIC W BERLIN - rep	46.00	3-01-26-830-259	Budget		66
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	2	COOPER ELECTRIC W BERLIN - par	89.00	3-01-26-830-259	Budget		67
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	3	COOPER ELECTRIC W BERLIN - led	3,255.00	3-01-26-830-259	Budget		68
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	4	COOPER ELECTRIC W BERLIN - bal	220.00	3-01-26-830-259	Budget		69
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	5	COOPER ELECTRIC W BERLIN - rep	888.00	3-01-26-830-259	Budget		70
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	6	COOPER ELECTRIC W BERLIN - sup	48.00	3-01-26-830-259	Budget		71
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02742	7	COOPER ELECTRIC W BERLIN - rep	72.00	3-01-26-830-259	Budget		72
				PW/FACILITY MAINT-MINOR APPARATUS			
			4,618.00				
4395	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02743	1	CRAFT OIL CORP - Purchase	986.50	3-01-26-880-259	Budget		73
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4396	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02744	1	DMI DELL K-12/GOVT - Purchase	4,072.23	C-04-55-283-101	Budget		74
				POLICE EQUIPMENT IBNLT:			

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PO #	Item	Description					Ref Seq
4396		BANK OF AMERICA					
		Continued					
13-02744	2	DMI DELL K-12/GOVT - WKS	4,200.00	C-04-55-283-010	Budget		75
				TECHNOLOGY IMPROVEMENTS IBNLT:			
			8,272.23				
4399	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02745	1	DELAWARE.NET, INC. - OCNJ.US H	76.00	3-01-20-046-265	Budget		76
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02745	2	DELAWARE.NET, INC. - OCNJ.US H	150.00	3-01-20-046-265	Budget		77
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
			226.00				
4400	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02746	1	EMR HARBOR AUTO - Purchase	100.00	3-01-26-880-259	Budget		78
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4401	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02747	1	EXPRESS PRESS - Purchase	260.00	3-01-20-310-249	Budget		79
				LAW/LEGAL-OFFICE SUPPLIES			
4402	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02748	1	NEW JERSEY E-ZPASS - Purchase	45.00	3-01-25-770-211	Budget		80
				PS/PROFESSIONAL SERVICES			
13-02748	2	NEW JERSEY E-ZPASS - Purchase	45.00	3-01-25-770-211	Budget		81
				PS/PROFESSIONAL SERVICES			
13-02748	3	NEW JERSEY E-ZPASS - Purchase	45.00	3-01-25-770-211	Budget		82
				PS/PROFESSIONAL SERVICES			
13-02748	4	NEW JERSEY E-ZPASS - Purchase	45.00	3-01-25-770-211	Budget		83
				PS/PROFESSIONAL SERVICES			
13-02748	5	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		84
				PW/CITY WIDE-STORAGE & TOWING			
13-02748	6	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		85
				PW/CITY WIDE-STORAGE & TOWING			
13-02748	7	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		86
				PW/CITY WIDE-STORAGE & TOWING			
13-02748	8	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		87
				PW/CITY WIDE-STORAGE & TOWING			
13-02748	9	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		88
				PW/CITY WIDE-STORAGE & TOWING			
13-02748	10	NEW JERSEY E-ZPASS - Purchase	15.00	3-01-26-825-213	Budget		89
				PW/CITY WIDE-STORAGE & TOWING			
			270.00				
4403	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02749	1	FAIRWAY CYCLE INC - Purchase	100.80	3-01-25-740-259	Budget		90
				PS/POLICE-MINOR APPARATUS			
4404	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02750	1	INT FIRE & SAFETY SERVICE - Pu	2,323.70	3-01-25-770-233	Budget		91
				PS/FIRE-EQUIPMENT MAINT & REP			
13-02750	2	INT FIRE & SAFETY SERVICE - Pu	218.17	3-01-25-770-233	Budget		92
				PS/FIRE-EQUIPMENT MAINT & REP			

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4404		BANK OF AMERICA					
		Continued					
13-02750	3	INT FIRE & SAFETY SERVICE - Pu	1,267.89	3-01-25-770-233	Budget		93
				PS/FIRE-EQUIPMENT MAINT & REP			
13-02750	4	INT FIRE & SAFETY SERVICE - Pu	2,169.32	3-01-25-770-233	Budget		94
				PS/FIRE-EQUIPMENT MAINT & REP			
13-02750	5	INT FIRE & SAFETY SERVICE - Pu	154.58	3-01-25-770-233	Budget		95
				PS/FIRE-EQUIPMENT MAINT & REP			
			6,133.66				
4405	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02751	1	GARDEN STATE HWY PROD INC - Pu	66.00	3-01-20-670-259	Budget		96
				FINANCIAL MGMT/PARKING REG-MINOR APPRTUS			
13-02751	2	GARDEN STATE HWY PROD INC - Pu	250.50	3-01-20-670-259	Budget		97
				FINANCIAL MGMT/PARKING REG-MINOR APPRTUS			
13-02751	3	GARDEN STATE HWY PROD INC - Pu	855.50	3-01-20-670-275	Budget		98
				FINANCIAL MGMT/PARKING REG-SAFETY EQUIP			
			1,172.00				
4406	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02752	1	GODADDY.COM - OCNJ.US Services	79.94	3-01-20-046-265	Budget		99
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
13-02752	2	GODADDY.COM - Webiste Donain S	49.68	3-01-20-046-265	Budget		100
				ADMIN/INFO TECHNOLOGY-EQUIPMENT OUTLAY			
			129.62				
4407	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02753	1	WW GRAINGER - Purchase	152.88	3-01-20-046-259	Budget		101
				ADMIN/INFO TECHNOLOGY-MINOR APPARATUS			
13-02753	2	WW GRAINGER - Purchase	329.87	3-01-20-046-259	Budget		102
				ADMIN/INFO TECHNOLOGY-MINOR APPARATUS			
13-02753	3	WW GRAINGER - Purchase	476.84	3-01-20-046-259	Budget		103
				ADMIN/INFO TECHNOLOGY-MINOR APPARATUS			
13-02753	4	WW GRAINGER - Credit	201.88	3-01-20-098-259	Budget		104
				C/S-AQUATIC & FITNESS MINOR APPARATUS			
13-02753	5	WW GRAINGER - Purchase	99.68	3-01-20-098-259	Budget		105
				C/S-AQUATIC & FITNESS MINOR APPARATUS			
13-02753	6	WW GRAINGER - Purchase	71.52	3-01-20-098-259	Budget		106
				C/S-AQUATIC & FITNESS MINOR APPARATUS			
13-02753	7	WW GRAINGER - Purchase	153.41	3-01-20-098-259	Budget		107
				C/S-AQUATIC & FITNESS MINOR APPARATUS			
13-02753	8	WW GRAINGER - Purchase	13.10	3-01-20-650-259	Budget		108
				FINANCIAL MGMT/REV COLLECTION-MINOR APP			
13-02753	9	WW GRAINGER - Purchase	338.40	3-01-20-650-275	Budget		109
				FINANCIAL MGMT/REV COLLECTION-SAFETY			
13-02753	10	WW GRAINGER - Purchase	84.77	3-01-20-670-259	Budget		110
				FINANCIAL MGMT/PARKING REG-MINOR APPRTUS			
13-02753	11	WW GRAINGER - Purchase	343.74	3-01-26-820-259	Budget		111
				PW/SANITATION & RECEIVING-MINOR APPRATUS			
13-02753	12	WW GRAINGER - Purchase	134.88	3-01-26-820-259	Budget		112
				PW/SANITATION & RECEIVING-MINOR APPRATUS			
13-02753	13	WW GRAINGER - ppe-safety (buil	342.84	3-01-26-830-259	Budget		113
				PW/FACILITY MAINT-MINOR APPARATUS			

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4407	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02753	14	WW GRAINGER - ppe-safety (buil	420.60	3-01-26-830-259	Budget		114
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02753	15	WW GRAINGER - ppe-safety (buil	440.10	3-01-26-830-259	Budget		115
				PW/FACILITY MAINT-MINOR APPARATUS			
			3,200.75				
4408	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02754	1	GRANTURK EDMNT CO INC - Purch	1,270.50	3-01-26-880-259	Budget		116
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02754	2	GRANTURK EDMNT CO INC - Purch	48.66	3-01-26-880-259	Budget		117
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02754	3	GRANTURK EDMNT CO INC - Purch	295.14	3-01-26-880-259	Budget		118
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02754	4	GRANTURK EDMNT CO INC - Purch	60.87	3-01-26-880-259	Budget		119
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			1,553.43				
4409	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02755	1	GRANT SUPPLY COMPANY PLEA - pa	384.45	3-01-26-830-259	Budget		120
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02755	2	GRANT SUPPLY COMPANY PLEA - fl	222.00	3-01-26-830-259	Budget		121
				PW/FACILITY MAINT-MINOR APPARATUS			
			606.45				
4410	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02756	1	HISTORICAL EMPORIUM - Purchase	101.90	3-01-20-090-267	Budget		122
				C/S-PUBLIC RELATIONS CITY WIDE PROMOTNS			
13-02756	2	HISTORICAL EMPORIUM - Purchase	156.80	3-01-20-090-267	Budget		123
				C/S-PUBLIC RELATIONS CITY WIDE PROMOTNS			
			258.70				
4411	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02757	1	HOOVER TRUCK CNTR CINNAM - Pur	1,558.21	3-01-26-880-259	Budget		124
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4412	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02758	1	HUBER LOCKSMITHS INC - lock re	170.70	3-01-26-830-259	Budget		125
				PW/FACILITY MAINT-MINOR APPARATUS			
4413	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02759	1	INTERSTATE BATTERIES - Purchas	1,663.60	3-01-26-880-259	Budget		126
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4414	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02760	1	INT NEW JERSEY RECREATION - na	590.00	3-01-26-830-268	Budget		127
				PW/FACILITY MAINT-GROUNDS KEEPING			
4415	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02761	1	JALMA FARMS - Purchase	103.00	G-02-40-181-192	Budget		128
				SUSTAINABLE JERSEY 2012			

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4416	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02762	1	JESCO INC - Purchase	386.75	3-01-26-880-259	Budget		129
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02762	2	JESCO INC - Purchase	768.31	3-01-26-880-259	Budget		130
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02762	3	JESCO INC - Purchase	1,310.35	3-01-26-880-259	Budget		131
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			<u>2,465.41</u>				
4417	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02763	1	JOHN DEERE LANDSCAPES625 - rep	11.60	3-01-26-830-259	Budget		132
				PW/FACILITY MAINT-MINOR APPARATUS			
4418	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02764	1	JOHNSTONE SUPPLY OF ABSEC - pa	3.48	3-01-26-830-259	Budget		133
				PW/FACILITY MAINT-MINOR APPARATUS			
4419	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02765	1	KEEN TRANSPORT - Purchase	1,424.56	C-04-55-274-402	Budget		134
				STORM TRUCK			
4420	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02766	1	LANGS GARDEN MARKET - mums-wc	178.50	3-01-26-830-268	Budget		135
				PW/FACILITY MAINT-GROUNDS KEEPING			
4421	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02767	1	WWW.LOGMEIN.COM - Purchase	39.50	3-01-25-740-259	Budget		136
				PS/POLICE-MINOR APPARATUS			
13-02767	2	WWW.LOGMEIN.COM - Purchase	22.90	3-01-25-740-259	Budget		137
				PS/POLICE-MINOR APPARATUS			
13-02767	3	WWW.LOGMEIN.COM - Purchase	24.92	3-01-25-740-259	Budget		138
				PS/POLICE-MINOR APPARATUS			
			<u>87.32</u>				
4422	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02768	1	LOWES #01034 - Purchase	140.02	3-01-25-730-265	Budget		139
				PS/LIFEGUARDS-EQUIP OUTLAY			
4423	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02769	1	RE MICHEL COMPANY INC. - belts	50.71	3-01-26-830-259	Budget		140
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02769	2	RE MICHEL COMPANY INC. - ac re	1,697.50	3-01-26-830-259	Budget		141
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02769	3	RE MICHEL COMPANY INC. - HVAC	57.45	3-01-26-830-259	Budget		142
				PW/FACILITY MAINT-MINOR APPARATUS			
			<u>1,805.66</u>				
4424	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02770	1	MR FUEL 6 00000018 - Purch	530.13	3-01-20-626-225	Budget		143
				CITY WIDE UTILITIES/GAS & DIESEL			

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PO #	Item	Description					Ref Seq
4425	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02771	1	NFPA NATL FIRE PROTECT - Purch	894.76	3-01-25-720-249	Budget		144
				PS/RESCUE SERVICES-OFC SUPPLIES			
4426	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02772	1	NATIONALGYM SUPPLY - Purchase	66.56	3-01-20-098-259	Budget		145
				C/S-AQUATIC & FITNESS MINOR APPARATUS			
4427	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02773	1	NJ APP FINGERPRINT - Purchase	57.50	3-01-20-025-262	Budget		146
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	2	NJ APP FINGERPRINT - Purchase	57.50	3-01-20-025-262	Budget		147
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	3	NJ APP FINGERPRINT - Purchase	57.50	3-01-20-025-262	Budget		148
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	4	NJ APP FINGERPRINT - Credit	57.50	3-01-20-025-262	Budget		149
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	5	NJ APP FINGERPRINT - Purchase	26.00	3-01-20-025-262	Budget		150
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	6	NJ APP FINGERPRINT - Purchase	26.00	3-01-20-025-262	Budget		151
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	7	NJ APP FINGERPRINT - Purchase	26.00	3-01-20-025-262	Budget		152
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
13-02773	8	NJ APP FINGERPRINT - Purchase	26.00	3-01-20-025-262	Budget		153
				ADMIN/HUMAN RESOURCES-PHYSICALS & VACCIN			
			219.00				
4428	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02774	1	NJ MVC CARDIFF CARD - Purchase	120.00	3-01-26-880-259	Budget		154
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4429	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02775	1	OCEAN CITY ANIMAL HOUSE - Purc	251.94	T-12-56-175-030	Budget		155
				SPECIAL LAW ENFORCEMENT TRUST			
4430	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02776	1	OLD DOMINION BRUSH CO - Purcha	988.13	G-02-40-173-011	Budget		156
				CLEAN COMM.-OP 2001-2013			
4431	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02777	1	Patch Media Group - Purchase	140.10	3-01-20-098-221	Budget		157
				C/S-AQUATIC & FITNESS ADV & PROMO EXPENS			
4432	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02778	1	PEACH COUNTRY TRACTOR - Purcha	43.96	3-01-20-650-259	Budget		158
				FINANCIAL MGMT/REV COLLECTION-MINOR APP			
13-02778	2	PEACH COUNTRY TRACTOR - Purcha	320.77	3-01-20-650-259	Budget		159
				FINANCIAL MGMT/REV COLLECTION-MINOR APP			
13-02778	3	PEACH COUNTRY TRACTOR - Purcha	225.00	3-01-20-650-259	Budget		160
				FINANCIAL MGMT/REV COLLECTION-MINOR APP			
			589.73				

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4433	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02779	1	PETRO #357 NEW PARIS - Purchas	135.36	3-01-26-880-259	Budget		161
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4434	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02780	1	PILOT - Purchase	83.58	3-01-20-626-225	Budget		162
				CITY WIDE UTILITIES/GAS & DIESEL			
13-02780	2	PILOT - Purchase	88.79	3-01-20-626-225	Budget		163
				CITY WIDE UTILITIES/GAS & DIESEL			
13-02780	3	PILOT 00003483 - Purch	433.07	3-01-20-626-225	Budget		164
				CITY WIDE UTILITIES/GAS & DIESEL			
13-02780	4	PILOT - Purchase	495.00	3-01-20-626-225	Budget		165
				CITY WIDE UTILITIES/GAS & DIESEL			
			1,100.44				
4435	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02781	1	WME PRESSOFACSUBSCRIPT - Purch	300.00	3-01-20-098-221	Budget		166
				C/S-AQUATIC & FITNESS ADV & PROMO EXPENS			
4436	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02782	1	QUINN FLAG LLC - Purchase	235.95	3-01-20-650-221	Budget		167
				FINANCIAL MGMT/REV COLLECTION-ADV&PROMO			
4437	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02783	1	RALLYE PRODUCTIONS - Purchase	477.25	T-12-56-173-034	Budget		168
				REC. TRUST - SPECIAL EVENTS/RECREATION			
13-02783	2	RALLYE PRODUCTIONS - Purchase	216.13	T-12-56-173-034	Budget		169
				REC. TRUST - SPECIAL EVENTS/RECREATION			
			693.38				
4438	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02784	1	RODIO TRACTOR SALES INC - Purc	75.47	3-01-26-880-259	Budget		170
				PW/FLEET MAINTENANCE MINOR APPARATUS			
4439	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02785	1	RU CONT STUDIES - Purchase	50.00	G-02-40-181-008	Budget		171
				RECYCLE TONAGE GRANT 2004-13			
4440	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02786	1	SALSBURY INDUSTRIES - Purchase	654.30	C-04-55-282-601	Budget		172
				BUILDING, GROUNDS & MP CHAIR REPLACEMENTS			
4441	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02787	1	SEETON TURF EHNJ - sports fiel	105.00	3-01-26-830-268	Budget		173
				PW/FACILITY MAINT-GROUNDS KEEPING			
4442	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02788	1	SHELL OIL 57442112009 - Purcha	21.75	3-01-20-626-225	Budget		174
				CITY WIDE UTILITIES/GAS & DIESEL			
13-02788	2	SHELL OIL 57442112009 - Purcha	60.03	3-01-20-626-225	Budget		175
				CITY WIDE UTILITIES/GAS & DIESEL			
			81.78				

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Ref Seq
4443	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02789	1	SHORE TRUE VALUE - Purchase	10.79	3-01-25-730-265	Budget		176
				PS/LIFEGUARDS-EQUIP OUTLAY			
13-02789	2	SHORE TRUE VALUE - parts & sup	64.85	3-01-26-830-259	Budget		177
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02789	3	SHORE TRUE VALUE - materials-p	40.47	3-01-26-830-259	Budget		178
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02789	4	SHORE TRUE VALUE - materials &	53.57	3-01-26-830-259	Budget		179
				PW/FACILITY MAINT-MINOR APPARATUS			
			169.68				
4444	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02790	1	SOUTH JERSEY GLASS AND DO - Pu	250.00	3-01-26-880-259	Budget		180
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02790	2	SOUTH JERSEY GLASS AND DO - Pu	50.91	3-01-26-880-259	Budget		181
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			199.09				
4445	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02791	1	MITCHELL1/SNAP-ON US - Fleet M	2,100.00	C-04-55-283-010	Budget		182
				TECHNOLOGY IMPROVEMENTS IBNLT:			
13-02791	2	MITCHELL1/SNAP-ON US - Fleet M	1,008.00	C-04-55-283-010	Budget		183
				TECHNOLOGY IMPROVEMENTS IBNLT:			
			3,108.00				
4446	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02792	1	NJ DEPT OF ENVIRONMENTAL - PER	600.00	C-04-55-282-101	Budget		184
				VARIOUS STREETS, ALLEYS & DRAINAGE			
13-02792	2	NJ DEPT OF ENVIRONMENTAL - PER	600.00	C-04-55-282-101	Budget		185
				VARIOUS STREETS, ALLEYS & DRAINAGE			
			1,200.00				
4447	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02793	1	STAPLS7105424463000001 - Purch	46.57	3-01-20-005-249	Budget		252
				ADMIN/MAYOR-OFFICE SUPPLIES			
13-02793	2	STAPLS7105424463000001 - Purch	46.57	3-01-20-015-249	Budget		253
				ADMIN/BUS. ADMINISTRATION-OFFCE SUPPLIES			
13-02793	3	STAPLS7106162021000001 - Purch	15.30	3-01-20-035-249	Budget		186
				ADMIN/PURCHASING-OFFICE SUPPLIES			
13-02793	4	STAPLS7106162021000002 - Purch	28.20	3-01-20-035-249	Budget		187
				ADMIN/PURCHASING-OFFICE SUPPLIES			
13-02793	5	STAPLS7105424463000001 - Purch	61.05	3-01-20-047-249	Budget		188
				ADMIN/ENG&PROJECTS OFFICE SUPPLIES			
13-02793	6	STAPLS7106019307000002 - Purch	27.96	3-01-20-047-249	Budget		189
				ADMIN/ENG&PROJECTS OFFICE SUPPLIES			
13-02793	7	STAPLS7106019307000001 - Purch	30.75	3-01-20-047-249	Budget		190
				ADMIN/ENG&PROJECTS OFFICE SUPPLIES			
13-02793	8	STAPLS7106284160000001 - Purch	348.85	3-01-20-080-249	Budget		191
				COMMUNITY SERVICE /CONST CODE - OFF SUPP			
13-02793	9	STAPLS0117849255000001 - Purch	103.22	3-01-20-090-249	Budget		192
				C/S-PUBLIC RELATIONS OFFICE SUPPLIES			
13-02793	10	STAPLS7106118716000002 - Purch	27.50	3-01-20-090-249	Budget		193
				C/S-PUBLIC RELATIONS OFFICE SUPPLIES			

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num Ref Seq
PO #	Item	Description					
4447		BANK OF AMERICA		Continued			
13-02793	11	STAPLS7106118716000001 - Purch	192.66	3-01-20-090-249	Budget		194
				C/S-PUBLIC RELATIONS OFFICE SUPPLIES			
13-02793	12	STAPLS7106118716002001 - Purch	152.72	3-01-20-090-249	Budget		195
				C/S-PUBLIC RELATIONS OFFICE SUPPLIES			
13-02793	13	STAPLS7106384836000001 - Purch	416.28	3-01-20-625-249	Budget		196
				FINANCIAL MGMT/CITY WIDE OFC SUPPLIES			
13-02793	14	STAPLS7105006064000002 - Purch	21.75	3-01-20-410-249	Budget		197
				STATUTORY/CITY CLERK-OFFICE SUPPLIES			
13-02793	15	STAPLS7105006064000001 - Purch	29.98	3-01-20-410-249	Budget		198
				STATUTORY/CITY CLERK-OFFICE SUPPLIES			
13-02793	16	STAPLS7105589214000001 - Purch	50.34	3-01-20-410-249	Budget		199
				STATUTORY/CITY CLERK-OFFICE SUPPLIES			
13-02793	17	STAPLS7105679995000001 - Purch	119.97	3-01-20-510-249	Budget		200
				STATUTORY/MUNICIPAL COURT - OFFICE SUPPL			
13-02793	18	STAPLS7105677312000001 - Purch	575.28	3-01-20-510-249	Budget		201
				STATUTORY/MUNICIPAL COURT - OFFICE SUPPL			
13-02793	19	STAPLS7105523295000001 - Purch	320.00	3-01-20-625-249	Budget		202
				FINANCIAL MGMT/CITY WIDE OFC SUPPLIES			
13-02793	20	STAPLS7104901740000001 - Purch	1,152.30	3-01-20-630-249	Budget		203
				FINANCIAL MGMT/TAX ASSESSMT-OFC SUPP			
13-02793	21	STAPLS7104901740001001 - Credi	235.59	3-01-20-630-249	Budget		204
				FINANCIAL MGMT/TAX ASSESSMT-OFC SUPP			
13-02793	22	STAPLS7106157149000002 - Purch	100.25	3-01-20-650-249	Budget		205
				FINANCIAL MGMT/REV COLLECTION-OFC SUPP			
13-02793	23	STAPLS7106157149000001 - Purch	518.99	3-01-20-650-249	Budget		206
				FINANCIAL MGMT/REV COLLECTION-OFC SUPP			
13-02793	24	STAPLS7105824172000002 - Purch	66.02	3-01-25-740-249	Budget		207
				PS/POLICE-OFFICE SUPPLIES			
13-02793	25	STAPLS7105824172000001 - Purch	39.98	3-01-25-740-249	Budget		208
				PS/POLICE-OFFICE SUPPLIES			
13-02793	26	STAPLS7105904751000003 - Purch	21.11	T-12-56-173-033	Budget		209
				RECREATION TRUST PROGRAMS			
13-02793	27	STAPLS7105904751000004 - Purch	65.70	T-12-56-173-033	Budget		210
				RECREATION TRUST PROGRAMS			
13-02793	28	STAPLS7105904751000001 - Purch	18.85	T-12-56-173-033	Budget		211
				RECREATION TRUST PROGRAMS			
13-02793	29	STAPLS7105904751000002 - Purch	41.79	T-12-56-173-033	Budget		212
				RECREATION TRUST PROGRAMS			
13-02793	30	STAPLS7106210894000001 - Purch	224.98	T-12-56-173-033	Budget		213
				RECREATION TRUST PROGRAMS			
			4,629.33				
4448	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02794	1	STREAMHOSTER COM - Purchase	30.00	3-01-25-740-259	Budget		214
				PS/POLICE-MINOR APPARATUS			
4449	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02795	1	SUNOCO 0374633601 - Purchase	80.00	3-01-20-626-225	Budget		215
				CITY WIDE UTILITIES/GAS & DIESEL			

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PO #	Item	Description					
4450	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02796	1	SUPERFRESH #70477 - Purchase	66.35	T-12-56-173-034	Budget		216
				REC. TRUST - SPECIAL EVENTS/RECREATION			
4451	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02797	1	TRIANGLE COMMUNICATION - Purch	1,185.00	3-01-25-740-233	Budget		217
				PS/POLICE-EQUIP MAINT&REPAIR			
13-02797	2	TRIANGLE COMMUNICATION - Purch	112.00	3-01-25-740-237	Budget		218
				PS/POLICE-PROF EMPLOYEE RELATED			
			1,297.00				
4452	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02798	1	TRICO EQUIPMENT SERVICES - Pur	1,672.82	3-01-26-880-259	Budget		219
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02798	2	TRICO EQUIPMENT SERVICES - Pur	723.90	3-01-26-880-259	Budget		220
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02798	3	TRICO EQUIPMENT SERVICES - Pur	4,989.39	3-01-26-880-259	Budget		221
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02798	4	TRICO EQUIPMENT SERVICES - rig	69.11	3-01-26-880-259	Budget		222
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02798	5	TRICO EQUIPMENT SERVICES - Pur	774.58	3-01-26-880-259	Budget		223
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02798	6	TRICO EQUIPMENT SERVICES - Cre	4.52	3-01-26-880-259	Budget		224
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			8,225.28				
4453	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02799	1	TUCKAHOE SAND AND GRAVEL - top	966.00	3-01-26-830-268	Budget		225
				PW/FACILITY MAINT-GROUNDS KEEPING			
4454	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02800	1	TURF EQUIPMENT & SUPPLY - part	128.92	3-01-26-830-259	Budget		226
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02800	2	TURF EQUIPMENT & SUPPLY - part	79.41	3-01-26-830-259	Budget		227
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02800	3	TURF EQUIPMENT & SUPPLY - sma	288.06	3-01-26-830-259	Budget		228
				PW/FACILITY MAINT-MINOR APPARATUS			
			496.39				
4455	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02801	1	ULINE SHIP SUPPLIES - Purcha	73.89	T-12-56-173-034	Budget		229
				REC. TRUST - SPECIAL EVENTS/RECREATION			
4456	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02802	1	UPS 1Z184E030310105562 - Purch	6.00	T-12-56-173-018	Budget		231
				RECREATION TRUST- SPECIAL EVENTS POPS			
4457	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02803	1	VCI EMERGENCY VEHICLE SPE - Pu	248.42	3-01-25-720-233	Budget		232
				PS/RESCUE SERVICES-EQUIP MAINT			
13-02803	2	VCI EMERGENCY VEHICLE SPE - Pu	63.70	3-01-25-720-233	Budget		233
				PS/RESCUE SERVICES-EQUIP MAINT			

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Ref Seq
4457		BANK OF AMERICA					
		Continued					
13-02803	3	VCI EMERGENCY VEHICLE SPE - Pu	382.40	3-01-25-720-233	Budget		234
				PS/RESCUE SERVICES-EQUIP MAINT			
13-02803	4	VCI EMERGENCY VEHICLE SPE - Pu	227.35	3-01-25-720-233	Budget		235
				PS/RESCUE SERVICES-EQUIP MAINT			
13-02803	5	VCI EMERGENCY VEHICLE SPE - Pu	2,500.00	3-01-25-720-233	Budget		236
				PS/RESCUE SERVICES-EQUIP MAINT			
13-02803	6	VCI EMERGENCY VEHICLE SPE - Pu	3,012.06	3-01-25-720-233	Budget		237
				PS/RESCUE SERVICES-EQUIP MAINT			
			6,433.93				
4458	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02804	1	VINELAND AUTO ELECTRIC RE - Pu	133.34	3-01-26-880-259	Budget		238
				PW/FLEET MAINTENANCE MINOR APPARATUS			
13-02804	2	VINELAND AUTO ELECTRIC RE - Pu	239.20	3-01-26-880-259	Budget		239
				PW/FLEET MAINTENANCE MINOR APPARATUS			
			372.54				
4459	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02805	1	WALLACE SVSTR HARDWARE - sprin	21.98	3-01-26-830-259	Budget		240
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02805	2	WALLACE SVSTR HARDWARE - bunti	252.64	3-01-26-830-268	Budget		241
				PW/FACILITY MAINT-GROUNDS KEEPING			
13-02805	3	WALLACE SVSTR HARDWARE - repla	68.97	3-01-26-830-259	Budget		242
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02805	4	WALLACE SVSTR HARDWARE - hand	144.08	3-01-26-830-259	Budget		243
				PW/FACILITY MAINT-MINOR APPARATUS			
			487.67				
4460	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02806	1	HAJOCA WEINSTEIN 406 - parts-p	169.33	3-01-26-830-259	Budget		244
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02806	2	HAJOCA WEINSTEIN 406 - plumbin	29.45	3-01-26-830-259	Budget		245
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02806	3	HAJOCA WEINSTEIN 406 - parts-p	68.38	3-01-26-830-259	Budget		246
				PW/FACILITY MAINT-MINOR APPARATUS			
13-02806	4	HAJOCA WEINSTEIN 406 - repair-	71.49	3-01-26-830-259	Budget		247
				PW/FACILITY MAINT-MINOR APPARATUS			
			338.65				
4461	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02807	1	WEST MARINE #106 - Purchase	58.83	3-01-25-730-265	Budget		248
				PS/LIFEGUARDS-EQUIP OUTLAY			
13-02807	2	WM PORT SUPPLY #400 - Purchase	75.34	G-02-40-181-193	Budget		249
				PORT SECURITY GRANT			
			134.17				
4462	10/11/13	BOAPCARD BANK OF AMERICA					3060
13-02808	1	Y-PERS INC - Purchase	466.50	3-01-26-825-259	Budget		250
				PW/CITY WIDE-MINOR APPARATUS			

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Check #	Check Date	Vendor		Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #		Item Description						Ref Seq
4462 BANK OF AMERICA								
Report Totals								
			Continued					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>		
Checks:			87	0	105,151.17	0.00		
Direct Deposit:			0	0	0.00	0.00		
Total:			87	0	105,151.17	0.00		

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION



**CANCELING THE UNSPENT BALANCES
OF CERTAIN EMERGENCY APPROPRIATIONS**

WHEREAS, an Emergency Appropriation for “A Complete Revaluation of Real Property” was authorized and approved for \$1,500,000.00 per Resolution #00-38-201, duly adopted on August 24, 2000; and

WHEREAS, an Emergency Appropriation for “The Preparation Of An Approved Tax Map” was authorized and approved for \$150,000.00 per Resolution #04-42-040, duly adopted on September 16, 2004; and

WHEREAS, an Emergency Appropriation for “A Hybrid Reassessmet of All Real Property” was authorized and approved for \$1,030,000.00 per Resolution #06-43-030, duly adopted on January 26, 2006; and

WHEREAS, an Emergency Appropriation for “Extraordinary Expenses Incurred In Connection With Hurricane Sandy” was authorized and approved for \$3,625,000.00 per Resolution #12-49-064, duly adopted on December 13, 2012; and

WHEREAS, the unspent balances of the four Emergency Appropriations listed above are as follows:

<u>Resolution #</u>	<u>Amount</u>	<u>Cancel to:</u>
Resolution #00-38-201	\$ 2,361.00	Fund Balance
Resolution #04-42-040	\$ 15,817.50	Fund Balance
Resolution #06-43-030	\$ 84,466.68	Fund Balance
Resolution #12-49-064	\$198,509.17	Deferred Charges

WHEREAS, the City Council of the City of Ocean City desires to cancel the unspent balances of Emergency Appropriation Resolutions #00-38-201, #04-42-040, #06-43-030, and #12-49-064; and

NOW, THEREFORE, BE IT RESOLVED that the four Emergency Appropriations listed above are hereby cancelled.

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 20

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

City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF FINANCIAL MANAGEMENT

November 15, 2013

Dear City Council Members,

This memo is intended to provide backup to the resolution canceling certain emergency appropriations.

Over the years certain emergency appropriations have been authorized by City Council for uncommon expenses that arise outside of the scope of the normal operating budget. This resolution seeks to cancel unspent balances to four of them, which also constitutes all active emergencies currently on the books.

Three of the emergency appropriations deal with prior revaluations, reassessments and associated tax map work. These balances have remained open for a longer period than normal due to the fact that certain tax appeals associated with the reassessments have remained active, as well as their associated expenses. Since these emergencies have since been paid in full by subsequent budgets, the remaining balances will now lapse to fund balance.

The fourth emergency deals with Hurricane Sandy. I've been able to determine that all expenses associated with this emergency appropriation have been satisfied, and that the unspent balance of the \$3,625,000 initial appropriation is \$198,509.17. This unspent balance, once canceled, will reduce the associated deferred charge on the books, as well as reduce the amount of the emergency note that is due to rollover in early December.

As always, if you have any questions on this resolution please feel free to contact my office at 609.525.9350.

Sincerely,

Frank Donato III
Director of Financial Management

C: Mayor Gillian
Michael Dattilo, Business Administrator

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#12

**AUTHORIZING EXECUTION OF A COLLECTIVE
BARGAINING AGREEMENT WITH THE
BEACH PATROL ADMINISTRATIVE ASSOCIATION**

WHEREAS, the Beach Patrol Administrative Association and the City of Ocean City have completed collective bargaining and have formulated the terms of a one-year agreement beginning January 1, 2014 through December 31, 2014; and

WHEREAS, the Beach Patrol Administrative Association has voted to accept the terms of the agreement as negotiated by their representatives; and

WHEREAS, the City negotiating team members have briefed the full City Council on the terms of the proposed agreement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that the Mayor and the City Clerk be authorized to execute the collective bargaining agreement, as negotiated with the Beach Patrol Administrative Association for the period January 1, 2014 through December 31, 2014.

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 20

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

City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

13

**AUTHORIZING EXECUTION OF A
COLLECTIVE BARGAINING AGREEMENT
WITH THE OCEAN CITY LIFEGUARD ASSOCIATION**

WHEREAS, the Ocean City Lifeguard Association and the City of Ocean City have completed collective bargaining and have formulated the terms of a one-year agreement beginning January 1, 2014 through December 31, 2014; and

WHEREAS, the Ocean City Lifeguard Association has voted to accept the terms of the agreement as negotiated by their representatives; and

WHEREAS, the City negotiating team members have briefed the full City Council on the terms of the proposed agreement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that the Mayor and the City Clerk be authorized to execute the collective bargaining agreement, as negotiated with the Ocean City Lifeguard Association for the period January 1, 2014 through December 31, 2014.

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 20

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

City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#14

CONSENTING TO THE MAYOR’S APPOINTMENT C
RON DENNEY AS A MEMBER TO THE OCEAN CITY
LIBRARY BOARD OF TRUSTEES

BE IT RESOLVED, by the Mayor and City Council of the City of Ocean City that the following person is hereby appointed to the Ocean City Library Board of Trustees:

<u>NAME</u>	<u>TERM</u>	<u>EXPIRES</u>
Ron Denney	5 Years *	11/21/2018

* 1st Full Term

Antony 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 20

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



MAYOR JAY A. GILLIAN

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

November 13, 2013

Linda MacIntyre, City Clerk
City of Ocean City
861 Asbury Avenue
Ocean City, NJ 08226

RE: Library Board

Dear Linda:

With Council's consent, I would like to appoint Ron Denney to the Library Board to fill an opening which has occurred due to the expansion of the Board. Mr. Denney would be appointed to his first full term of five years effective immediately and will expire 11/21/18.

Please include this resolution to appoint him at the next Council meeting. Thank you for your anticipated cooperation.

Sincerely,

Jay A. Gillian
Mayor

c: Anthony Wilson, Council President
Nancy Larrabee, Library Board President

RESOLUTION

**AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE COMMON
INTEREST AND CONFIDENTIALITY AGREEMENT WITH THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION OFFICE OF FLOOD
HAZARD RISK REDUCTION MEASURES**

WHEREAS, the New Jersey Department of Environmental Protection Office of Flood Hazard Risk Reduction Measures (the "Office of Flood Hazard Risk Reduction Measures"), in furtherance of the State of New Jersey's recovery efforts in the aftermath of Superstorm Sandy, has requested the City of Ocean City to execute a Common Interest and Confidentiality Agreement between the City of Ocean City and the Office of Flood Hazard Risk Reduction Measures (the "Parties"); and

WHEREAS, the Governor of the State of New Jersey issued Executive Order No. 140 on September 25, 2013 ("Executive Order No. 140"); and

WHEREAS, Executive Order No. 140 directs certain actions with respect to the acquisition of real property interests for construction of flood hazard risk reduction measures; and

WHEREAS, the Office of Flood Hazard Risk Reduction Measures and the City of Ocean City have concluded that they share common legal interest with respect to imminent litigation associated with obtaining property interests in the form of easements to implement flood hazard risk reduction measures pursuant to the Eminent Domain Act of 1971 N.J.S.A. 20:3-1; the Civilian Defense and Disaster Control Act N.J.S.A. A:9-30; and/or any applicable provision of law; and

WHEREAS, the parties anticipate that such cases will likely involve legal proceedings between the Office of Flood Hazard Risk Reduction Measures, the City of Ocean City and private property owners in the Superior Court of New Jersey in the County of Cape May; and

WHEREAS, the Common Interest and Confidentiality Agreement will govern the respective rights and interests of the Parties; and

WHEREAS, the substance of the Common Interest and Confidentiality Agreement is confidential and shall remain confidential until determined otherwise by the Office of Flood Hazard Risk Reduction Measures; and,

WHEREAS, said Common Interest and Confidentiality Agreement is required by the Office of Flood Hazard Risk Reduction Measures to be executed by the Mayor of Ocean City, or his designee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Ocean City that the Mayor of Ocean City or his designee be and the same is hereby authorized to execute the Common Interest and Confidentiality Agreement between the Office of Flood Hazard Risk Reduction Measures and the City of Ocean City.

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 20

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

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City Clerk