

**REGULAR MEETING MINUTES
CITY COMMISSION – MARGATE CITY**

NOVEMBER 5, 2015

MARGATE CITY, NEW JERSEY

The Regular Meeting of the Board of Commissioners was held on the above date at 5:00 p.m. The meeting began with a flag salute and roll call: Mr. Becker, Mr. Amodeo, and Mr. Blumberg were present. Mr. Deaney and Chief Wolfson were also present. The minutes from October 15, Workshop, Capital and Regular were approved as read on motion by Mr. Blumberg, second by Mr. Amodeo with a vote of three ayes.

Public Comment:

John Sewell, 22 West Drive, speaks on shared services for elementary schools.
Steve Worner, 103 N Sumner Ave speaks against Ocean City High School.
Seeing that there were no other comments a motion to close the Public Portion was put forth by Commissioner Amodeo, second by Commissioner Blumberg.

Public Comment on Agenda Items:

Seeing that there were no other comments a motion to close the Public Comments on Agenda Items was put forth by Commissioner Blumberg, second by Mayor Becker.

RESOLUTIONS:

RESOLUTION #183-2015 – City of Margate Bill List – \$1,896,812.42

Commissioner Blumberg introduced and offered the following Resolution for adoption; seconded by Commissioner Amodeo:

WHEREAS, the Board of Commissioners of the City of Margate City, are in receipt of the bi-monthly claims submitted by the Chief Financial Officer for payment:

<u>BILLS LIST AMOUNT:</u>	\$1,323,644.47
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PAYROLL ACCOUNT – October 29, 2015

<u>CURRENT ACCOUNT</u>	\$ 520,878.23
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<u>WATER & SEWER</u>	\$ 52,289.72
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NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners does hereby approve the Margate City Bill List / Payroll, and that all claims and bills attached here to be paid in full.

Roll Call: Becker – Yes, Amodeo – Yes, Blumberg - Yes

No.184-2015 Authorizing Bill Payment for Colmar Home Center \$1,564.51

Commissioner Amodeo introduced and offered the following Resolution it's for adoption; seconded by Commissioner Blumberg:

WHEREAS, the Board of Commissioners of the City of Margate City, are in receipt of the bi-monthly claim as submitted by the Chief Financial Officer for payment as follows:

<u>COLMAR HOME CENTER</u>	\$1,564.51
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NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners does hereby approve the Margate City Bill for Colmar Home Center, attached hereto be paid in full.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

- 1. Lisa McLaughlin, Finance Manager

ROLL CALL: Becker - Abstain, Amodeo - Yes, Blumberg - Yes
Mayor Becker introduced and offered the following Resolution for its adoption; seconded by Commissioner Blumberg:

No.185-2015 Authorizing Lien Redemption for Block 19 Lot 14, (\$146,035.50)
Commissioner Blumberg introduced and offered the following Resolution; seconded by Mayor Becker;

WHEREAS, the City Commissioners of the city of Margate City, County of Atlantic, State of New Jersey, and

WHEREAS, the following tax lien redemption is hereby approved:

Block/Lot	Certificate #	Amount
330/407 C000A	14-18	\$2,657.05

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

- 1. Lisa McLaughlin, Finance Manager
- 2. Linda Morgan, Tax Collector

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.186-2015 Authorizing Lien Redemption for Block 330 Lot 407, C000A, (\$2,657.05)
Mayor Becker introduced and offered the following Resolution for its adoption; seconded by Commissioner Blumberg:

WHEREAS, the Board of Commissioners of the City of Margate City has a need to provide Health Insurance Broker; and

WHEREAS, the anticipated term of the contract is for one year and may be extended each year as approved by the Board of Commissioners; and

WHEREAS, the City of Margate is in receipt of a proposal for a one year contract from Professional Benefit Consultants, Inc., 332 Tilton Road, Northfield, NJ 08225 in the amount of \$12,500.00; and

WHEREAS, the Chief Finance Officer has certified to the City Commissioners that there are adequate funds available for the purpose of contract in the following account: Group Health Brokers 5-01-23-220-260 \$1,041.66 and Group Health Brokers 5-01-23-220-260 \$11,458.34; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City hereby authorizes the Mayor and City Clerk to execute the award of contract without competitive biddings as an Extraordinary, Unspecifiable Services pursuant to N.J.S.A. 40A:11-5(1)(a)(ii). to Professional Benefit Consultants, Inc. of Northfield, NJ in the amount of \$12,500 for a one year period (December 1, 2015 through November 30, 2016).

BE IT RESOLVED that the City Clerk is hereby authorized to advertise this award of contract according to law in the Atlantic Press and is further authorized to forward a copy of this resolution to the following:

1. Professional Benefit Consultants, Inc.
2. Lisa McLaughlin, Chief Financial Officer

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.187-2015 Award of Contract for Health Insurance Broker to Professional Benefit Consultants, Inc. (\$12,500)

Commissioner Blumberg introduced and offered the following Resolution for its adoption; seconded by Commissioner Amodeo:

WHEREAS, the Board of Commissioners of the City of Margate City has a need to provide Health Insurance Broker; and

WHEREAS, the anticipated term of the contract is for one year and may be extended each year as approved by the Board of Commissioners; and

WHEREAS, the City of Margate is in receipt of a proposal for a one year contract from Innovative Risk Solutions, Inc., 3330 Bargaintown Road, Suite 2, Egg Harbor Township, NJ 08234 in the amount of \$12,500.00; and

WHEREAS, the Chief Finance Officer has certified to the City Commissioners that there are adequate funds available for the purpose of contract in the following account: Group Health Brokers 5-01-23-220-260 \$1,041.66 and Group Health Brokers 5-01-23-220-260 \$11,458.34; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City hereby authorizes the Mayor and City Clerk to execute the award of contract without competitive biddings as an Extraordinary, Unspecifiable Services pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) to Innovative Risk Solutions, Inc., of Egg Harbor Township, NJ in the amount of \$12,500 for a one year period (December 1, 2015 through November 30, 2016).

BE IT RESOLVED that the City Clerk is hereby authorized to advertise this award of contract according to law in the Atlantic Press and is further authorized to forward a copy of this resolution to the following:

1. Innovative Risk Solutions, Inc.
2. Lisa McLaughlin, Chief Financial Officer

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No. 188-2015 Award of Contract for Health Insurance Broker to Innovative Risks Solutions, Inc., \$12,500

Commissioner Blumberg introduced and offered the following Resolution for its adoption; seconded by Commissioner Amodeo:

WHEREAS, the Board of Commissioners of the City of Margate City has a need to provide Health Insurance Broker; and

WHEREAS, the anticipated term of the contract is for one year and may be extended each year as approved by the Board of Commissioners; and

WHEREAS, the City of Margate is in receipt of a proposal for a one year contract from Innovative Risk Solutions, Inc., 3330 Bargaintown Road, Suite 2, Egg Harbor Township, NJ 08234 in the amount of \$12,500.00; and

WHEREAS, the Chief Finance Officer has certified to the City Commissioners that there are adequate funds available for the purpose of contract in the following account: Group Health Brokers 5-01-23-220-260 \$1,041.66 and Group Health Brokers 5-01-23-220-260 \$11,458.34; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City hereby authorizes the Mayor and City Clerk to execute the award of contract without competitive biddings as an Extraordinary, Unspecifiable Services pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) to Innovative Risk Solutions, Inc., of Egg Harbor Township, NJ in the amount of \$12,500 for a one year period (December 1, 2015 through November 30, 2016).

BE IT RESOLVED that the City Clerk is hereby authorized to advertise this award of contract according to law in the Atlantic Press and is further authorized to forward a copy of this resolution to the following:

1. Innovative Risk Solutions, Inc.
2. Lisa McLaughlin, Chief Financial Officer

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.189-2015 Authorizing Award of Bid for the 2013 & 2014 CDBG Bulkhead Access Project to R A Walters & Son, Inc. (\$71,000)

Mayor Becker introduced and offered the following Resolution for adoption; seconded by Commissioner Blumberg:

WHEREAS, on October 1, 2015, the City of Margate approved Resolution No.173-2015 authorizing the receipt of bids for the 2013 & 2014 Community Development Block Grant (CDBG) Beach Bulkhead Access; and

WHEREAS, the City Clerk did duly advertise the receipt of said bid for the 2013 & 2014 CDBG Beach Bulkhead Access in the Atlantic Press on October 9, 2015; and

WHEREAS, in connection therewith the following two (2) bids were received by the City Clerk and the City Engineer of the City of Margate on October 21, 2015:

R.A. Walters & Son, Inc., Cape May Court House, NJ	\$71,000.00
KG Marine Contracting, Inc., Manahawkin, NJ	\$79,000.00

, and

WHEREAS, the City Engineer, Edward Walberg of Remington, Vernick & Walberg submitted a letter of recommendation dated October 21, 2015, that the contract be awarded the lowest responsible bidder R.A. Walters & Son, Inc., 18 Hoffman Drive, Cape May Court House, NJ, 08210 as per their bid proposal in an amount of \$71,000.00; and

WHEREAS, the Chief Finance Officer has certified to the City Commissioners that there are adequate funds available for the purpose of award of this contract in the following account Capital Ordinance 2015-04, C-04-55-976-902 \$71,000.00; and

NOW, THEREFORE, BE IT RESOLVED, by the City Commissioners of the City of Margate, County of Atlantic that it does hereby award a contract to R.A. Walters & Son, Inc., Cape May Court House, NJ as per their bid proposal for the 2013 & 2014 CDBG Beach Bulkhead Access in an amount not to exceed \$71,000.00 and that the award of contract be advertised according to law one time in the "Atlantic Press" newspaper.

BE IT FURTHER RESOLVED that the award of contract is conditioned upon the delivery and execution thereof within ten (10) days from the date of the within resolution accompanied by such appropriate insurance certificate, affirmative action certificate and performance bond as may be required by the specifications.

BE IT RESOLVED that the certified copy of this resolution be forwarded to the following:

- 1. Remington, Vernick & Walberg Engineers
 - 2. Chief Financial Officer
 - 3. R.A. Walters & Son, Inc.
- ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.190-2015 Authorizing Outside Actuarial Service for City Lifeguard Pension Plan to CBIZ Benefits & Insurance Service (\$15,000).

Commissioner Amodeo introduced and offered the following Resolution for its adoption; seconded by Commissioner Blumberg;

WHEREAS, the Board of Commissioners of the City of Margate has determined it has a need for outside actuarial services regarding the City Pension Plan for Lifeguards which was established by Ordinance in 1987; and

WHEREAS, it has been determined that the Pension Plan needs to be reviewed and revised in order to insure compliance with IRS and State of New Jersey regulations for pension plans; and

WHEREAS, Bill Karbon of CBIZ Benefits & Insurance Services has demonstrated that he has the necessary experience and qualifications to perform a review of the pension plan and advise as to revisions that may be needed to bring the plan into compliance; and

WHEREAS, this Contract is awarded without competitive bidding because it is a Professional Services Contract and is an exception to the Local Public Contracts Law, N.J.S.A. 40:11A-5 (1)(a)(i).

WHEREAS, the Chief Financial Officer has certified to the City Commissioners that there are sufficient funds in the amount of \$15,000.00 available under Financial Admin-Professional Services 5-01-20-35-301for the award of this contract.

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

- 1. The Mayor is hereby authorized to execute and the City Clerk to attest to a 12 month contract in an amount not to exceed \$15,000.00 between the City of Margate City and CBIZ Benefits and Insurance Services for the performance of the above noted matter as follows:

a. Implementation Fee.....	\$ 1,500.00
b. Document preparation fee.....	\$ 5,500.00
c. Compliance & Administration.....	<u>\$ 8,000.00</u>
	\$15,000.00
- 2. This contract is awarded without competitive bidding because it is a Professional Services Contract and is an exception to the Local Public Contracts Law N.J.S.A. 40:11A-5 (1)(a)(i).
- 3. The contract shall not exceed twelve consecutive months in accordance with N.J.S.A. 40A:11-5.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the following:

- 1. CBIZ Benefits and Insurance Services
- 2. Lisa McLaughlin, CFO

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.191-2015 Authorizing Transfer of Budget Appropriations

Mayor Becker introduced and offered the following Resolution for its adoption; seconded by Commissioner Blumberg;

WHEREAS, for the fiscal year 2015 there exists a need to transfer excess funds from certain budgetary appropriations to appropriations with inadequate funds; and

WHEREAS, N.J.S.A. 40A:4-58 permits certain transfers of funds when necessary during the last two months of the fiscal year; and

WHEREAS, the amount to be transferred is \$130,069.43 as evidenced by the following list of appropriation transfers as prepared by the Chief Financial Officer:

FROM			TO		
Budget Account	Account Number	Amount	Budget Account	Account Number	Amount
Police OE-Vehicle Purchase	5-01-25-240-271	48,500.00	Capital Improvement Fund	5-01-44-901-201	48,500.00
Tax Assessor S&W	5-01-20-150-101	70,077.00	Financial Admin S&W	5-01-20-135-101	70,077.00
City Clerk S&W	5-01-25-242-101	3,392.40	Directors Office Public Safety S&W	5-01-25-241-101	3,392.40
Directors Office Public Works OE-Misc.	5-01-26-292-207	100.03	Directors Office Public Works S&W	5-01-26-292-101	100.03
Recreation S&W	5-01-28-376-101	8,000.00	Beachfront Maintenance S&W	5-01-28-381-101	8,000.00
		\$130,069.43			\$130,069.43

NOW, THEREFORE BE IT RESOLVED by the City Commissioners of the City of Margate, County of Atlantic, (not less than 2/3 of all member of the Governing Body concurring) that the Chief Financial Officer is hereby authorized to make the following transfers.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

- 1. Lisa McLaughlin, CFO
- 2. City Auditor

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

No.192-2015 Authorizing Change Order #1 – (Increase) in the amount of \$13,550.81 for Municipal Building Emergency Generator - Scalfo Electric, Inc.

Commissioner Blumberg introduced and offered the following Resolution for its adoption; seconded by Mayor Becker:

WHEREAS, on July 2, 2015, Resolution #139-2015, the Board of Commissioners of the City of Margate awarded a contract to Scalfo Electric of Vineland, NJ for the Municipal Building Generator in the amount of \$386,300.00; and

WHEREAS, the City Engineer, Edward Walberg submitted a letter dated November 3, 2015 regarding Change Order No.1, that related to additional Main Distribution Panel Modifications increasing this contract amount by \$13,550.81, resulting in a new contract amount of \$399,850.81; and

WHEREAS, the Chief Financial Officer has certified in writing that adequate funds are available under Capital Ordinance #2015-04 C-04-55-976-902 - \$13,550.81.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City in the County of Atlantic, State of New Jersey, that the City Administrator is hereby authorized to sign Change Order No. 1 for the additional Main Distribution Panel Modifications in the amount of \$13,550.81, changing the Municipal Building Generator contract with Scalfo Electric, Inc. to \$399,850.81.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

1. Lisa McLaughlin, CFO
2. Frank Ricciotti, Public Works
3. Remington & Vernick Engineers and Affiliates
4. Scalfo Electric, Inc.

ROLL CALL: Becker - Yes, Amodeo - Yes, Blumberg - Yes

RESOLUTION NO.193-2015 - AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH IDT ENERGY, INC. FOR THE SUPPLY OF ELECTRICITY TO RESIDENTIAL PARTICIPANTS OF THE CITY OF MARGATE AGGREGATION PROGRAM

Commissioner Blumberg introduced and offered the following Resolution for its adoption; seconded by Commissioner Amodeo:

WHEREAS, the State of New Jersey has enacted a regulatory scheme designed to encourage and support energy aggregation for the purchase of electric utility service (N.J.A.C. 14:4-6.1 et seq.); and

WHEREAS, by Ordinance #16 of 2013, the City of Margate City established the City of Margate Aggregation Program (the "Aggregation Program"), the purpose of which is to provide a savings to Margate City residents customers on their electrical bills; and

WHEREAS, by Resolution #197 of 2013, the City of Margate selected the proposal of Commercial Utility Consultants, Inc. ("CUC") of West Chester, PA to serve as the City's municipal energy aggregation consultant; and

WHEREAS, CUC has prepared a Request for Proposals ("RFP") to solicit participation by licensed electric power suppliers in its online auction for the supply of electric power to residential customers in the City of Margate and an Agreement for Provision of Energy Supply Services ("Supply Agreement") for the prevailing bidder to execute with the City of Margate; and

WHEREAS, the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 201, c.30 ("the Act") provides an exception to public bidding requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., allowing the City of Margate to award an electricity supply contract in furtherance of its Aggregation Program through an online reverse auction; and

WHEREAS, CUC has registered with the State of New Jersey, Board of Public Utilities, to conduct business therein as an energy agent (EA-0171) and private aggregator (PA-0109), and in connection therewith, CUC has been authorized by the State of New Jersey, Department of Community Affairs, Division of Local Government Services, as an approved vendor to offer its reverse auction platform to New Jersey local contracting units for the purchase of energy generation services pursuant to the Act; and

WHEREAS, in accordance therewith, CUC conducted an online auction for the City of Margate on _____; and

WHEREAS, during the course of the auction, licensed energy suppliers submitted online bids; and

WHEREAS, IDT Energy, Inc. submitted a bid to supply electricity to the City of Margate residents at a fixed kilowatt price of \$_____/kWh, for a term of _____ months, which represents the most advantageous proposal, price and other factors considered; and

WHEREAS, IDT Energy, Inc. is a vendor approved by the New Jersey Board of Public Utilities ("BPU"), and is authorized to submit bids for energy generation services; and

WHEREAS, there is no fee charged to the City of Margate or its residents by CUC or IDT Energy, Inc. for the services associated with the reverse auction; and

WHEREAS, CUC is paid by the successful bidder for electricity utilized by the City of Margate residents; and

WHEREAS, it is in the best interests of the residents of the City of Margate to execute the Supply Agreement with IDT Energy, Inc. for an _____ month term.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the City of Margate County of Atlantic, State of New Jersey that the City of Margate as follows:

1. The bid of IDT Energy, Inc. offering the rate of \$_____/ kWh for an _____month term is hereby accepted and approved.
2. The Mayor is hereby authorized and directed to execute a letter of intent with respect to entering a Supply Agreement with IDT Energy, Inc. consistent with the terms and conditions described in this Resolution.
3. The Mayor is hereby authorized and directed to execute the Supplier Services Agreement with IDT Energy, Inc.;

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause notice of the auction results to be published as required by law.

REJECTED at a regular meeting of the Mayor and Commissioners of the City of Margate, County of Atlantic, State of New Jersey held on November 5, 2015.

Vote: Becker – No, Amodeo - No, Blumberg - No

With no further business this meeting was adjourned on motion by Mr. Blumberg, second by Mr. Becker with a vote of three ayes.

Board of Commissioners of the City of Margate City, New Jersey

Mayor, Michael Becker Commissioner John F. Amodeo Commissioner Maury Blumberg

Attest: _____ Deborah Smith, Acting Municipal Clerk