

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

NOVEMBER 19, 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, Mr. Abbott and Chief Wolfson were also present. The minutes from November 5, Workshop, Capital and Regular were approved as read on motion by Mr. Blumberg, second by Mr. Amodeo with a vote of three ayes.

#196-2015 Appointment of Johanna Casey as Municipal Clerk for the City of Margate

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

WHEREAS, there exists a need for the appointment of a **MUNICIPAL CLERK** in the City of Margate City in the County of Atlantic, State of New Jersey; and

WHEREAS, N.J.S.A. 40A:9-133 states that the term of office of the Municipal Clerk shall be three years and that the term shall be deemed to have begun as of the actual date upon which a person serving as municipal clerk is appointed; and

WHEREAS, **Johanna Casey** has successfully completed the required five courses offered through Rutgers, The State University, and passed the required State examination administered by the Division of Local Government Services, Department of Community Affairs and has been certified as a Registered Municipal Clerk in accordance with the requirements of Chapter 174, Law of 1985.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Commissioners of the City of Margate City that Johanna Casey be appointed Municipal Clerk for a term of three (3) years in accordance with N.J.S.A. 40A:9-133.

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

1. Division of Local Government Services, Department of Community Affairs.
2. Johanna Casey,
3. Colleen Dorsey, Payroll Clerk
4. Lisa McLaughlin, CFO

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

SWEARING IN of MUNICIPAL CLERK – Johanna Casey

Public Comment:

Steve Worner, 103 N Sumner Ave, Speaks against spending more tax dollars on the Dune Lawsuit.

John Sewell, 22 West Drive, speaks on having efficient education system.

Ed Burger, 9402 Amherst Ave, reports the update on the calendar. Informs the Commissioners on Green Wednesday. Encourages local Holiday shopping. Encouraged by the Post Sandy Economic Development.

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:

John Sewell, 22 West Drive, speaks against Resolution #195, 197, 198,199, and 201.

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

RESOLUTION #194-2015 MARGATE CITY BILL LIST / PAYROLL NOVEMBER 5, 201

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

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:

BILLS LIST AMOUNT: \$7,643,065.48

PAYROLL ACCOUNT – November 12, 2015

CURRENT ACCOUNT \$ 426,866.43

WATER & SEWER \$ 46,447.28

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

RESOLUTION #195-2015 AUTHORIZING THE PURCHASE OF 2016 FORD E-450 EMERGENCY MEDICAL VEHICLE

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

WHEREAS, on October 1, 2015, the City of Margate approved Resolution No.178-2015 authorizing the receipt of bids One (1) 2016 Ford E-450 or equal Emergency Medical Vehicle; and

WHEREAS, the City Clerk did duly advertise the receipt of said bid for the One (1) 2016 Ford E-450 or equal Emergency Medical Vehicle in the Atlantic City Press on October 21, 2015; and

WHEREAS, in connection therewith one (1) bid was received by the City Clerk of the City of Margate on November 5, 2015 as follows:

VENDOR(S):	Bay Head Investments, Inc. 43 Jefferson Avenue Berlin, NJ 08009
ITEMS:	2016 Ford E-450 Emergency Medical Vehicle
COST:	\$183,404.00

, and

WHEREAS, the Chief Finance Officer has certified to the City Commissioners that there are adequate funds available for the purpose of award in the following account: Capital Ordinance 2015 – 04, C-04-55-976-903, \$183,404.00; and

NOW, THEREFORE, BE IT RESOLVED, by the City Commissioners of the City of Margate, County of Atlantic that it does hereby award the contract to Bay Head Investments, Inc. of Berlin, New Jersey to purchase one (1) 2016 Ford E-450 Emergency Medical Vehicle.
in an amount of \$183,404.00.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to forward a certified copy of this resolution to the following:

1. Bay Head Investments, Inc.
2. Anthony Tabasso, Fire Chief
3. Chief Financial Officer

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

RESOLUTION NO.197-2015 AUTHORIZING RECIEPT OF BID FOR MARGATE CITY BEACH VENDING

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

WHEREAS, it is in the interest of the City of Margate to award ONE (1) beach vending license for the 2016 summer season pursuant to the terms and conditions of the Margate City Beach Vending Ordinance and the rules and regulations promulgated thereunder.

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:

WHEREAS, the City of Margate shall conduct an open public bid auction on a date to be determined. As the auction is commenced in City Hall Multi-Purpose Room located at 9001 Winchester Avenue, Margate, New Jersey for the award of ONE EXCLUSIVE LICENSE to sell water, ice cream related products on the City of Margate Beaches between Coolidge Avenue and Fredericksburg Avenue for the 2016 summer season commencing on May 1, 2016 and terminating on October 1, 2016. *This license is not applicable to street vending.*

WHEREAS, the minimum bid is \$50,000.00. The successful bidder is required to make full payment of the difference between the final bid amount and the \$20,000 deposit no later than April 1, 2016. The City of Margate reserves the right to adjourn or cancel the auction without prior notice and to reject any and all bids.

WHEREAS, NOTICE IS HEREBY GIVEN THAT VETERANS ARE PERMITTED, IN ACCORDANCE WITH NEW JERSEY STATE LAW, TO VEND WATER, ICE CREAM AND ICE CREAM PRODUCTS, IN NON-MOTORIZED VEHICLES, AT THE BEACH BLOCK STREET ENDS OF THE CITY OF MARGATE.

WHEREAS In order to eligible to bid, each bidder must post a deposit in the form of a certified check in the amount of \$20,000.00 made payable to the City of Margate. The deposits of the unsuccessful bidders shall be returned within ten days. Under no circumstances shall interest be due or payable to any bidder.

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

RESOLUTION NO.198-2015 AUTHORIZING RECEIPT OF BID 2016 Municipal Landscaping Project

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

WHEREAS, the Board of Commissioners is desirous of receiving bid for the following:

1. 2016 Municipal Landscaping Project

and

WHEREAS, specifications for the aforesaid items will be on file in the City Clerk's Office, and will be available for inspection.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate, County of Atlantic that it does hereby authorize the City Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Municipal Clerk in the Margate City Hall Meeting Room, 9001 Winchester Avenue, Margate City, New Jersey on a date to be determined.

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

1. Lisa McLaughlin, CFO
2. Frank Ricciotti, Director of Public Works

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

RESOLUTION #199-2015 ANIMAL CONTROL SERVICES January 1, 2016 through December 31, 2018

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

WHEREAS, the Board of Commissioners of the City of Margate City has a need to provide Animal Control Services to the Municipalities; and

WHEREAS, the anticipated term of the contract is for three (3) year and may be extended from time to time as approved by the Board of Commissioners; and

WHEREAS, the City of Margate is in receipt of a proposal for a three year contract from Animal Control of South Jersey, PO Box 663, Egg Harbor City in the amount of \$650.00 per month for a three (3) year period beginning January 1, 2016 through December 31, 2018; 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: Dog Regulations – Miscellaneous future years budgets 6-01-27-340-207 \$7,800.00, 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 Animal Control of South Jersey, of Egg Harbor City, NJ 08215 in the amount of \$650.00 per month for a three year term (January 1, 2016 through December 31, 2018).

BE IT RESOLVED that the City Clerk is hereby authorized to forward a copy of this resolution to the following:

- 1. Animal Control of South Jersey
- 2. Lisa McLaughlin, Chief Financial Officer

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

R E S O L U T I O N #200-2015 Authorizing a Transfer of Budget Appropriations

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

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 \$91,377.38 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 S&W-Regular	5-01-25-240-101	12,000.00	Police OE-Office Supplies	5-01-25-240-201	12,000.00
Beachfront Maintenance S&W	5-01-28-381-101	8,000.00	Recreation S&W	5-01-28-376-101	8,000.00
Planning Board OE- Map Revisions	5-01-21-180-218	463.38	Planning Board S&W	5-01-21-180-101	463.38
Tax Assessor OE-Misc	5-01-20-150-207	9,300.00	Tax Assessor S&W	5-01-20-150-101	9,300.00
Tax Assessor OE-Tax Court	5-01-20-150-220	1,700.00	Tax Assessor S&W	5-01-20-150-101	1,700.00
Gasoline	5-01-31-460-201	14,000.00	Telephone	5-01-31-440-201	14,000.00
Street S&W-Regular	5-01-26-290-102	40,000.00	Street OE- Misc	5-01-26-290-207	40,000.00

Water & Sewer OE-Office Supplies	5-05-55- 502-201	5,914.00	ACUA Share of Costs	5-05-55- 503-201	5,914.00
	Total	\$ 91,377.38			\$ 91,377.38

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

1. Lisa McLaughlin, CFO

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

RESOLUTION #201-2015 TAX ASSESSMENT SERVICES January 1, 2016 through December 31, 2016

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 City has a need to provide Tax Assessment Services to assist in the Tax Assessor’s Office; 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 *Vital Communications, Inc., 900 South Broad Street, Trenton, NJ 08611 in the amount of \$14,560.08*; 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:
Computer & Software Maintenance – future year budget 6-01-20-150-212 \$14,560.08;
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 Vital Communications, Inc. Trenton, NJ in the amount of \$14,560.08 for a one year period (January 1, 2016 through December 31, 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. Vital Communications, Inc.
2. Lisa McLaughlin, Chief Financial Officer
3. James Manghan, Tax Assessor

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

RESOLUTION # 202- 2015 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA 40A:4-87 2015 BODY ARMOR GRANT

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

WHEREAS, a grant from The New Jersey Division of Criminal Justice, in the amount of TWO THOUSAND SIX HUNDRED EIGHTY-NINE DOLLARS AND FIVE CENTS (\$2,689.05) has become available to the City of Margate City; and

WHEREAS, the Director of the Division of Local Government Services under authority of NJSA 40A: 4-87 may approve the insertion of any special item of revenue in a budget of any county or municipality when such an item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of any item of appropriation for an equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Margate City, Atlantic County, New Jersey hereby requests the Director of the Division of Local Government Services approve the insertion of the following item of revenue into the budget of the year 2015 in the sum of \$2,689.05 which is now available; and

BE IT FURTHER RESOLVED that a like sum of TWO THOUSAND SIX HUNDRED EIGHTY-NINE DOLLARS AND FIVE CENTS (\$2,689.05) be and the same is hereby appropriated under the caption "2015 Body Armor Grant".

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

1. Lisa McLaughlin, CFO

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

RESOLUTION #203-2015 MUNICIPAL TAX SALES FOR 2014 December 15, 2015 @ 9:30am

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

WHEREAS, N.J.S.A. 54:5-19 sets forth the requirement for the tax collector to hold a tax sale for unpaid taxes; and,

WHEREAS, Chapter 99, P.L. of 1997, has amended the Tax Sale law; and,

WHEREAS, there exist certain ambiguities in the language of said amendments,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board Commissioners of the City of Margate in the County of Atlantic, of the State of New Jersey hereby authorizes the Tax Collector to hold a tax sale in 2015 to include unpaid taxes or other municipal liens or charges for the years 2014 or prior.

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

1. Linda Morgan, Tax Collector
2. Lisa McLaughlin, CFO

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

No Action taken: PULLED FROM AGENDA

RESOLUTION No.204– 2015 APPROVAL of MARGATE CITY PBA LOCAL 65 LABOR AGREEMENT JANUARY 1, 2016 THUR DECEMBER 31, 2018

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

WHEREAS, the City of Margate has been in negotiation with the Margate City PBA for a new collective bargaining agreement for a contract term of January 1, 2016 through December 31, 2018, and

WHEREAS, an agreement has been reached between the parties as reflected in the attached document; and

WHEREAS, said agreement is fair and equitable to the parties involved;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City, New Jersey that the Commissioner of Public Safety is hereby authorized to execute and the City Clerk to attest to said Collective Bargaining Agreement between the City of Margate and the Margate City PBA, covering the time period from January 1, 2016 through December 31, 2018,

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. David Wolfson, Chief of Police
- 2. Lisa McLaughlin, Chief Financial Officer
- 3. Richard Deaney, Business Administrator
- 4. Christopher Taroncher, President of PBA Local 65

ROLLCALL: Becker- , Amodeo- , Blumberg -

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