

**AGENDA  
REGULAR COMMISSION MEETING  
CITY OF MARGATE**

**July 19, 2018**

**MARGATE CITY, NEW JERSEY**

**CALL MEETING TO ORDER - IMMEDIATELY FOLLOWING WORKSHOP  
MEETING**

**Statement of Compliance with the Open Public Meetings Act:**

The notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Meeting Notice was sent to the Press, Downbeach Current, posted on the Bulletin Board in the Municipal Building, the Municipal Website, and filed in the office of the Municipal Clerk. Please turn off all electronic devices.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL – BOARD OF COMMISSIONERS**

**Mayor Becker**

**Commissioner Amodeo**

**Commissioner Blumberg**

**APPROVAL OF MINUTES**

July 5, 2018 – Regular, Workshop and Capital

**PUBLIC COMMENT**

**PUBLIC COMMENT (RESOLUTIONS ONLY)**

**ORDINANCES: Introduction**

No. -2018

**ORDINANCES: Public/Adoption**

**ORDINANCE #19 – 2018** AN ORDINANCE AMENDING AND SUPPLEMENTING STORMWATER MANAGEMENT ORDINANCE OF THE CITY OF MARGATE CITY, CHAPTER 240, SECTION 4 F (1) c [3], LOCATION, OF THE CODE OF THE CITY OF MARGATE CITY, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY

**ORDINANCE #20-2018** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 145 "FLOOD DAMAGE PREVENTION" OF THE CODE OF THE CITY OF MARGATE CITY, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

**RESOLUTIONS**

#148-2018 Authorizing Bill Payment and Claims (McLaughlin)

#149-2018 Authorizing the Acceptance of the Certification of the 2017 Annual Audit (McLaughlin)

Mayor, Commissioners, Business Administrator, Certified Finance Officer and City Clerk are all in receipt of the 2017 Audit.

#150-2018 Authorizing the Issuance of an Amount Not To Exceed \$9,750,000 In Aggregate Principal Amount of Bond Anticipation Notes (McLaughlin)

**CONSENT AGENDA**

The Consent Agenda includes items of business which are not controversial & do not require individual discussion. A Motion approving the Consent Agenda is moved, seconded & voted upon as one item by the Board of Commissioners. If any discussion is requested on a Consent Agenda item, it is removed from the Consent Agenda to the Regular Agenda.

#151-2018 Authorizing the Acceptance of Work as Complete Sigmund S. Rimm Tennis Courts (Walberg)

Agreeing that all the work proposed in the bid proposal has been met to the specifications and the job is now complete.

#152-2018 Authorizing Renewal of 2018-2019 Pocket Licenses (Casey)

#153-2018 Authorizing the Redevelopment of Well #8. (Walberg)

This resolution authorizes the City engineer to advertise and receive bids to rebuild well #8.

#154-2018 Authorizing Automatic Bank Deduction for Monthly Payment to Nationwide Insurance and Its Representative. (McLaughlin)

Giving the bank authority to allow Nationwide Insurance Company to receive automatic withdraws.

#155-2018 Authorizing Submittal of a Grant Application and Execute a Grant Agreement with the National Fish and Wildlife Foundation (NFWF) for Funding Thru the National Coastal Resilience Fund (Deaney)

#156-2018 Authorizing Extension of Contract with James Rutala Associated, LLC for Assistance in Margate City Planning and Grants (Deaney)

#157-2018 Authorizing the Purchase of Four Police Interceptor Vehicles on State Contract (Wolfson)

#158-2018 Authorizing 2018 Contract with Margate Business Association (Deaney)

**UPDATE:****ADJOURNMENT**

**ORDINANCE #19 – 2018**

**AN ORDINANCE AMENDING AND SUPPLEMENTING STORMWATER  
MANAGEMENT ORDINANCE OF THE CITY OF MARGATE CITY, CHAPTER  
240, SECTION 4F(1)c[1],[2],[3], LOCATION, OF THE CODE OF THE CITY OF  
MARGATE CITY, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY**

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

**SECTION 1.** Margate City Code Chapter 240, Stormwater Management, Section 4-F(1)c[3],  
Location, is hereby amended as follows:

- [1] Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, postconstruction runoff hydrographs for the two-, ten-, ~~twenty-five-~~, and one-hundred-year storm events do not exceed, at any point in time, the preconstruction runoff hydrographs for the same storm events;
- [2] Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the preconstruction condition, in the peak runoff rates of stormwater leaving the site for the two-, ten-, ~~twenty-five-~~ and one-hundred-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
- [3] Design stormwater management measures so that the postconstruction peak runoff rates for the two-, ten-, ~~twenty-five-~~, and one-hundred-year storm events are 50%, 75%, ~~75%~~ and 80%, respectively, of the preconstruction peak runoff rates. The percentages apply only to the postconstruction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed. The percentages shall not be applied to postconstruction stormwater runoff into tidal flood hazard areas if the increased volume of stormwater runoff will not increase flood damages below the point of discharge; or
- [4] In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with Subsection **F(1)(c)[1], [2] and [3]** above shall only be applied if the increased volume of stormwater runoff could increase flood damages below the point of discharge.

**SECTION 2.** All ordinances or parts of ordinances inconsistent with any terms of this Ordinance are hereby repealed to the extent of such inconsistency only.

**SECTION 3:** This ordinance shall take effect upon its final passage and publication as required by law.

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Michael Becker, Mayor

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John Amodeo, Commissioner

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Maury Blumberg, Commissioner

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

Introduction:

Enactment:

**CITY OF MARGATE CITY  
ORDINANCE # 20-2018**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 145  
"FLOOD  
DAMAGE PREVENTION" OF THE CODE OF THE CITY OF  
MARGATE CITY, COUNTY OF ATLANTIC, STATE OF NEW  
JERSEY**

**BE IT ORDAINED** by the Board of Commissioners of the City of Margate City as follows:

**WHEREAS**, The Mayor and Board of Commissioners of the City of Margate City, New Jersey find that the prevention of flooding is an urgent matter; and

**WHEREAS**, the State of New Jersey, Department of Environmental Protection, Office of Engineering and Construction, Bureau of Dam Safety and Flood Control, by letter of February 4, 2013 has instructed the Mayor and local Floodplain Administrator that in order for the residents of the City of Margate City to be eligible for Increased Cost of Compliance (ICC) and other federal hazard mitigation grant funds, it is recommended that your community readopt its current Local flood Damage Prevention Ordinance to meet or exceed the requirements of the amended Flood Hazard Area Control Act Rules; and

**WHEREAS**, 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 Mayor and Board of Commissioners of the City of Margate City, New Jersey does ordain as follows.

**SECTION 1  
STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE  
AND OBJECTIVES**

**145-1: 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 Board of Commissioners of the City of Margate City, Atlantic County, New Jersey does ordain as follows:

**145-2: FINDINGS OF FACT**

(A) The flood hazard areas of the City of Margate 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.

(B) These flood losses are caused by the cumulative effect of obstructions in floodplains which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately flood proofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

#### **145-3: 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:

- A. To protect human life and health;
- B. To minimize expenditure of public money for costly flood control projects;
- C. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- D To minimize prolonged business interruptions;
- E. To 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;
- F. To help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- G. To ensure that potential buyers are notified that property is in an area of special flood hazard; and
- H. To ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

#### **145-4: METHODS OF REDUCING FLOOD LOSSES**

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

- A. 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;
- B. Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage throughout their intended life span;
- C. Controlling the alteration of natural flood plains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- D. Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- E. Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

## **SECTION II DEFINITIONS**

### **145-5. DEFINITIONS**

A. 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.

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

**"Advisory Flood Hazard Area (AFH)"** The land in the floodplain within a community subject to flooding from the one-percent (1 %) annual chance event depicted on the Advisory Flood Hazard Area Map.

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

**"Agency"** The Federal Emergency Management Agency, Washington, DC.

### **AH ZONE**

Areas subject to inundation by 1 -percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.

## **AO ZONE**

Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

**"Appeal"** A request for a review of the Construction Official/Floodplain Manager's interpretation of any provision of this ordinance or a request for a variance.

**"Appurtenant Structure" "Accessory Structure"** A structure that is located on the same parcel of property as the principle structure and the use of which is incidental to the use of the principle structure.

**"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"** means the land in the flood plain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, VI-30, A, AO, AI-A30, AE, A99 or AH.

**BASE FLOOD** A flood having a one percent chance of being equaled or exceeded in any given year.

**"Base Flood Elevation (BFE)"** The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zones AE, AH, AO, and AI-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year. For zones VE and VI -30 the elevation represents the Stillwater elevation (SWEL) plus wave effect (BFE=SWEL+wave effect) resulting from a flood that has a one-percent-or-greater chance of being equaled or exceeded in any given year.

**"Basement"** Any area of the building having its floor sub-grade (below ground level) on all sides.

**"Best Available Flood Hazard Data"** The effective Flood Insurance Risk Maps or most recent Advisory Flood Hazard Area Maps FEMA has provided.

**"BEST AVAILABLE FLOOD HAZARD DATA ELEVATION"** Is depicted on the effective FIRM or FIS, or an Advisory Flood Hazard Area Map or Advisory FIS.



**"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.

**"Building"** see structure.

**"Building Height" (Margate Requirement)** the vertical height of a structure or building measured from the minimum first floor elevation of the structure or building to the highest point of the coping of a flat roof, or the highest gable of a pitched roof. The first floor elevation for all new construction, substantial improvements and substantial additions shall be based on *three feet of* one foot freeboard to the bottom of the flooring system in any A Zone and two feet in any V Zone (to the lowest horizontal structural member) above the effective Base Flood Elevation. In all "X" zones, the building floor elevation shall be based on the most conservative (or highest) adjacent AE Zone Base Flood Elevation plus the required freeboard as defined above.

**Coastal A Zone** – The portion of the Special Flood Hazard Area (SFHA) starting from a Velocity (V) Zone and extending up to the landward Limit of the Moderate Wave Action delineation. Where no V Zone is mapped the Coastal A Zone is the portion between the open coast and the landward Limit of the Moderate Wave Action delineation. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces. Construction and development in Coastal A Zones is to be regulated the same as V Zones/Coastal High Hazard Areas.

**"Certification"** means a certification by a registered professional engineer or other party, does not constitute a warranty or guarantee of performance, expressed or implied. Certification of data is a statement that the data is accurate to the best of the certifier's knowledge. Certification of analysis is a statement that the analysis has been performed correctly and in accordance with sound engineering practices. Certification of structural works is a statement that the works are designed in accordance with sound engineering practices to provide protection from the base flood.

Certification of "as built" conditions is a statement that the structure(s) has been built according to the plans being certified, is in place, and is fully functioning.

**"Coastal High-Hazard Area"** means 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. The area designated on a Flood Insurance Rate Map (FIRM) as Zone VI-V30.

**"Community Rating System"** means the National Flood Insurance Program's (NFIP) Community Rating System (CRS) which is a voluntary incentive

program that recognizes and encourages community floodplain management activities that exceed the minimum NFIP requirements.

**"Critical Facility"** means a facility for which a moderate chance of flooding might be too great. Critical facilities include, but are not limited to schools, nursing homes, hospitals, police, fire and emergency response installations, installations which produce, use or store hazardous materials or hazardous waste.

**"Cumulative Substantial Damage"** Any reconstruction, rehabilitation, addition or other improvement of a structure that equals or exceeds 50% of the market value of the structure at the time of the improvement or repair when counted accumulatively for seven years.

**"Cumulative Substantial Improvement"** Any reconstruction, rehabilitation, addition, or other improvement of a structure that equals or exceeds 50 percent of the market value of the structure at the time of the improvement or repair when counted cumulatively for seven (7) years.

**"Design Flood Elevation"** (DFE) shall be the base flood elevation plus one-foot three feet and in the V-zone shall be base flood elevation plus two feet. All materials below DFE shall be water resistant as defined in ASCE -24.

**"Development"** means 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)"** means 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.

**"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 or coastal A zone to have the bottom of the lowest horizontal structural member of the elevated floor elevated above base flood elevation plus freeboard 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 and coastal A zones "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.

**"Enclosure"** A non-habitable, unfinished or flood-resistant space below the base flood elevation (BFE) usable solely for parking of vehicles, storage and building access to the first floor. Such space shall not be partitioned into multiple rooms, temperature-controlled, or used for human habitation. The storage permitted in an enclosure shall be limited to that which is incidental and accessory to the principal use of the structure. Storage should be limited to items such as lawn and garden equipment, beach chairs, and bicycles which either have a low damage potential or that can be easily moved to the elevated portion of the building if there is a flood.

**"Erosion"** The process of gradual wearing away of land masses.

**EXISTING 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 before the effective date of the floodplain management regulations adopted by a community.

**"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"** Any land area susceptible to being inundated by water from any source.

**"Floodplain Management"** The operation of an overall program of corrective and preventative measures for reducing flood damage, including but not limited to emergency preparedness plans, requirements for zoning, subdivision or building, and special purpose floodplain management regulations.

**"Floodplain Management Regulations"** Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a flood plain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such federal, state or

local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

**"Flood-proofing"** Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

**"Freeboard"** A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

**"Higher Regulatory Standard"** Any floodplain management regulations adopted by the State or Local Community which are more restrictive than the criteria set forth in the NFIP regulations.

**"Highest Adjacent Grade"** The highest natural elevation of the ground surface prior to construction next to the proposed or existing 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.

**"Increase Cost of Compliance (ICC)"** The coverage by a standard flood insurance policy under the NFIP that provides for the payment of a claim for the cost to comply with the State of New Jersey and the City of Margate Floodplain management laws or ordinances after a direct physical loss by flood, the City of Margate City declares the structure to be "substantially" or "repetitively" flood damaged. ICC coverage is provided for in every standard NFIP flood policy, and will help pay for the cost to flood proof, relocate, elevate, or demolish the structure.

**"Lateral Addition"** Improvements that increase the square footage and footprint of a structure. Commonly, this includes the structural attachment of a bedroom, den, recreational room, enclosed porch, or other type of addition to an existing structure. If the addition is a substantial improvement, then the existing home and addition needs to be elevated to the higher regulatory standard plus freeboard pursuant to the 1) base flood elevation (BFE), 2) advisory base flood elevation (ABFEs), 3) best available data, whichever is greater, or any subsequently released flood hazard maps as established by FEMA.

**Limit of Moderate Wave Action (LiMWA) – Inland limit of the area affected by waves greater than 1.5 feet during the Base Flood. Base Flood conditions between the V Zone and the LiMWA will be similar to, but less severe than those in the V Zone.**

**"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 of 44 CFR Section 60.3.

**"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 or more manufactured home lots for rent or sale.

**"Map"** The Flood Insurance Rate Map (FIRM) for a community issued by the Agency.

**"Market Value"** Pertains to the structure in question, not the land, landscaping or detached accessory structures on the property. The market value of a structure reflects its original quality, subsequent improvements, physical age of the building components and current condition.

**"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 flood plain management regulations adopted by the municipality.

**"Participating Community"** also known as an eligible community, means a community in which FEMA has authorized the sale of flood insurance.

**"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"** means 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.

**"Repetitive Loss"**

- a. Four or more paid flood losses of more than \$1,000 each or,
- b. Two paid flood losses within a 10-year period that, in the aggregate, equal or exceed the current value of the insured property; or
- c. Three or more paid losses that, in the aggregate, equal or exceed the current value of the insured property.

**"Sand Dunes"** Naturally occurring or man-made accumulations of sand in ridges or mounds landward of the beach.

**"Severe Repetitive Loss"**

(1) Any residential property that is covered under an NFIP flood insurance policy and:

- (a) That has at least four NFIP claim payments (building payments and contents) over \$5,000 each, and the cumulative amount of such claims payments exceeds \$20,000; or
  - (b) For which at least two separate payments (building payments only) have been made with the cumulative amount of the building portion of such claims exceeding the market value of the building.
- (2) For both (a) and (b) above, at least two of the referenced claims have occurred within any ten-year period, and must be greater than 10 days apart.

**"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 **pilings**, 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"** means a walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

**"Substantial Damage"** means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed **50 percent** of the market value of the structure before the damage occurred. Substantial Damage also means flood related damages sustained by a structure on two or more separate occasions during a seven year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damages occurred.

**"Substantial Improvement"** Any reconstruction, rehabilitation, addition, or other improvement of a structure during a **seven year period** the cost of which equals or exceeds **50%** of the market value of the structure before the start of construction of the improvement. Substantial improvement also means cumulative substantial improvement. This term includes structures which have incurred substantial damage, regardless of the actual repair work performed or repetitive loss. 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.

**"Violation"** The failure of a structure or other development to be fully compliant with this chapter. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this chapter or 44 CFR S60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5), is presumed to be in violation until such time as that documentation is provided.

## SECTION 111 GENERAL PROVISIONS

### **145-6 LANDS TO WHICH THIS ORDINANCE APPLIES - APPLICABILITY**

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

### **145-7. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD**

1. The areas of special flood hazard for the City of Margate City Community No. 345304, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- (a) A scientific and engineering report entitled "Flood Insurance Study, **Atlantic County, New Jersey (All Jurisdictions)**" dated **August 28, 2018**.
  - (b) Flood Insurance Rate Map for, Atlantic County, New Jersey (**All Jurisdictions**)" as shown on **Index and Panels 34001C0432F, 34001C0434F, 34001C0453F** whose effective date is **August 28, 2018**.
  - (c) 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 Advisory Base Flood Elevation conflict or overlap**, whichever imposes the more stringent requirement shall prevail.
2. The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at the Municipal Building, 9001 Winchester Avenue, Margate City, New Jersey 08402.

### **145-8. PENALTIES FOR NONCOMPLIANCE**

No structure or land shall hereafter be constructed, **re-located to**, 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 (30) days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Each and every day any violation continues shall be considered a separate offense, punishable by a like fine and/or jail sentence. Nothing herein contained shall prevent the City of Margate City from taking such other lawful action as is necessary to prevent or remedy any violation.

### **145-9. 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.

#### **145-10 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 governing body; and,
- (3) Deemed neither to limit nor repeal any other powers granted under State statutes.

#### **"145-11 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 Margate City, or by 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 there under.

### **SECTION IV ADMINISTRATION**

#### **§ 145-12. Measurement of elevations; development permit.**

A. All elevations shall be measured in feet relative to the North American Vertical Datum of 1988 (NAVD88). The use of National Geodetic Vertical Datum of 1929 shall not be acceptable.

A development permit shall be submitted, prior to undertaking any development activities, to the Floodplain Management Administrator on forms furnished by him or her, and must include, but not be limited to, the following plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area under consideration for development; existing structure(s) and other features; proposed structure(s), earthen fill, storage of materials or equipment, drainage facilities, perimeter setbacks, environmental features such as base floodplain areas, wetlands, and other protected areas; the location of the foregoing. Specifically, the following information, certified by a professional who is authorized to certify such information in the State of New Jersey, is required:

(l) Application stage:

- (a) Elevation, in relation to mean sea level, of the lowest floor (including basement) of all Structures;
- (b) Elevation in relation to mean sea level to which any structure has been flood proofed.
- (c) Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the flood proofing criteria in section ;
- (d) Existing and proposed infrastructure;
- (e) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development; and
- (f) Building plans for any walls to be used to enclose space below the base flood elevation.

(2) Construction stage. Upon the placement of the top of block, the lowest floor or flood proofing by whatever construction means, it shall be the duty of the permit holder to submit to the Floodplain Administrator a certification of the elevation of the lowest floor or flood proofed elevation, as built, in relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a registered land surveyor or professional engineer who is authorized to certify such information in the State of New Jersey, and certified by same. Any work undertaken prior to submission of the certification shall be at the permit holder's risk.

(3) The Floodplain Administrator shall review the lowest floor elevation and flood-proofing certificate. Should these documents be found not in conformance with the requirements of this chapter, the permit holder shall immediately cease further work, and shall correct any deficiencies. Failure of the permit holder to submit the surveyed lowest floor elevation and flood proofing certificate, and failure to correct said deficiencies required hereby, shall be the cause to issue a stop-work order for the project.

#### **145-13. DESIGNATION OF THE FLOODPLAINMANAGEMENT ADMINISTRATOR**

The Governing Body of the City of Margate City hereby appoints the Construction Official/Floodplain Administrator to administer and implement the provisions of this ordinance, by granting or denying development permit applications in accordance with its provisions and is hereby referred to as the Floodplain Management Administrator, or the Floodplain Administrator.

#### 145-14. DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Construction Official/Floodplain Administrator shall include, but not be limited to:

##### A. PERMIT REVIEW. The Construction Official Shall:

- (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 certified plans and specifications for compliance with the requirements of this ordinance.
- (4) Review all development permits in the areas of special flood hazard except in the coastal high-hazard area to determine if the proposed development adversely affects the floodcarrying capacity of the areas of special flood hazard. For the purpose of this chapter, "adversely affects" means that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will increase the water surface of the base flood more than 0.2 foot at any point.
- (5) Review all development permits in the coastal high-hazard area and coastal A zone of the area of special flood hazard to determine if the proposed development alters sand dunes or other natural coastal protections so as to increase potential flood damage.
- (6) Review plans for walls to be used to enclose space below the base flood elevation.
- (7) Coordinate with Planning, Zoning, and Public Works and other Departments in the community to assure that the requirements of this ordinance are fully met.
- (8) Participate actively in evaluating the variance requests and provide input and recommendations in variance hearings/proceedings.

B. Use of other base flood and floodway data. When base flood elevation ~~and floodway~~ data has not been provided in accordance with 145.7, Basis for establishing the areas of special flood hazard, the Construction Official/Floodplain Administrator 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 145-18A, Specific Provisions for Flood Hazard Reduction, Residential Construction, and 145-18B, Specific Provisions for Flood Hazard Reduction, Nonresidential Construction.

C. 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 flood-proofed structures:

- [a] verify and record the actual elevation (in relation to mean sea level); and
  - [b] maintain the flood-proofing certifications required in Section 145-13 B(c).

- (3) Maintain for public inspection all records pertaining to the provisions of this ordinance.

- (4) In coastal high hazard areas and coastal A zones, obtain certification from a registered professional engineer or architect that the elevation requirements of Section 145-19 B(1) and anchoring requirements of Sections 145-19 B(2).

D. Alteration of watercourses:

- (1) Notify adjacent communities and the New Jersey Department of Environmental Protection, Bureau of Flood Control 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.

E. 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 this chapter.

F. Critical facilities: Construction of new Critical Facilities shall have the lowest floor elevated at 2 feet above the base flood elevation. Flood-proofing and sealing measures must be taken to ensure that toxic substances will not be displaced by or released into floodwaters. Access routes elevated to or above the level of the base flood elevations shall be provided to all critical facilities to the maximum extent possible.

G. Substantial damage review.

- (1) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.

- (2) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Bureau of Flood Control.
- (3) Ensure substantial improvements meet the requirements of sections 145-17 and 145-18.

#### **145-15. VARIANCE PROCEDURE**

##### **A. APPEAL BOARD**

- (1) The Planning Board, as established by the City of Margate City shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- (2) The Planning Board of the City of Margate City shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Construction Official/Floodplain Manager in the enforcement or administration of this ordinance.
- (3) Those aggrieved by the decision of the Planning Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided in NJSA 40:55D-17h & 18.
- (4) In passing upon such applications, the Planning Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
  - (a) the danger that materials may be swept onto other lands to the injury of others;
  - (b) the danger to life and property due to flooding or erosion damage;
  - (c) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
  - (d) the importance of the services provided by the proposed facility to the community;
  - (e) the necessity to the facility of a waterfront location, where applicable;
  - (f) the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
  - (g) the compatibility of the proposed use with existing and anticipated development;

- (h) the relationship of the proposed use to the comprehensive plan and flood plain management program of that area;
  - (i) the safety of access to the property in times of flood for ordinary and emergency vehicles;
  - (j) 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;
  - (k) 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; and
  - (l) The request for a variance is not an after-the-fact request.
- (5) Upon consideration of the factors of this chapter and the purposes of this ordinance the Planning 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/Floodplain Administrator shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

#### **B. 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 below the base flood level, providing items (a-I) in Section 145-16A have been fully considered. As the lot size increases beyond the one-half acre, the technical justification 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 only be issued upon a determination that the variance is the minimum necessary deviation from the requirements of this ordinance.
- (4) Variances may be issued when there is:
  - (a) A showing of good and sufficient cause.
  - (b) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
  - (c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create

a nuisance, cause fraud on or victimization of the public as **identified in section 145-15**, or conflict with existing local laws or ordinance.

- (5) 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 V**

### **PROVISIONS FOR FLOOD HAZARD REDUCTION**

#### **145-16. GENERAL PROVISIONS FOR FLOOD HAZARD REDUCTION**

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:

#### **A. ANCHORING**

(1) All new construction 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.

#### **B. 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.

#### **C. 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.

#### **D. 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 50 lots or 5 acres (whichever is less).

**E. ENCLOSURE OPENINGS.** All new construction and substantial improvements having fully enclosed areas below the lowest floor that are non-habitable, unfinished or floodresistant space below the base flood elevation (BFE) 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:

- (1) A minimum of two (2) openings **in at least two (2) exterior walls of each enclosed area** 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.
- (2) The bottom of all openings shall be no higher than one (1) foot above grade.
- (3) Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.



## **§ 145-17. Specific Provisions for Flood Hazard Reduction.**

In all areas of special flood hazards where base flood elevation data have been provided as set forth in Section 145-7, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in SECTION 145-15B , Use of Other Base Flood Data, the following standards are required:

### **A. RESIDENTIAL CONSTRUCTION**

1. **For coastal A zone construction see section 145-18 Coastal high-hazard areas and coastal A zones.**
2. 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 (including all electrical, heating , ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated at or above the base flood elevation, or as required by ASCE/SEI 24-14, Table 2-1, or the best available flood hazard data elevation, **plus** three feet to the underside of floor joist, whichever is more restrictive .
3. Require within any AO, AH or VO Zone on the municipality's DFIRM that all 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 above the highest adjacent grade at least one foot above the depth number specified in feet (at least three feet if no depth number is specified) or at above the best available flood hazard data elevation, **plus** three feet to the underside floor joist, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwater around and away from proposed structures.
4. New construction and substantial improvement of any residential structure located in an X zone, shall have the lowest floor, including basement, together with the attendant utilities including all electrical, heating , ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated at or above the highest adjacent AE Zone base flood elevation or as required by ASCE/SEI 24-14, Table 2-1, or the best available flood hazard data elevation, three feet to the underside of floor joist, whichever is more restrictive in any adjacent A or AE Zone .
  - b. Non-residential construction. In an Area of Special Flood Hazard Area (SFHA), all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone (for coastal A zone construction see section 145-18), shall either have the lowest floor, including basement, together with the attendant utilities and sanitary facilities:
    - (1) Elevated to or above the base flood elevation, or as required by ASCE/SEI 24-14, Table 2-1, or the best available flood hazard data elevation, whichever is more restrictive, plus one foot of freeboard-; and require within any

AO, AH or VO zone on the municipality's **DFIRM** to elevate, above the highest adjacent grade one foot above the depth number specified in feet (at least three feet if no depth number specified and require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures; or

(2) Be flood proofed so that below the base flood level plus one foot, as required by ASCE/SEI 24-14, Table 6-1, **or the best available flood hazard data elevation**; the structure is watertight with walls substantially impermeable to the passage of water; have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and, 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 shall be required. Such certification shall be provided to the official as set forth in S 145-14C(2).

c.       **Manufactured homes**

(1) Manufactured homes shall be anchored in accordance with 145-16.

(2) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall

- (a) Be consistent with the need to minimize flood damage,
- (b) Be constructed to minimize flood damage,
- (c) Have adequate drainage provided to reduce exposure to flood damage;
- (d) Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation **plus three (3) feet**, or as required by ASCE/SEI 24-14, Table 2-1, or the best available flood hazard data elevation, whichever is more restrictive and,
- (e) The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement one foot in any A Zone and two feet in any V Zone.

**§ 145-18 Coastal high-hazard areas and coastal A zones**

Coastal high-hazard areas (V or VE Zones ) **and coastal A Zones** are located within **the areas** of special flood hazard established in Section 145-7. These areas have special flood hazards associated with high-velocity waters from tidal surges and hurricane wave wash: therefore, the following provisions shall apply:

A. Location of structures.

- (1) All buildings or structures, with the exception of those buildings or structures currently in existences, 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 subdivision.**

B. Construction methods

- (1) Elevation — all new construction and substantial improvements shall be elevated on piling or columns so that;
  - (a) 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, or as required by ASCE/SEI 24-14, Table 4-1 **or the best available flood hazard data elevation**, whichever is more restrictive plus two (2) feet of freeboard, and
  - (b) All electrical, heating, ventilating, air-conditioning, mechanical equipment and other equipment servicing the building is elevated to or above the base flood elevation ASCE/SEI 24-14, Table 4-1, **or the best available flood hazard data elevation**, whichever is more restrictive plus two feet of freeboard, **and**
  - (c) **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 145-18B(4).**

(2) Structural Support

- (a) All new construction and substantial improvements shall be securely anchored on piling or columns.
  - (b) 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 (one-hundred-year mean recurrence interval).
  - (c) There shall be no fill used for structural support **of buildings within Zones V1-30, VE, V, and Coastal A on the community's DFIRM.**
- (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 Subsection B(l) and (2)(a) and (b).

- (4) Space below the lowest floor ( enclosure below BFE )
- (a) Any alteration, repair, reconstruction or improvement to a structure started after the enactment of this chapter shall not enclose the space below the lowest floor unless breakaway walls, open wood latticework or insect screening are used as provided for in this section.
- (b) Breakaway walls, open wood latticework 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:
- (1) Breakaway wall collapse shall result from a water load less than that which would occur during the base flood.
- (2) 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 nonstructural. Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State and local building standards.
- (3) If breakaway walls are utilized, such enclosed space shall be use solely parking of vehicles, building access or storage and not for human habitation.
- (4) Prior to construction, plans for any breakaway wall must be submitted to the Construction Official for approval.
- C. Sand dunes. There shall be no alteration of sand dunes within coastal A zones, VE and V zones on the communities DFIRM which would increase potential flood damage.

## **Section 6**

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency. It is the intention of this Ordinance to replace Chapter 145 Flood Damage Prevention in total and pursuant to the instruction by the State of New Jersey, Department of Environmental Protection, Office of Engineering and Construction, Bureau of Dam Safety and Flood Control,

### **Section 7**

Should any section, subsection, paragraph, clause, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance.

### **Section 8**

This Ordinance shall take effect on final passage, approval, and publication.

**RESOLUTION #148-2018  
MARGATE CITY BILL LIST / PAYROLL  
JULY 19, 2018**

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

**BILLS LIST AMOUNT:** \$13,045,736.97

**PREVIOUSLY PAID:** \$ 28,862.55

**PAYROLL ACCOUNT – July 19, 2018**

**CURRENT ACCOUNT** \$ 735,427.89

**WATER & SEWER** \$ 54,399.28

**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:

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

**CERTIFICATION**

I, Johanna Casey, City Clerk of Margate City, Atlantic County,  
do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC, City Clerk

P.O. Type: All  
Range: First to Last  
Format: Condensed  
Include Non-Budgeted: Y

Open: N  
Rcvd: Y  
Bid: Y

Paid: N  
Held: N  
State: Y

Void: N  
Aprv: Y  
Other: Y

Exempt: Y

First Enc Date Range: First to 12/31/18

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
17-00530	01/01/17	REMINGTON REMINGTON & VERNICK Contract No: U1190000	2016 Muni Aid program-Design	Open	1,957.50	0.00	c
17-01262	08/31/17	REMINGTON REMINGTON & VERNICK Contract No: U1230001	Design City Hall generator	Open	472.50	0.00	c
17-01387	10/05/17	REMINGTON REMINGTON & VERNICK Contract No: U1220002	Tennis court 5&6 admin/observ	Open	1,772.50	0.00	c
17-01715	12/21/17	LAFAYETTE LAFAYETTE UTILITY CONSTRUCTION Contract No: U1250000	Beach Street End Storm Sewer	Open	134,914.06	0.00	c
17-01734	12/21/17	RUTALA James Rutala Associates, LLC. Contract No: C1700027	DR4264 Grant Management	Open	1,995.00	0.00	c
18-00012	01/16/18	SAMS Sam's Club	Supplies	Open	114.16	0.00	
18-00013	01/16/18	WB MASON W.B. MASON CO., INC.	Supplies	Open	483.25	0.00	
18-00016	01/16/18	BWSTEST0 B.W.Stetson Warehouse	Coffee Supplies	Open	607.00	0.00	
18-00022	01/17/18	STEINER Robert & Marilyn Steiner	refund tax payment in error	Open	3,000.43	0.00	
18-00025	01/17/18	LOWES Lowe's Commercial Services	Materials & Supplies	Open	256.50	0.00	
18-00028	01/17/18	ACELECTR ATLANTIC CITY ELECTRIC	2018 General Accounts	Open	10,974.62	0.00	
18-00029	01/17/18	ACELECTR ATLANTIC CITY ELECTRIC	2018 Water and Sewer Accounts	Open	10,211.06	0.00	
18-00030	01/17/18	ACELECTR ATLANTIC CITY ELECTRIC	2018 Street Light Accounts	Open	13,490.16	0.00	
18-00031	01/17/18	ACELECTR ATLANTIC CITY ELECTRIC	2018 Temp Accounts	Open	208.86	0.00	
18-00038	01/18/18	J CINCOT Joseph Cincotta	2018 Lifeguard Pension	Open	535.76	0.00	
18-00039	01/18/18	JGALLAGH JAMES GALLAGHER	2018 Lifeguard Pension	Open	247.15	0.00	
18-00040	01/18/18	JOHN SLA John Slattery, III	2018 Lifeguard Pension	Open	157.72	0.00	
18-00041	01/18/18	KING GEORGE KING	2018 Lifeguard Pension	Open	384.13	0.00	
18-00042	01/18/18	MICHAELB Michael Baylinson	2018 Lifeguard Pension	Open	532.64	0.00	
18-00043	01/18/18	RICHKUG RICHARD H. KUGEL	2018 Lifeguard Pension	Open	1,959.75	0.00	
18-00044	01/18/18	SMALLWO CARL SMALLWOOD	2018 Lifeguard Pension	Open	536.62	0.00	
18-00045	01/18/18	TPGALL2 Thomas P. Gallagher	2018 Lifeguard Pension	Open	122.00	0.00	
18-00050	01/18/18	THISTHAT THIS & THAT UNIFORMS LLC	Uniformand Supplies	Open	2,870.15	0.00	
18-00077	05/15/18	VERALPH V.E. RALPH & SON, INC.	EMS Supply Order Beach Patrol	Open	842.71	0.00	
18-00111	01/23/18	ACPRESS PRESS OF ATLANTIC CITY	City Clerk Legal Notices	Open	236.04	0.00	
18-00128	01/01/18	CIOETACO Cioeta Consulting, LLC Contract No: C1800001	2018 HR Consultant	Open	3,750.00	0.00	c
18-00132	01/01/18	INNOVATI Innovative Risk Solutions, Inc Contract No: C1700025	2018 Health Broker	Open	1,041.67	0.00	c
18-00133	01/01/18	PBC PROFESSIONAL BENEFIT Contract No: C1700026	2018 Health Ins Broker	Open	1,041.67	0.00	c
18-00137	01/11/18	GRUCCIO GRUCCIO, PEPPER, DeSANTO&RUTH Contract No: C1800006	Labor attorney	Open	229.87	0.00	c
18-00153	01/24/18	TRACEY Tracey Blake	Gymnastics Classes	Open	300.00	0.00	
18-00159	01/25/18	CONTRACT Contractor Service	WATER/SEWER SERVICE/SUPPLIES	Open	1,754.20	0.00	
18-00170	01/11/18	REMINGTON REMINGTON & VERNICK Contract No: T4210000	Beach Thorofare Dredging U127	Open	337.50	0.00	c
18-00179	01/01/18	JPM JERSEY PROFESSIONAL MANAGEMENT Contract No: C1800014	2018 Business Administrator	Open	10,065.00	0.00	c
18-00183	01/29/18	NJLM NJ STATE LEAGUE MUNICIPALITIES	membership 2018 Johanna Casey	Open	630.00	0.00	
18-00186	01/29/18	CTYATL ATLANTIC COUNTY TREASURER	Quarterly Taxes 2018 ACH	Open	5,235,531.89	0.00	B
18-00190	01/29/18	CHRIS K CHRIS KANE	Referee	Open	320.00	0.00	
18-00198	01/29/18	KEVIN H Kevin Hallman	Referee	Open	320.00	0.00	
18-00199	01/29/18	PKILL Patrick Killian	Referee	Open	160.00	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
18-00201	01/29/18	VVASS Vincent Vassallo	Referee	Open	600.00	0.00	
18-00224	01/31/18	GENTILIN GENTILINI FORD, INC.	VEHICLE SERVICE/PARTS	Open	1,032.10	0.00	
18-00226	01/31/18	OLD CAPE OLD CAPE, INC.	CONCRETE & ASPHALT	Open	180.09	0.00	
18-00228	01/31/18	PEDRONI PEDRONI FUEL COMPANY	FUEL CONTRACT 2018	Open	12,887.62	0.00	
18-00233	02/01/18	BIANCHI Christine A. Bianchi	Fitness Classes	Open	200.00	0.00	
18-00234	02/01/18	NAPA AU Val-U Auto LLC	2018 VEHICLE SERVICE & PARTS	Open	914.30	0.00	
18-00237	01/01/18	ACUA ATLANTIC COUNTY UTILITIES AUTH	2018 quarterly user fees	Open	295,416.00	0.00	B
18-00240	02/01/18	LUCKY Lucky Dog Custom Apparel	TShirts and Uniforms	Open	1,489.95	0.00	
18-00284	02/08/18	ACUA ATLANTIC COUNTY UTILITIES AUTH	2018 TRASH/TIP FEE/RECYCLING	Open	71,185.77	0.00	
18-00297	02/12/18	SCHOPPY Wm. Schoppy, Inc.	Trophies	Open	108.95	0.00	
18-00307	02/15/18	BENNY Benny R. Tafoya	CRS/GIS Engineer Services	Open	2,275.00	0.00	C
		Contract No: C1800019					
18-00311	03/01/18	HORIZON2 HORIZON EYE CARE PA	18/19 Employee Vision Plan	Open	904.50	0.00	C
		Contract No: C1800020					
18-00342	02/21/18	DMCGIN Dan McGinnis	Referee	Open	160.00	0.00	
18-00343	02/21/18	MSTRI Michael Strickland	Referee	Open	240.00	0.00	
18-00344	02/21/18	LATORRE John LaTorre	Referee	Open	600.00	0.00	
18-00347	02/21/18	RBOKU Ron Bokunewicz	Referee	Open	320.00	0.00	
18-00354	02/22/18	BSNSPORT BSN Sports, LLC	Sports Equipment	Open	2,166.96	0.00	
18-00389	02/27/18	GROFF Groff Tractor New Jersey, LLC.	TRACTOR PARTS & SERVICES	Open	3,340.92	0.00	
18-00397	02/28/18	MIRACLE MIRACLE CHEMICAL COMPANY	15% SODIUM HYPOCHLORIDE	Open	3,174.05	0.00	
18-00414	03/02/18	ONECONCE One Call Concepts, Inc.	2018 MARKOUT CALLS	Open	145.00	0.00	
18-00430	03/05/18	LANGUAGE LANGUAGE SERVICES ASSOC., INC.	Telephonic Interpreter	Open	10.50	0.00	
18-00441	01/01/18	CBIZ CBIZ Benefits & Insurance Serv	Lifeguard pension plan admin	Open	7,750.00	0.00	C
		Contract No: C1800023					
18-00443	03/06/18	HOMED308 Home Depot Credit Services	MATERIALS & SUPPLIES	Open	871.59	0.00	
18-00453	03/08/18	KELLI J Kelli A. Johnson	Referee	Open	560.00	0.00	
18-00455	03/08/18	KEITH005 Keith Mackinnon	Referee	Open	520.00	0.00	
18-00456	03/08/18	PERONE Nicole Perone	Referee	Open	120.00	0.00	
18-00457	03/08/18	MICHAELP MICHAEL PELOSI	Referee	Open	400.00	0.00	
18-00458	03/08/18	DAVE M David Miller	Referee	Open	240.00	0.00	
18-00461	03/08/18	JARRO005 Jarrod D Barnes	Referee	Open	400.00	0.00	
18-00462	03/08/18	BARRY Barry Troster	Referee	Open	120.00	0.00	
18-00464	03/08/18	MARK PAR Mark Parson	Referee	Open	320.00	0.00	
18-00465	03/08/18	PHIL Phillip Kelly	Referee	Open	800.00	0.00	
18-00479	03/12/18	RALPHCLA RALPH CLAYTON & SONS	CONCRETE	Open	516.44	0.00	
18-00500	03/13/18	FROMUTH Fromuth Tennis	Tennis/Pickleball Supplies	Open	690.00	0.00	
18-00503	03/14/18	PUGGI RE PUGGI RECYCLING CENTER	MULCH-PLAYGRDS/RECYCLE BRUSH	Open	90.00	0.00	
18-00504	03/14/18	DELTONA DELTONA DISCOUNT TIRES, INC.	TIRES & ALIGNMENTS	Open	1,505.95	0.00	
18-00507	03/15/18	SOMERS P SOMERS POINT LUMBER, INC.	MATERIAL & SUPPLIES	Open	3,988.67	0.00	
18-00531	03/26/18	POST PV PLEASANTVILLE POST OFFICE	Summer brochures 2018	Open	225.00	0.00	
18-00552	03/29/18	KMATH Kevin Mathis	Referee	Open	560.00	0.00	
18-00554	03/29/18	TBECK Thomas Becker, Sr.	Referee	Open	120.00	0.00	
18-00560	04/03/18	FRYES Frye's Auto Repair	Vehicle Maintenance	Open	281.99	0.00	
18-00623	04/16/18	STATETOX STATE TOXICOLOGY LABORATORY	Applicant Testing	Open	90.00	0.00	
18-00626	04/17/18	SHEPPARD Sheppard Bus Service	Buses for Summer Camp	Open	560.00	0.00	
18-00630	04/16/18	ACTION U ACTION UNIFORM CO. LLC	Uniform Updates - Promotions	Open	2,617.00	0.00	
18-00632	04/17/18	POST POST TO POST, LLC.	PUBLIC WORKS BENSON AVE	Open	1,997.23	0.00	
18-00671	04/25/18	S T AMUS S & T Amusement Co.	Summer Camp Trip	Open	710.00	0.00	
18-00673	04/25/18	MARGBD MARGATE CITY BD OF EDUCATION	Weekend Gym Use	Open	702.73	0.00	
18-00682	04/27/18	FELDMAN Amanda Lynn Feldman	Referee	Open	440.00	0.00	
18-00688	04/30/18	ROGER MC Roger D. McLarnon	Reimbursement for renewal fees	Open	177.85	0.00	
18-00695	04/30/18	AFP INC Associated Fire Protection Inc	Maintenance Cascade Cylinders	Open	440.00	0.00	
18-00723	05/07/18	PROFORMA PROFORMA DYNAMIC RESOURCES	Beach Badge Uniforms	Open	3,721.60	0.00	



PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
18-00730	05/08/18	MARTURAN	MARTURANO RECREATION CO., INC. PLAYGROUND EQUIPMENT	Open	2,839.77	0.00	
18-00731	05/08/18	MARTURAN	MARTURANO RECREATION CO., INC. SWINGS - PLAYSGROUNDS	Open	3,205.78	0.00	
18-00754	05/10/18	MBA	Margate Business Association MBA funding- City events	Open	23,750.00	0.00	B
18-00758	05/10/18	CATAMA	CATAMARAN MEDIA COMPANY Summer Camp Advertising	Open	321.75	0.00	
18-00765	05/11/18	SJOVERHE	SOUTH JERSEY OVERHEAD DOOR Station 1 Door Repairs - A-20	Open	345.50	0.00	
18-00776	05/18/18	CHIEF	Chief Supply Fire Prev. Materials - Badges	Open	2,884.19	0.00	
18-00786	01/01/18	REMINGTO	REMINGTON & VERNICK Beach street end admin/observ	Open	1,808.50	0.00	C
Contract No: U1250002							
18-00805	05/17/18	AC CYCLE	Atlantic City Cycle Center LLC Repairs to Sea Doo PWC	Open	182.90	0.00	
18-00807	05/17/18	SUSAN SA	Susan Safer Tennis Instructor	Open	1,000.00	0.00	
18-00808	05/18/18	SCHWAAB	SCHWAAB, INC PUBLIC WORKS - DATE STAMP	Open	72.75	0.00	
18-00837	05/16/18	VERALPH	V.E. RALPH & SON, INC. EMS Supplies	Open	1,753.79	0.00	
18-00858	05/30/18	JACK SOR	JACK SORENSON Tennis Court Assistant	Open	500.00	0.00	
18-00864	05/30/18	TD BANK	TD BANK, NATIONAL ASSOC NJEIT Series 2001 payments	Open	52,641.59	0.00	
18-00871	06/01/18	FARM	Farm-Rite, Inc. BALLFIELD - MOWER PARTS	Open	1,268.59	0.00	
18-00888	06/04/18	PENN JE	Penn Jersey Machinery M21 - AIR COMPRESSOR	Open	1,416.80	0.00	
18-00890	06/04/18	FARM	Farm-Rite, Inc. BAG FOR MOWER	Open	295.00	0.00	
18-00891	06/04/18	COLE	Cole Information 2018 subscription renewal	Open	238.95	0.00	
18-00905	06/05/18	FARM	Farm-Rite, Inc. M44-BEACH TRACTOR	Open	817.00	0.00	
18-00906	06/05/18	WB MASON	W.B. MASON CO., INC. office supplies	Open	73.03	0.00	
18-00907	06/05/18	VENTNORP	Ventnor Print Shop Inspector Stickers and Cards	Open	1,161.00	0.00	
18-00933	06/12/18	POST	POST TO POST, LLC. BEACH ACC-HICKORY SPLIT RAILS	Open	1,424.00	0.00	
18-00939	06/12/18	FIS	FIS Chargeback for taxes-613.01-28	Open	1,620.95	0.00	
18-00942	06/13/18	NORTHENS	NORTHERN SAFETY CO., INC. TRIPOD WITH WINCH	Open	1,725.00	0.00	
18-00960	06/18/18	HOMED308	Home Depot Credit Services CO Detectors - Police Dept.	Open	98.97	0.00	
18-00961	06/18/18	ARTHANDL	ART HANDLERS APPLIANCE CENTER Refrigerator for Station 2	Open	524.00	0.00	
18-00977	06/19/18	ACTION S	ACTION SUPPLY COMPANY I5 GRAVEL FOR BEACH	Open	454.55	0.00	
18-00981	06/20/18	NFPA	NFPA INTERNATIONAL Fire Prevention Materials	Open	649.88	0.00	
18-00992	06/11/18	ALERTALL	Alert-All Corp. Fire Prevention Materials	Open	697.25	0.00	
18-00993	06/08/18	MODERNMA	MAS Modern Marketing Inc. Fire Prevention Materials	Open	897.37	0.00	
18-00994	06/20/18	EVS	Emergency Vehicle Services Emergnecy Repairs to Quint 23	Open	280.26	0.00	
18-00995	05/25/18	VERALPH	V.E. RALPH & SON, INC. EMS Supplies - Fire Department	Open	56.00	0.00	
18-00998	06/26/18	SCHOPPY	Wm. Schoppy, Inc. FRIEDLANDER BENCH	Open	125.00	0.00	
18-01000	06/25/18	NORTHERN	BlueTarp Financial, Inc. AIR COMPRESSOR FOR BALLFIELD	Open	654.99	0.00	
18-01003	06/25/18	LUCKY	Lucky Dog Custom Apparel Beach Patrol Uniform Shirts	Open	1,061.75	0.00	
18-01004	05/31/18	SJWELDIN	SOUTH JERSEY WELDING SUPPLY CO May 2018 Oxygen Cylinder Rent	Open	35.34	0.00	
18-01009	06/26/18	CHASEMAN	CHASE MANHATTAN BANK School bond interest 09 refund	Open	103,643.75	0.00	
18-01011	06/26/18	SITEONE	SITEONE LANDSCAPE SUPPLY LLC SPRINKLER SUPPLIES	Open	350.90	0.00	
18-01016	06/27/18	BADBOYS	Bad Boys Termite Pest Control Pest Control	Open	125.00	0.00	
18-01025	06/27/18	REMINGTO	REMINGTON & VERNICK Design Recon Burk Ave	Open	6,670.40	0.00	C
Contract No: U1290001							
18-01030	06/28/18	STEPA005	Stepan Vengreyuk Refund escrow balance P262	Open	187.50	0.00	
18-01031	06/28/18	MARGBED	MARGATE CITY BD OF EDUCATION RTU project- engineering	Open	10,057.83	0.00	
18-01035	06/27/18	GARYGLAS	GARY M. GLASS, M.D. Firefighter Psychiatric Exams	Open	950.00	0.00	
18-01040	06/29/18	CITYPAY	CITY OF MARGATE fund FSA admin fees	Open	187.28	0.00	
18-01044	06/29/18	SOMERS P	SOMERS POINT LUMBER, INC. Sation 2 - Project Supplies	Open	890.21	0.00	
18-01045	07/02/18	C EDEN	Christine Eden Refund - Summer Camp	Open	621.00	0.00	
18-01055	06/19/18	CAPRIONI	CAPRIONI PORTABLE TOILETS INC. BEACH & CITY HALL PORTA-JOHN'S	Open	2,700.00	0.00	
18-01056	06/11/18	CALHO005	Calhoun Associates, Inc. OLD CITY HALL HALLWAY	Open	633.19	0.00	
18-01057	06/19/18	WILLIER	WILLIER ELEC MOTOR REPAIR CO. WELL#8 - MOTOR REBUILT	Open	1,964.00	0.00	
18-01059	07/03/18	HAWKES	Hawkes Janitorial Contractors PUBLIC WORKS OFFICE FLOOR	Open	1,775.00	0.00	
18-01060	06/28/18	TOM HEW	Thomas Hewitt Lifeboat Repairs	Open	315.00	0.00	
18-01064	06/21/18	JOHNSTON	Johnstone Supply CITY HALL AIR COMP-BELTS	Open	126.11	0.00	
18-01065	06/27/18	HUBER	HUBER LOCKSMITHS, INC. UNION AVE. HR DEPT	Open	190.90	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
18-01070	07/05/18	UPSESSEX	The UPS Store 6897	Printing	Open	856.80	0.00
18-01074	07/05/18	MARGBDED	MARGATE CITY BD OF EDUCATION	17/18 Municipal Alliance 4th	Open	5,083.77	0.00
18-01075	06/18/18	SJOVERHE	SOUTH JERSEY OVERHEAD DOOR	Fire Dept-Ambulance Bay Door	Open	857.75	0.00
18-01076	07/03/18	WILLIER	WILLIER ELEC MOTOR REPAIR CO.	WELL#5 - INSTALL MOTOR	Open	1,565.00	0.00
18-01077	07/06/18	VERIZON1	Verizon wireless	cellular service june 2018	Open	770.55	0.00
18-01078	07/06/18	IRONMOUN	IRON MOUNTAIN	record storage-july 2018	Open	414.47	0.00
18-01079	07/06/18	WB MASON	W.B. MASON CO., INC.	janitorial supplies	Open	218.74	0.00
18-01080	07/06/18	LPORT	BOROUGH OF LONGPORT	HMPG4264- reimbursement #1	Open	2,945.00	0.00
18-01083	07/09/18	KING PIN	Kingpin Bowling, LLC.	Summer Camp Trip	Open	224.00	0.00
18-01085	07/09/18	KWIK-COV	Kwik-Covers	CAN COVERS	Open	478.48	0.00
18-01086	07/09/18	NJDP TRE	NJ Department of Treasury	NJ SAFE DRINK WATER ANNUAL OP	Open	720.00	0.00
18-01088	07/10/18	TUMBLE	Tumble Wheels Inc	Summer Camp Event	Open	550.00	0.00
18-01089	07/10/18	GHORN	Gabrielle Horner	Mommy & Me Music Class	Open	225.00	0.00
18-01093	07/10/18	D HARK	Diane S. Hark	Painting with water Color	Open	35.00	0.00
18-01094	07/10/18	KATHYS	Kathy's Just Desserts, Inc.	Cooking Classes	Open	87.00	0.00
18-01095	06/29/18	POGUE	Pogue Info & Education Service	SAFETY & HEALTH CONSORTIUM	Open	300.00	0.00
18-01096	07/10/18	PERSONNE	PERSONNEL CONCEPTS, INC.	Compliance Updates 2019 renewl	Open	704.68	0.00
18-01099	07/11/18	MATT CAL	MATT CALLAGHAN	Golf Lessons	Open	343.00	0.00
18-01100	07/11/18	AMANDA	Amanda Casazza	Art Classes	Open	80.00	0.00
18-01104	07/12/18	MOSSMANS	MOSSMANS BUSINESS MACHINE INC	Copier Contracts	Open	879.59	0.00
18-01105	07/12/18	CM 3	CM3 BUILDING SOLUTIONS, INC.	Parts to repair Chiller Tower	Open	289.46	0.00
18-01106	07/12/18	STEEL005	Steelman & Co. LLC	Telephone repairs at PW Garage	Open	260.00	0.00
18-01107	07/12/18	NETW005	Networkfleet, Inc.	GPS System PW vehicles-jun2018	Open	399.00	0.00
18-01108	07/12/18	VERIZON1	Verizon wireless	air cards PD Vehicles-june2018	Open	247.94	0.00
18-01109	07/12/18	ATXTELEC	Broadview Networks	telephone service-june 2018	Open	3,705.61	0.00
18-01110	07/12/18	CHASEMAN	CHASE MANHATTAN BANK	2017 BAN repayment	Open	6,750,000.00	0.00
18-01111	07/12/18	E ROACH	Elizabeth Roach	Summer Camp Refund	Open	935.20	0.00
18-01113	07/12/18	CHASEMAN	CHASE MANHATTAN BANK	2017 BAN interest 2.25%	Open	141,356.25	0.00
18-01114	07/12/18	CHASEMAN	CHASE MANHATTAN BANK	2017 BAN interest- Utility	Open	10,096.88	0.00
18-01115	07/12/18	ENLIG005	Enlightened Cafe	Wellness lunch	Open	86.70	0.00
18-01116	07/12/18	INSURA	INSURANCE AGENCIES, INC.	tank liability insurance	Open	2,378.35	0.00
18-01117	07/06/18	EVS	Emergency Vehicle Services	Emergnecy Repairs to Quint 23	Open	1,014.04	0.00
18-01118	07/12/18	MCOLL	Michael D. Collins	Referee	Open	160.00	0.00
18-01119	07/12/18	BWALT	Brian Walters	Referee	Open	480.00	0.00
18-01121	07/12/18	LANCE005	Lance D. Bailey	Referee	Open	160.00	0.00
18-01122	07/12/18	SRURING	Scott Ruring	Referee	Open	120.00	0.00
18-01123	06/20/18	AIRGAS	Air & Gas Technologies, Inc.	SCBA Parts for Repairs	Open	693.22	0.00
18-01124	05/09/18	OCEAN CI	City of Ocean City	EMT Refresher Training - OCFD	Open	130.00	0.00
18-01125	07/09/18	WILLIAMS	WILLIAMS SCOTSMAN, INC.	Sta. 2 Trailer Rental - 6/2018	Open	286.00	0.00
18-01126	05/30/18	SJWELDIN	SOUTH JERSEY WELDING SUPPLY CO	Oxygen Cylinder Rental 6/2018	Open	34.20	0.00
18-01128	06/12/18	FRYES	Frye's Auto Repair	Replace Mirror for Fire Dept.	Open	165.00	0.00
18-01129	06/19/18	TACTICAL	TACTICAL PUBLIC SAFETY LLC	Radio Repairs - Station 1	Open	125.00	0.00
18-01130	07/06/18	WITMER	Witmer Public Safety Group, In	Fire Department Equipment	Open	328.00	0.00
18-01131	04/19/18	GENTILIN	GENTILINI FORD, INC.	Diagnose Problem with F-29	Open	73.50	0.00
18-01132	07/03/18	ATLAN005	Atlanticare Physician Group PA	Medical Physicals - New FF's	Open	1,695.00	0.00
18-01133	05/16/18	INTERSTA	INTERSTATE BATTERIES	Batteries for Fire Apparatus	Open	174.78	0.00
18-01134	07/13/18	WRUIZ	William Ruiz	Referee	Open	240.00	0.00
18-01135	07/13/18	JOHN P	JOHN PIMPINELLI	Referee	Open	120.00	0.00
18-01137	07/13/18	BCR	Business Computer Resources	paper tray for color printer	Open	70.00	0.00
18-01138	07/13/18	WB MASON	W.B. MASON CO., INC.	janitorial supplies	Open	792.07	0.00
18-01142	07/11/18	SAMS	Sam's Club	Umbrellas - Beach Inspectors	Open	159.84	0.00
18-01144	07/13/18	NJAPZA	NJAPZA	Johanna membership renewal	Open	100.00	0.00

Total Purchase Orders: 193 Total P.O. Line Items: 0 Total List Amount: 13,045,736.97 Total Void Amount: 0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type

Totals by Year-Fund		
Fund Description	Fund	Budget Total
APPROPRIATIONS	8-01	5,786,687.55
	8-04	6,300,000.00
	8-05	335,627.91
	8-06	450,000.00
Year Total:		12,872,315.46
	C-04	156,033.29
	C-06	1,957.50
Year Total:		157,990.79
	G-01	7,078.77
	T-14	8,351.95
Total of All Funds:		13,045,736.97

City of Margate  
Additional Bill List - Previously Paid

For meeting on 7/19/2018

**CURRENT FUND**

PO #	Vendor	Description	Amount	Date Paid	Check #
18-01136	Comcast	monthly internet	\$ 1,386.25	7/13/2018	80027
18-01067	Comcast	monthly internet	\$ 209.70	7/5/2018	79961
18-00920	Witmer	equiptment	\$ 1,173.00	7/12/2018	80025
18-01013	Waldman	tax overpayment	\$ 7,300.00	7/5/2018	79962
18-00923	Garden State Discovery Museum	camp event	\$ 426.00	7/6/2018	79993
18-01066	NJ Div. of ABC	maintenance and prep	\$ 54.00	7/6/2018	79963
18-00094	Nationwide	life insurance	\$ 365.86	6/27/2018	79957
18-00166	Delta Dental	health insurance premiums	\$ 10,660.60	7/10/2018	80023
18-01068	NJ Div. of Labor and Workforce	annual unemployment assessment	\$ 1,865.60	7/6/2018	79995

**Total Current Account**

**\$ 23,441.01**

**WS UTILITY FUND**

**Total Water /Sewer Account**                   \$           -

**CAPITAL FUND**

18-00938       Breeze Electric                   material and labor                   \$       5,421.54       7/5/2018                   61380

**Total Capital Account**                   \$       5,421.54

**Total Paid All Funds**                   \$       28,862.55

## CITY OF MARGATE

Pay 15

7/16/2018

PAY PERIOD 7/19/2018(GET FROM PAYROLL EXPENSE REPORT PM83)  
CURRENT FUND

702,845.15

PAY FROM:  
Current ck #238007PAYABLE TO:  
PAYROLL ACCT

## UTILITY FUND

8000 SEWER  
9000 WATER23,686.26  
30,713.02  
54,399.28

Water &amp; Sewer ck #

238008

PAYROLL ACCT

TOTAL PAYROLL EXPENSE(ADJUSTED GROSS + WKRS C 757,244.43

## EMPLOYER PAYROLL TAXES

SOCIAL SECURITY (FICA + MEDICARE  
DISABILITY (SDI + SUI + WFD)  
DCRP  
TOTAL EMPLOYER EXPENSE30,797.08  
1,501.31  
284.37  
32,582.74

Current ck #

238009

PAYROLL ACCT

ADJUSTED GROSS + ER EXPENSE

789,827.17(GET FROM CASA VOUCHERS)  
GARNISHMENTS

306,771.59

Payroll ck #

238010

PAYROLL DEDUCTION ACCT

INDIVIDUAL CHECKS &amp; DIRECT DEPOSIT

483,055.58

TOTAL PAYROLL EXPENSE

789,827.17

**RESOLUTION #149-2018**

**CERTIFICATION OF THE 2017 ANNUAL AUDIT**

**WHEREAS, N.J.S.A. 40A: 5-4** requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS,** the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

**WHEREAS, R.S. 52:27BB-34** authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS,** the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

**WHEREAS,** the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS,** such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS,** all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS,** failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED,** That the Commission of the City of Margate City, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**ROLL CALL:**

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

**DATE:** July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting on July 19, 2018 of said Commission held on and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC, City Clerk



**CITY OF MARGATE  
COUNTY OF ATLANTIC  
STATE OF NEW JERSEY**

We, the Mayor and Commissioners of the City of Margate City in the County of Atlantic, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Commission of the City of Margate City in the County of Atlantic;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2017;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

Michael Becker, Mayor (L.S.) \_\_\_\_\_

John Amodeo, Commissioner (L.S.) \_\_\_\_\_

Maury Blumberg, Commissioner (L.S.) \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Sworn to and subscribed before me this  
\_\_\_\_\_ Day of \_\_\_\_\_

\_\_\_\_\_  
Notary Public of New Jersey

\_\_\_\_\_  
The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

## **RESOLUTION #150-2018**

### **RESOLUTION AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,750,000 IN AGGREGATE PRINCIPAL AMOUNT OF BOND ANTICIPATION NOTES OF THE CITY OF MARGATE, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; AND MAKING CERTAIN AUTHORIZATIONS, DETERMINATIONS AND COVENANTS IN CONNECTION WITH THE FOREGOING**

**WHEREAS**, on August 9, 2017, pursuant to Ordinance No. 04-2015, finally adopted on April 2, 2015, Ordinance No. 05-2016, finally adopted on March 17, 2016, Ordinance No. 04-2017, finally adopted on April 6, 2017, Ordinance No. 05-2017, finally adopted on April 6, 2017, and Ordinance No. 07-2017, finally adopted on May 4, 2017 (collectively, the **"2017 Note Ordinances"**), and in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the **"Act"**), the City of Margate, in the County of Atlantic, State of New Jersey (the **"City"**) issued a bond anticipation note in the original aggregate principal amount of \$6,750,000 (the **"2017 Note"**), comprised of \$5,200,000 in general improvements, \$450,000 of water and sewer system improvements, and \$1,100,000 in school improvements, including all costs of surveying, construction, planning, design, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration, which 2017 Note matures on August 8, 2018; and

**WHEREAS**, on June 7, 2018, the City finally adopted both Ordinance No. 7-2018 (**"Ordinance No. 7"**), which authorized the issuance of bonds or notes of the City in the maximum amount of \$2,042,500 for various capital improvements within the City and Ordinance No. 8-2018 (**"Ordinance No. 8"**); and together with Ordinance No. 7 being collectively referred to as the **"2018 Ordinances"**; and the 2018 Ordinances and the 2017 Note Ordinances are hereinafter collectively referred to as the **"Ordinances"**), which authorized the issuance of bonds or notes of the City in the maximum amount of \$1,400,000 for various water and sewer system improvements within the City; and

**WHEREAS**, the City Commission of the City (the **"City Commission"**) desires to rollover the 2017 Note at maturity and in conjunction therewith, the City Commission also desires to fund the costs of general capital projects and improvements as set forth in Ordinance No. 7 in the amount of \$1,800,000 and the costs of water and sewer utility projects as set forth in Ordinance No. 8 in the amount of \$1,200,000 (collectively, the **"2018 Projects"**), such that the aggregate principal amount of the new bond anticipation notes shall be \$9,750,000 (the **"2018 Notes"**); and

**WHEREAS**, the City desires to authorize the issuance and sale of the 2018 Notes and to authorize the appropriate City officials to execute and deliver all necessary and required documents to complete the closing on the issuance of the 2018 Notes.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARGATE, IN THE COUNTY OF ATLANTIC, NEW JERSEY, AS FOLLOWS:**

**Section 1. Authorization of Rollover of 2017 Note and Issuance of 2018 Notes.**

(a) In accordance with the Ordinances, the City hereby authorizes the issuance and sale of the 2018 Notes in an aggregate principal amount of **\$9,750,000**, the proceeds of which shall be used to currently refund the 2017 Note upon maturity, to fund the cost of the 2018 Projects, and to pay the costs of issuance of the 2018 Notes. The 2018 Notes shall be executed on behalf of the City by the signatures of the Mayor and the Chief Financial Officer, under the affixed, imprinted or reproduced seal of the City and shall be dated the date of delivery thereof. The Chief Financial Officer is hereby authorized to sell and award the 2018 Notes at not less than par and accrued interest, if any, either by negotiated private sale or public sale as determined by the Chief Financial Officer. The 2018 Notes will mature one (1) year from the date of issuance, shall not be subject to redemption prior to their stated maturity date, and shall be sold and otherwise issued in accordance with the Act, the Ordinances and this Resolution. The Chief Financial Officer shall report in writing to the City Commission, at the next meeting thereof, the amount, description, interest rate and maturities of the 2018 Notes, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

(b) The Mayor and the Chief Financial Officer of the City are hereby severally authorized and directed to determine all matters in connection with the 2018 Notes not determined by this, a prior or a subsequent resolution and their signatures upon any document reflecting any such determination, including the 2018 Notes, shall be conclusive as to such determinations.

**Section 2. “Bank Qualification” Designation.** The City hereby designates the 2018 Notes as a “qualified tax-exempt obligation” for purposes of Section 265 of the Internal Revenue Code of 1986, as amended “the “Code”). The City reasonably anticipates that it and all entities subordinate to it will not issue in excess of \$10,000,000 aggregate principal amount of tax-exempt obligations in calendar year 2018.

**Section 3. Tax Covenant.** The City covenants that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on any obligations issued hereunder under Section 103 of the Code. The City will not directly or indirectly use or permit the use of any proceeds of any obligations issued hereunder or any other funds of the City, or take or omit to take any action, that would cause such obligations issued hereunder to be “arbitrage bonds” within the meaning of Section 148(a) of the Code. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to any obligations issued hereunder. In the event that at any time the City is of the opinion that for purposes of this Section 103 it is necessary to restrict or limit the yield on the investment of any proceeds of any obligations issued hereunder held by or on behalf of the City, the City shall take such action as may be

necessary to effect such restriction.

Without limiting the generality of the foregoing, the City shall pay or cause to be paid from time to time all amounts required to be rebated ("**Rebate Amount**") to the United States pursuant to Section 148(f) of the Code and any temporary, proposed or final Treasury Regulations as may be applicable to any obligations issued hereunder and such notes from time to time. This covenant shall survive payment in full or defeasance of any obligations issued hereunder.

Notwithstanding any provision of this Section 3, if the City obtains an opinion of nationally recognized bond counsel to the effect that any action required under this Section is no longer required, or to the effect that some further action is required, to maintain the exclusion from gross income of the interest on any obligations issued hereunder pursuant to Section 103 of the Code, the City may rely conclusively on such opinion in complying with the provision hereof, and the covenants hereunder shall be modified to the extent set forth in such opinion without further action by the City.

**Section 4. General Obligation Pledge.** The 2018 Notes are a direct, unlimited obligation of the City and full faith, credit and taxing power of the City are hereby irrevocably pledged for the payment of principal of and interest on the 2018 Notes when due and payable. The City shall levy ad valorem taxes upon all the taxable property within the City for the payment of principal of and interest on the 2018 Notes without limitation of rate or amount.

**Section 5. Ratification of Prior Actions; Authorization to Effect Settlement.** All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Members of the City Commission, the Chief Financial Officer, the City Clerk or by the City's professional advisors, in connection with the issuance and sale of the 2018 Notes including, without limitation, distribution of a Notice of Sale and solicitation from financial institutions of proposals to purchase the 2018 Notes, are hereby ratified, confirmed, approved and adopted. The Mayor and Chief Financial Officer are hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the 2018 Notes not determined or otherwise directed to be executed by the Act, or by this or any subsequent resolution, and the signatures of either the Mayor or the Chief Financial Officer on any such document or instrument shall be conclusive as to such determinations. Settlement of the sale of the 2018 Notes shall be as soon as is practicable.

**Section 6. Repeal.** All resolutions or parts thereof to the extent inconsistent herewith are hereby repealed and rescinded.

**Section 7. Effective Date.** This Resolution shall take effect immediately upon adoption, this 19<sup>th</sup> day of July, 2018.

ROLL CALL:

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						

Amodeo						
Blumberg						

DATE: July 19, 2018

#### CERTIFICATION

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

---

Johanna Casey, RMC, City Clerk

**RESOLUTION #151-2018**

**RESOLUTION CONFIRMING ACCEPTANCE OF  
WORK AS COMPLETE  
SIGMUND S. RIMM RECRETION COMPLEX TENNIS COURTS**

**WHEREAS**, the Commissioners of the City of Margate City, in the County of Atlantic and State of New Jersey previously adopted Resolution #211-2017 on November 2, 2017 which authorized the award of a contract to Shore Top Construction Corp., 207 Squankum Road, Farmington, NJ 07727 in the amount of \$181,803.00 for the Sigmund S. Rimm Recreation Complex Tennis Courts; and

**WHEREAS**, the City Engineer, Ed Walberg has advised that the work is complete; and

**WHEREAS**, the Governing Body desires to establish a date of acceptance of work as complete and to authorize the submission of a Maintenance Bond by the aforesaid contractor.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the City of Margate City that it does hereby confirm and otherwise accept as complete the Sigmund S. Rimm Recreation Complex Tennis Courts in the final contract amount of \$210,502.68; and

**BE IT FUTHER RESOLVED** that the contractor, Shore Top Construction Corp. is now hereby authorized to post a Maintenance Bond in said amount of \$210,502.68 which represents 100% of the total construction costs; said Bond to be in effect for a period of two years from the date of acceptance hereby established as of June 20, 2018; and

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

1. Chief Financial Officer
2. City Engineer
3. Shore Top Construction Corp.

**ROLL CALL:**

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, City Clerk

**RESOLUTION #152-2018**

**Renewal of the 2018-2019 Liquor Licenses for those Licensees  
who have met all City and State requirements  
and paid all applicable fees**

**WHEREAS**, the Retail Renewal Application forms for the 2018-2019 license term has been deemed complete in all respects, the annual fees have been paid to both the City of Margate and the State of New Jersey, Division of ABC; and

**WHEREAS**, the City Commissioners of the City of Margate of the County of Atlantic, hereby authorizes the renewal of the following Retail Alcoholic Beverage Licenses for the 2018-2019 license term effective as of July 1, 2018 and subject to the conditions and limitations contained therein.

<b>LICENSEE</b>	<b>TRADE NAME</b>
<b>Tribbs Liquors, LLC</b> 0116-44-002-014	Inactive \$345.00
<b>Karen Sherman</b> 0116-33-020-007	Inactive \$600.00

**NOW, THEREFORE, BE IT RESOLVED** by the City Commissioners of the City of Margate, County of Atlantic, State of New Jersey that authorization is hereby given to renew said licenses, effective July 1, 2018, the aforesaid liquor licenses for the license term 2018-2019; and

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

1. David Wolfson, Chief of Police
2. Lisa McLaughlin, Chief Finance Officer
3. Division of Alcoholic Beverage Control

**ROLL CALL:**

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

**DATE:** July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC, City Clerk

**RESOLUTION #153-2018**

**AUTHORIZING RECEIPT OF BIDS  
REDEVELOPMENT OF WELL #8**

**WHEREAS**, the City Commissioners is desirous of receiving bids for the Redevelopment of Well #8; 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 City 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 City Clerk's Office in the Municipal All Purpose Room, 9001 Winchester Avenue, Margate, 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, Finance Manager
2. Frank Ricciotti, Public Works Department
3. Ed Walberg, City Engineer

**ROLL CALL:**

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

**DATE:** July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC, City Clerk



**RESOLUTION #154-2018**

**RESOLUTION AUTHORIZING AUTOMATIC  
BANK DEDUCTIONS FOR MONTHLY PAYMENT  
OF PREMIUMS TO NATIONWIDE INSURANCE AND  
ITS AUTHORIZED REPRESENTATIVE**

**WHEREAS**, the City of Margate City maintains a bank arrangement with Ocean First Bank; and

**WHEREAS**, in order to more efficiently make necessary payments to Nationwide Insurance Company (hereinafter "Nationwide") and its authorized representative, Gilsbar, LLC, Covington, LA, for Employee Life and Accidental Death & Dismemberment (AD&D) policy the Governing Body has determined to authorize automatic bank deductions; and

**WHEREAS**, the Chief Financial Officer is hereby instructed and otherwise authorized to submit the necessary authorization to Nationwide to allow said automatic deductions.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the City of Margate City that it does hereby instruct and authorize the Margate City Chief Financial Officer to implement with Nationwide a monthly payment of premiums by automatic bank deduction and take such other necessary steps so as to allow Nationwide Insurance and its authorized representative, Gilsbar, LLC, Covington LA (TIN #72-0519951), to debit premiums and, if necessary, make adjustments for any error to the City account(s) at Ocean First Bank.

**BE IT FUTHER RESOLVED** that the certified copy of this Resolution shall be forwarded to the following:

1. Lisa McLaughlin, Chief Financial Officer
2. Nationwide Insurance and its authorized representative Gilsbar, LLC.

**ROLL CALL:**

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby  
certify the foregoing to be a true and correct copy of a resolution adopted by  
the Commissioners of the City of Margate City at a meeting of said Commission held  
on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the  
members of the Commission.

\_\_\_\_\_  
Johanna Casey, City Clerk

## RESOLUTION #155-2018

### **Resolution Approving the Submittal of a Grant Application and Execute a Grant Agreement with the National Fish and Wildlife Foundation (NFWF) For funding through the National Coastal Resilience Fund**

**WHEREAS**, the National Fish and Wildlife Foundation is accepting applications for the National Coastal Resilience Fund: and

**WHEREAS**, projects funded under this national program will provide benefits to communities, as well as for fish and wildlife; and

**WHEREAS**, NFWF will award up to \$30 million in grants to create, expand and restore natural systems in areas that will both increase protection for multiple communities from coastal storms, sea and lake level changes, flooding, and coastal erosion and improve valuable habitats for fish and wildlife species; and

**WHEREAS**, the ratio of matching funds offered is one criterion considered during the review process, and projects that meet or exceed a 1:1 match ratio will be more competitive; and

**WHEREAS**, the City of Margate carefully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

**WHEREAS**, the City of Margate wishes to pursue a National Coastal Resilience Fund grant for planning and design of the restoration of Shelter Island in cooperation with the City of Ventnor; and

**NOW, THEREFORE, BE IT RESOLVED** that City Council of the City of Margate formally approves that grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to an application to the National Fish and Wildlife Foundation on behalf of the City of Margate.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Margate and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

ROLL CALL:

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

#### CERTIFICATION

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

---

Johanna Casey, RMC, City Clerk

**RESOLUTION #156-2018**  
**AUTHORIZING EXTENTION OF SPECIAL PROFESSIONAL SERVICE**  
**OF JAMES M. RUTALA ASSOCIATES, LLC TO PROVIDE CITY OF MARGATE**  
**PLANNING & GRANT ASSISTANCE**

**WHEREAS**, the Board of Commissioners of the City of Margate has determined it has a need for special professional services of James M. Rutala Associates, LLC for assistance to the City of Margate with the implementation of 2018 Planning and Grant Assistance; and

**WHEREAS**, James M. Rutala Associates, LLC. Submitted a proposal \$10,000.00 for 2018; 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).; and

**WHEREAS**, Board of Commissioners of the City of Margate has the need to increase the contract of James M. Rutlala Associates in the amount of \$15, 000.00 for a total of \$25,000.00: and

**WHEREAS**, the Chief Financial Officer has certified to the City Commissioners that there are sufficient funds in an amount not to exceed \$25,000.00 available under Financial Admin-Professional Fees 8-01-20-135-301 for 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 extend a contract in an amount not to exceed \$25,000.00 between the City of Margate and James M. Rutala Associates, LLC, 717 River Drive, Linwood, NJ 08221 for the performance of the above noted matter.
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. Lisa McLaughlin, Chief Finance Officer
2. Jim Rutala, Grant Manager

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 17, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 17, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC City Clerk

Certification Of Availability of Funds

This is to certify to the of the City of Margate City that funds for the following resolutions are available.

Contract Amount: 25,000.00  
Resolution Date: 07/19/18  
Resolution Number: 156-2018

Vendor: RUTALA James Rutala Associates, LLC.  
717 River Drive  
Linwood, NJ 08221

Contract: C1800022 Rutala- Planning & Grant  
Services 2018

Account Number	Amount	Department Description
8-01-20-135-301	15,000.00	FINANCIAL ADMINISTRATION
Total	15,000.00	

Only amounts for the 2018 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.



Chief Financial Officer

**RESOLUTION #157-2018**

**AUTHORIZING THE PURCHASE UNDER STATE CONTRACT  
FOUR (4) 2018 POLICE INCEPTOR UTILITY VEHICLES**

**WHEREAS**, the Board of Commissioners of the City of Margate City, New Jersey desires to purchase four (4) 2018 Police Inceptor Utility, All Wheel Drive Base Vehicles for the Police Department of the City of Margate from an authorized vendor under the State of New Jersey Cooperative Purchasing Program, and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, the Chief of Police, David Wolfson recommended the purchase of four (4) 2018 Police Inceptor Utility, All Wheel Drive Base Vehicles under New Jersey State Contract # 88728 be awarded to Cherry Hill Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 in the amount of \$25,525.00 each; and

**WHEREAS**, the Chief Financial Officer has certified to the City Commissioners that there are sufficient funds in the amount of \$102,100.00 available under bond ordinance #07-2018 C-04-55-982-902 for the award of this contract.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the City of Margate City, County of Atlantic, State of New Jersey does hereby authorize the purchase of four (4) Police Inceptor Utility, All Wheel Drive Base Vehicles under State Contract from Cherry Hill Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 in the amount not to exceed \$102,100.00.

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

1. Cherry Hill Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034
2. Lisa McLaughlin, CFO
3. David Wolf, Chief of Police

ROLL CALL:

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC, City Clerk

## **CERTIFICATION OF AVAILABILITY OF FUNDS**

Pursuant to 40A:4-57, I, Lisa McLaughlin, Chief Financial Officer of the City of Margate, County of Atlantic, do hereby certify that the below listed funds are available.

**Project Name / Service:**

Four (4) 2018 Police Inceptor Utility, All Wheel Drive Base Vehicles NJ State  
Contract #88728

**Vendor:**

Cherry Hill Winner Ford  
250 Haddonfield-Berlin Road  
Cherry Hill, NJ 08034

Contract Amount: \$102,100.00  
Resolution Date: 7/19/18  
Resolution #: 157-2018

**Source of Funds:**

Account #: C-04-55-982-902  
Description: Capital Ordinance 07-2018



Lisa McLaughlin, CPA, CMFO  
Chief Municipal Finance Officer  
Margate City, New Jersey

7/19/18  
Date

**RESOLUTION #158-2018**  
**AUTHORIZING 2018 CONTRACT WITH MARGATE BUSINESS ASSOCIATION**

**WHEREAS,** the Board of Commissioners of the City of Margate City, New Jersey has determined a need to render assistance in marketing concepts and event planning from the Margate Business Association, and

**WHEREAS,** The Margate Business Association has presented a proposal to execute the need; and

**NOW, THEREFORE BE IT RESOLVED** by the Commissioners of the City of Margate City County of Atlantic a contract with the Margate Business Association (MBA) for 2018 is hereby approved in the amount of \$95,000.00.

**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 Celebration of Public Events 8-01-30-420-290; and

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

1. Lisa McLaughlin, Chief Financial Officer
2. Ed Berger – President of Margate Business Association

ROLL CALL:

NAME	MOTION	SECONDED	YES	NO	ABSTAINED	ABSENT
Becker						
Amodeo						
Blumberg						

DATE: July 19, 2018

**CERTIFICATION**

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on July 19, 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.

\_\_\_\_\_  
Johanna Casey, RMC City Clerk

### **CERTIFICATION OF AVAILABILITY OF FUNDS**

Pursuant to 40A:4-57, I, Lisa McLaughlin, Chief Financial Officer of the City of Margate, County of Atlantic, do hereby certify that the below listed funds are available.

**Project Name / Service:**

**Marketing concepts and event planning**

**Vendor:**

**Margate Business Association**

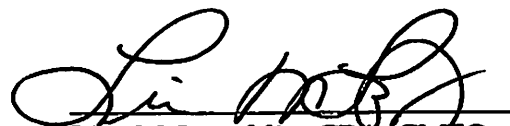
**Funds Available:**

**\$95,000.00**

**Source of Funds:**

**Celebration of Public Events – City Events**

**8-01-30-420-290**



**Lisa McLaughlin, CPA, CMFO  
Chief Municipal Finance Officer  
Margate City, New Jersey**

7/19/18  
Date