

February 6, 2014
Margate City, New Jersey

Bids for Redevelopment of Well #10 were opened on January 28, 2014 @ 11 am and bids for 2013 Painting of Gladstone Avenue Water Tank (2nd Re-advertisement) were opened @ 11:15 am – see following pages for bid results. The engineer will review all bids and make a recommendation of award for each project.

The Board of Commissioners held its Regular Meeting on the above date at 5:00 p.m. The meeting began with a flag salute and roll call: Mr. Becker & Ms. Taube were present. Mr. Blumberg was absent. Mr. Deane & Mr. Abbott were both present. Minutes from January 16, 2014 were approved as read on motion by Ms. Taube with a vote of two ayes. Mr. Becker swore in Greg Smallwood as new MCBP Chief. Mr. Smallwood was congratulated by all present and Mr. Blumberg sent a written congratulatory note. Mr. Deane updated everyone on the DUNES Project meeting held in Trenton on February 3rd with DEP Commissioner Martin, his chief of staff, an Asst. AG, and Dave Rosenblatt from the Office of Engineering & Construction Management. In attendance for Margate were Mr. Deane, Mr. Becker, and Mr. Abbott. Legal & monetary concerns were addressed in this cordial & respectful meeting. A legal opinion will be issued by the AG's office regarding the November 2013 referendum results along with the State's authority to move forward with this project against the wishes of a majority of residents. The Margate Fishing Club/Pier was addressed (State is aware of the problems associated with fishing & depth of water at this site) as well as, dune height (consider lower the height), financial responsibility for future replenishment (nothing by the city), back bay dredging problems (DEP will issue more info on this soon). No promises were made by either side & the AG will get back to Mr. Becker in a few weeks.

Public Participation: John Sewell insisted that no tax payer money be used for legal defense of Mr. Becker re: Scott Jenkins allegations. Carmen Roan asked that something be done to mitigate the flooding at Adams & Washington Avenues & some area property owners may ask for a tax abatement due to the conditions; this problem has gotten progressively worse and the street depth is 3.5" lower than it was during last repairs. (Mr. Walberg: area will be videoed tomorrow; valves will be checked as well as lines for any obstructions. He will again review plans and drawings of the area, meet with Mr. Roan to view actual area. He also met with Jim Rutala to discuss grants for stormwater pumping systems at Adams & Amherst Avenues.) Dan Gallagher, Esq. appeared on behalf of Gigi Rosenberger (Marketplace Realty) to ask for a public and written apology for comments made about her owning money for advertising on beach shacks & he will return to the next Commission meeting about same. Ed Berger, President of MBA, submitted new proposal (\$80,000.00) & explained MBA will take over calendar production thus extra \$5,000 from last year's proposal. Sharon Simon spoke against discussing beach shack advertising problems in the public, amending contract to David Rapuano, Esq. for his work on Hiltner v. CMC, and asked reasons JIF not covering this suit. (Mr. Abbott: city appealed JIF denial but did not win – now, JIF may take portion of coverage.) Steve Altman offered suggestions to help poor acoustics in multi-purpose room. Ms. Taube explained how she came across the beach shack advertising money situation & meant her comments to reflect on internal management not Ms. Rosenberger or anyone else & suggested if lawsuit by Marketplace Realty then a conflict attorney should be hired. (Mr. Abbott agreed since his family works there.) On motion by Ms. Taube this portion was closed with a vote of two ayes.

Public Participation on Agenda Items: John Sewell questioned Resolutions #35 & 45. Sharon Simon questioned Resolution #45 & the wisdom in continuing to pay Mr. Rapuano to defend a case which could be settled. With nothing further this portion was closed on motion by Ms. Taube with a vote of two ayes.

Agenda Items: All ordinances will be advertised according to law by the City Clerk's office.

Ordinance 2014-01 was defeated by a vote of two nays (Becker, Taube) & 1 absent (Blumberg).

Ordinance #02 An Ordinance Amending Chapter 103 "Bulkheads" was adopted on motion by Mr. Becker with a vote of two ayes.

Ordinance #03 An Ordinance to Exceed the Municipal Budget Appropriation Limits & To Establish a CAP Bank was introduced on motion by Mr. Becker with a vote of two ayes. Public hearing and 2nd Reading scheduled for 2/20 @ 5:00 pm

Ordinance #04 Bond Ordinance Providing for Various Water Utility Capital Improvements Appropriating \$180,000 (Well #10 Redevelopment & Gladstone Avenue Water Tank Construction & Improvements to Wet-well Surface) was introduced on motion by Ms. Taube with a vote of two ayes. Public hearing and 2nd Reading scheduled for 2/20 @ 5:00 pm

Ordinance #05 An Ordinance Amending Chapter 103 “Bulkheads” was introduced on motion by Ms. Taube with a vote of two ayes. Public hearing & 2nd Reading scheduled for 2/20 @ 5:00 pm

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RESOLUTIONS were all adopted unanimously on motion with a vote of two ayes. All may be found in full in the following pages.

#27 Authorize Payment of Claims and Payroll (Taube)

#28 Authorize Increase in 2014 Temporary Budget (Becker)

#29 Authorize Transfers in 2013 Budget (Becker)

#30 Authorize Change Order #2 – Asphalt Paving Systems - Increase of \$11,212.00 due to inoperable water valves and sanitary sewer pipe material change for 2012 Road Program (Taube)

#31 Authorize Change Order #1 – Scalfo Electric, Inc. – Increase of \$3,105.06 due to outdoor automatic transfer switch @ Fire Station #2 (Becker)

#32 Authorize Renewal of Delta Dental of NJ for a 2 Year Term through 1-31-16 (Becker)

#33 Authorize Cash Management Plan (Becker)

#34 Establish Authorized Depositories & Signatories (Taube)

#35 Award 1 Year Contract to MBA in the Amount of \$80,000 (Becker)

#36 Approve Tax Lien Redemption in the Amount of \$43,137.69 (Becker)

#37 Authorize Change in Custodian of Petty Cash Fund from City Clerk to CFO (Taube)

#38 Rescind Petty Cash Fund – Public Assistance (Becker)

#39 Establish a New Petty Cash Fund for the Bloom Pavilion (Becker)

#40 Establish a New Petty Cash Fund for Police Department (Becker)

#41 Establish a Green Team Advisory Committee (Taube)

#42 Authorize Change Order #1 Video Pipe – Increase of \$5,454.75 for additional cleaning of sewer system (Taube)

#43 Award Contract for Purchase of 1 Barber Surf Rake under GSA Contract - \$51,918.51 (Taube)

#44 Award Contract to Allied Painting, Inc. for 2013 Gladstone Ave. Water Tank Painting in the amount of \$242,750.00 (Becker)

#45 Amend Contract to David Rapuano, Esq. – Increase of \$42,881.82 (Becker)

#46 Award Summer Basketball Program to At The Top Camps, LLC in the amount of \$3,000.00 for 8 Week Program (Taube)

Ms. Taube brought up the subject of free beach badges for Margate veterans (all commissioners favor this idea but Mr. Deaney will research with CFO, Clerk, and solicitor) & the County resolution regarding OPRA (Mr. Abbott explained that the resolution will seek to have State legislators obligated under OPRA laws like everyone else – commissioners approved of the idea & will place a resolution on the next agenda)

With no further business the meeting was adjourned on motion by Ms. Taube with a vote of two ayes.

Mayor Becker

Ms. Taube

Attest: _____ Thomas D. Hiltner, City Clerk

**There was no work session held since neither Mr. Blumberg nor Ms. Taube were present at that time. Ms. Taube did arrive for the Regular Meeting.