

January 17, 2013
Margate City, New Jersey

The **Regular** meeting of the Board of Commissioners began with a flag salute and roll call: Mr. Becker, Mr. Blumberg, Ms. Taube were present. Mr. Abbott and Mr. Deaney were also present. On motion from Mr. Blumberg the minutes from January 3, 2013 were approved as read with a vote of three ayes.

Public Comment:

John Sewell: Commented on Ordinances 3, 4, 5 and suggested retiring bonds when FEMA money is received. Sharon Simon: Do not vote tonight on proposed change in City Clerk Office; hire the PM as part time with no benefits; questioned money spent on proposed new building department before ordinance money available (Ms. Taube – nothing done that shouldn't have been done. Mr. Blumberg – discussed freezing spending during ordinance protests). Steve Woerner: Comments against Mr. Blumberg's actions (spending) during his first term. On motion this portion was closed with a vote of three ayes.

Comment on Resolutions: John Sewell: Table tonight's transfer of City Clerk Office. Sharon Simon: Agreed with Mr. Sewell – ongoing litigation by the Clerk should be considered to avoid further liability; asked name of outside counsel Mr. Becker referred to at the work meeting regarding the aforementioned matter (upon advice of Mr. Abbott he would not release that info) – Ms. Taube asked Mr. Abbott his legal opinion on the proposed change – “governing body has the right to do it”. Mr. Blumberg added that he will be checking his right to refuse the 3 departments Mr. Becker wishes to transfer to him.

With nothing further this portion was closed on motion with a vote of three ayes.

Agenda Items:

Ordinances & Resolutions may be found in full in the following pages & all will be advertised according to law. Ordinances were introduced on motion and unanimously approved.

#01 AN ORDINANCE AMENDING CHAPTER 175 “LAND USE” OF THE CODE OF THE CITY OF MARGATE CITY (*Blumberg*)

#02 AN ORDINANCE AMENDING “STREET VACATION ORDINANCE #509-1954 PEMBROKE AVENUE” IN THE CITY OF MARGATE CITY (*Blumberg*)

#03 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS & EXTRAORDINARY REPAIRS IN AND BY THE CITY OF MARGATE CITY NECESSITATED BY HURRICANE SANDY & APPROPRIATING \$945,000.00 & AUTHORIZING THE ISSUANCE OF \$945,000.00 BOND OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF (*Becker*)

Ordinances

#04 BOND ORDINANCE APPROPRIATING FIVE HUNDRED FOURTEEN THOUSAND EIGHT HUNDRED DOLLARS (\$514,800.00) AND AUTHORIZING THE ISSUANCE OF \$489,060 IN BONDS AND NOTES OF THE CITY OF MARGATE CITY FOR VARIOUS ROADWAY IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF MARGATE CITY (*Blumberg*)

#05 BOND ORDINANCE PROVIDING FOR VARIOUS WATER & SEWER UTILITY CAPITAL IMPROVEMENTS IN AND BY THE CITY OF MARGTE CITY APPROPRIATING ONE MILLION SIX HUNDRED FIFTY-FOUR THOUSAND DOLLARS (\$1,654,000.00) THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,654,000.00 BONDS OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF (*Blumberg*)

NOTE: The second reading and public hearing on Ordinances #01, 02, 04, 05 are scheduled for 5:00 p.m. in the multi-purpose room in City Hall and the second reading and public hearing on Ordinance #03 is scheduled for February 21, 2013 @ 5:00 p.m. in that location.

Resolutions – all adopted unanimously unless noted

#16 AUTHORIZE PAYMENT OF CLAIMS AND PAYROLL (*Becker*)

#17 APPROVE PERSON TO PERSON AND PLACE TO PLACE TRANSFER OF LIQUOR LICENSE #0116-33-005-004 TO MIYAKO JAPANESE RESTAURANT CORP (*Taube*)

#18 APPROVE PLACE TO PLACE/ EXPANSION OF PREMISES TRANSFER OF LIQUOR LICENSE #0116-33-001-008 FOR SENSATIONAL DESSERTS LLC T/A JOHNNY'S CAFÉ (*Taube*)

#19 AUTHORIZE AGREEMENT BETWEEN MARGATE AND ATLANTIC COUNTY IMPROVEMENT AUTHORITY (ACIA) FOR ADA BULKHEAD IMPROVEMENTS (*Becker*)

#20 AUTHORIZE TAX REFUND IN THE AMOUNT OF \$4,255.11 FOR REIMBURSEMENT OF TAX SALE CERTIFICATE (*Blumberg*)

#21 AUTHORIZE TAX REFUND IN THE AMOUNT OF \$1,655.17 FOR OVERPAYMENT (*Blumberg*)

#22 CANCEL TAX BALANCES UNDER \$10.00 PER NJSA 40A:5-17 (*Blumberg*)

#23 APPROVE ADJUSTMENTS FOR WATER AND SEWER BILLS FOR 2012 (*Blumberg*)

#24 AMEND CONTRACT AWARDED TO ACS FOR STORM RELATED CLEAN-UP
(*Taube*)
#25 APPROVE TRANSFERS IN 2012 BUDGET (*Blumberg*)
#26 AWARD BEACH VENDING LICENSE TO PAUL VAN de RIJN IN THE AMOUNT OF
\$67,100 (*Becker*)
#27 AUTHORIZE THE MAKING OF AN APPLICATION TO THE LFB PURSUANT TO
NJSA 40A:2-7 & 40A:2-11c (*Blumberg*)
#28 APPROVE CHANGE ORDER FOR ALIANO BROTHERS FOR STATION #1
RENOVATIONS (*Taube*)
#29 AWARD CONTRACT TO REMEDIATION SPECIALIST IN THE AMOUNT OF
\$147,570.00 FOR BLACK WATER/MICROBIAL REMEDIATION RESULTING FROM
HURRICANE SANDY (*Becker*)
#30 AUTHORIZE CHANGING CITY CLERK OFFICE FROM REVENUE & FINANCE TO
PUBLIC SAFETY (*Becker*) – **2 ayes and 1 nay (Blumberg)**
#31 AUTHORIZE CHANGING BOARD OF HEALTH, ANIMAL CONTROL, AND AID TO
HOSPITALS FROM PUBLIC SAFETY TO REVENUE & FINANCE (*Becker*) – **2 ayes (Ms.
Taube: more supervision need in Clerk’s Office and Mr. Becker had this department
during his last term) and 1 nay (Blumberg)**
On motion this meeting was adjourned with a vote of three ayes.

Board of Commissioners of the City of Margate City, NJ

Attest:

_____ Thomas D. Hiltner, City Clerk