

REGULAR MEETING MINUTES CITY COMMISSION – MARGATE CITY

SEPTEMBER 2, 2021

MARGATE CITY, NEW JERSEY

THE ATLANTIC CITY PRESS AND THE STAR LEDGER WERE NOTIFIED OF THIS MEETING AND A COPY OF THE SAME WAS POSTED ON THE BULLETIN BOARD AND THE MUNICIPAL WEBSITE.

The Regular Meeting of the Board of Commissioners was held on the above date at 4:00 p.m. in person at Margate City Hall, 1 South Washington Avenue, Margate, NJ.

Johanna Casey, City Clerk: Reads the statement of compliance followed with the flag salute and roll call is taken: Mayor Michael Becker and Commissioner John Amodeo and Commissioner Maury Blumberg were present. Johanna Casey, Roger McLarnon, Lisa McLaughlin, Frank Ricciotti, Jim Galantino, Chief Hankinson, Chief Adams, Ed Dennis, Scott Abbott and Rich Deaney were also present.

Mayor Becker: Requests a moment of silence to honor City employee Joseph Cosmo Marinelli, who passed on August 24, 2021.

Approval of Minutes:

The minutes from the August 19, 2021 Workshop/Capital Meeting and Regular Meeting were approved as read on motion by Commissioner Blumberg, seconded by Commissioner Amodeo, with a vote of three ayes.

Mayor Becker: The next Commission meetings will be held on September 23, 2021.

Public Comment:

Donna Tasca, 301 N. Clermont Ave.: Speaks on the frustration of resolving issues of the Amherst Avenue Reconstruction –Phase I project.

Angela Paul, 211 N. Huntington Ave.-Speaks on people trying to rid Margate of rabbits.

Dennis Gorniowski, 7702 Amherst Ave.: Speaks on payments made to Mathis Construction for the Reconstruction of Amherst Avenue-Phase I.

Ed Dennis: Retainage has been withheld. By state law the City cannot withhold payment for work that has been completed.

Scott Abbott: Speaks on state law regarding payments to contractors.

Chief Dan Adams, 615 N. Douglas Ave.: Thanks Tim Wainwright of Dinos Subs for providing lunches to the lifeguards who worked the Cape May beaches in order to allow Cape Guards attend the funeral of the recently deceased Cape May City Lifeguard.

Seeing that there were no more comments, a motion to close public comment was put forth by Commissioner Blumberg and seconded by Commissioner Amodeo, with a vote of three ayes.

Public Comment on Resolutions and Ordinances Adoption:

Seeing that there were no comments, a motion to close public comment on Resolutions and Ordinance Adoption was put forth by Commissioner Blumberg and seconded by Commissioner Amodeo, with a vote of three ayes.

Ordinances: Introduction: None

Ordinances: Public/Adoption:

Johanna Casey: Ordinance #12-2021 is read by title only.

A motion to adopt **Ordinance #12-2021**, Adding Chapter 111 Construction, General Requirements of the Code of Margate City, was put forth by Commissioner Blumberg, Seconded by Commissioner Amodeo, with a vote of three ayes.

ORDINANCE #12-2021

AN ORDINANCE ADDING CHAPTER 111 CONSTRUCTION, GENERAL REQUIREMENTS 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:

Article I – Swimming Pools

SECTION 1. Section 1- Policy Statement shall be as follows:

§111-1. Policy Statement. It is found and determined that the construction of pools, spas and other water containing structures for recreation and use constructed by pneumatically applied concrete mixture reinforced with steel rebar and commonly referred to as “gunite” material has increased significantly over the past several years. The spraying of such gunite material produces air pollution and water pollution to an extent that the Governing Body has determined to enact legislation to control and otherwise mitigate the negative impact of such construction. Therefore, the following provisions, regulations and prohibitions of this Chapter are implemented to protect the public health, safety and welfare of the citizens of Margate.

§111-2. Definitions and Standards as used in this Chapter.

1. Pneumatic – The spraying of gunite or other material commonly referred to as a concrete mixture in pools or spas.
2. Pool(s) – A water filled enclosure, permanently constructed or portable, maintained for swimming or bathing.
3. Pool, Spa – A permanently fixed warm water reservoir with separate detached pump, filter controls and heating components. Spas may be attached or separated from on-ground or in-ground.
4. Swimming Pool – See definition of “Pool” “Pool, spa”. The term swimming pool when used in this section shall mean in-ground, above ground and on-ground pools, spas, decking and all appurtenances thereof used for recreational purposes.

§111-3. Summer work restricted. It shall be unlawful for the construction of pools, spas and other water containing structures from June 15th to September 15th of each year.

§111-4. Required Permits. The installation of a swimming pool or spa or other construction involving the pneumatic application of concrete mixture shall require the following:

- a. Contractor shall obtain a construction permit issued by the Construction Official in accordance with the New Jersey Uniform Construction Code (UCC).
- b. As a prior condition of approval for the issuance of a construction permit, the contractor shall obtain a zoning permit issued by the Zoning Officer.
- c. If dewatering activity is required at the construction site, a further permit will be required from the Margate City Engineer or designee and in accordance with Section 227-22 *et seq* of

the Margate Municipal Code. A precondition for the issuance of the permit shall be the issuance of the Zoning and Construction Permits.

- d. A minimum of 48 hour notice to the Margate Police Department whenever construction equipment is to block a street or a traveling lane of a public street.
- e. Permit Application shall be submitted on forms provided by the City for that purpose.
- f. Provision shall be made by Applicant to provide coverage by way of curtains or other suitable temporary structure in order to prevent sprayed material from exiting the property and otherwise spreading to adjoining properties. Said provision must be approved by the Construction Official.
- g. Prior to work commencing with respect to dewatering and/or construction by pneumatic applied concrete mixture, the Construction Department shall be notified with a minimum of 48 hours' notice so that the proposed dewatering and/or construction may be inspected by a Municipal designated inspector for compliance with all provisions of the Ordinance.
- h. Written notice to all contiguous property owners shall be given by Applicant by regular and certified mail at least ten (10) days prior to commencement of construction of pneumatic applied concrete mixture. Said notice shall be given by certified and regular mail or by personal delivery to the contiguous property owner and/or occupants. Proof of such notice shall be given to the Construction Department for verification prior to commencement of work.
- i. It shall be the responsibility of the contractor to remove all dirt and debris from the sidewalk, street and public right-of-way area on a daily basis and at the conclusion of construction and/or installation of the pool or whenever any City Official deems it necessary during construction and/ or installation.
- j. The failure of the contractor to remove dirt and debris as required by this section will subject the contractor to the penalty provisions, both administrative and otherwise, as provided herein. Additionally, should the City be required to perform such clean-up, the contractor shall be responsible for the cost of City employees and equipment computed on a time and material cost basis provided, however, that the minimum amount shall not be less than \$250. Such sum shall be payable upon demand. Any contractor who owes any outstanding reimbursement costs to the City will be denied any MCDPW Permit for any future project until such time as all such costs imposed by the City have been paid in full.
- k. All construction and construction type activity shall conform to the requirements of the New Jersey Uniform Construction Code and all other State or Federal law that may be applicable and to the regulations promulgated thereunder and shall further conform to all other City Ordinances.

§ 111-5. Administrative Penalties and Assessment.

- a. Any person violating this section shall be subject to such Administrative Penalties and Assessments as authorized by the New Jersey Uniform Construction Code. The City's Construction Official shall impose and assess an administrative penalty for each day that a violation continues unabated, and each day shall be treated as a separate and distinct violation.
- b. Each day that a violation continues shall be treated as a separate violation and the penalty authorized under the UCC shall be imposed by the Construction Official.
- c. Such penalties shall be recovered by the City through a Penalty Enforcement Action

in accordance with N.J.S.A. 2A:58-11 and N.J.S.A. 52:27D-138. c. Any Administrative Penalty imposed under this section shall be in addition to, and not in place of, any other penalty established in this section or by this Code.

§ 111-6. Violations and Penalty. Any person violating any of the provisions of this section shall, upon conviction, be subject to one or more of the following:

a. For a First Offense:

1. A fine in the minimum amount of \$100 not to exceed the sum of one thousand (\$1,000) dollars; and/or
2. Incarceration for a term not to exceed ninety (90) days; and/or
3. A period of community service for a period not exceeding ninety (90) days.

b. For a Second or Subsequent Offense:

1. A fine in the minimum amount of one hundred (\$100) dollars and not to exceed the sum of two thousand (\$2,000) dollars; and/or
2. Incarceration for a term not to exceed ninety (90) days; and/or
3. By a period of community service for a period not exceeding ninety (90) days.

§ 111-7. Violations Occurring Within One Year.

Any person convicted of violating this section within one year of the date of a previous violation and who was fined for the previous violation, shall be sentenced by the Court to an additional fine as a repeat offender. The additional fine imposed by the Court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the section, but shall be calculated separately from the fine imposed for the violation of the section. (See N.J.S.A. 40:49-5)

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.

Michael Becker, Mayor

John Amodeo, Commissioner

Maury Blumberg, Commissioner

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

Resolutions:

A motion to adopt **Resolution #174-2021**, authorizing the payment of claims \$2,118,111.22, was put forth by Commissioner Blumberg, Seconded by Commissioner Amodeo, with a vote of three ayes.

**RESOLUTION #174-2021
PAYMENTS OF CLAIMS
MARGATE CITY BILL LIST / PREVIOUSLY PAID
SEPTEMBER 2, 2021**

WHEREAS, the Board of Commissioners of the City of Margate City, in the County of Atlantic, State of New Jersey are in receipt of the semimonthly claims submitted by the Chief Financial Officer for payment:

BILLS LIST AMOUNT: \$2,116,685.92

PREVIOUSLY PAID: \$ 1,415.30

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners does hereby approve the Margate City Bill List / Previously Paid, and that all claims and bills attached here to be paid in full.

August 30, 2021
12:22 PM

City of Margate City
Purchase Order Listing By P.O. Number

Page No: 1

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

First Enc Date Range: First to 09/02/21

Open: N
Rcvd: Y
Bid: Y

Paid: N
Held: N
State: Y

Void: N
Aprv: Y
Other: Y

Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
20-01189	08/28/20	REMINGTON & VERNICK Contract No: U1590002	Amherst Promenade Admin/Observ	Open	1,302.00	0.00	C
20-01540	12/03/20	ALLIED PAINTING, INC. Contract No: U1550000	Benson tank interior painting	Open	10,816.50	0.00	C
20-01567	12/03/20	REMINGTON & VERNICK Contract No: U1550002	2020 Benson Tank painting A&O	Open	327.00	0.00	C
21-00002	01/07/21	NJ DIV OF PENSION & BENEFITS	Employee health	Open	203,279.18	0.00	B
21-00004	01/09/21	Suasian Communications Group Contract No: C2000025	Monthly communications	Open	2,526.99	0.00	C
21-00006	01/09/21	MARGATE CITY BO OF EDUCATION	School taxes 2021-2022	Open	874,839.84	0.00	B
21-00015	01/09/21	PROFESSIONAL BENEFIT Contract No: C2000029	Health broker fee	Open	1,041.67	0.00	C
21-00016	01/09/21	Brown & Brown Metro, LLC Contract No: C2000028	Health broker fee	Open	1,041.67	0.00	C
21-00023	01/11/21	Seaside Serenity Counseling Contract No: C2100003	Employee Assistance Program	Open	465.00	0.00	C
21-00028	02/01/21	DELTA DENTAL PLAN OF NJ Contract No: C2000018	Employee Dental - 2021	Open	838.40	0.00	C
21-00035	01/12/21	JPM JERSEY PROFESSIONAL MANAGEMENT Contract No: C2100007	2021 Acting Admin & Management	Open	5,841.00	0.00	C
21-00038	01/12/21	MOBILE DREDGING VIDEO PIPE INC Contract No: C2100010	Monitoring of Sewer Systems	Open	20,245.00	0.00	C
21-00039	01/12/21	A. Guzzo Landscaping, LLC Contract No: C2100011	2021 Landscaping Maintenance	Open	10,191.33	0.00	C
21-00042	01/12/21	SWIFT LA SWIFT LAW FIRM Contract No: C2100014	2021 Public Defender	Open	400.00	0.00	C
21-00053	01/12/21	Vital Communications, INC Contract No: C2100002	2021 Assessment Service/MOD IV	Open	1,487.50	0.00	C
21-00054	01/12/21	RANJ REGISTRARS' ASSOCIATION OF NJ	Registrar's Membership Renewal	Open	287.00	0.00	
21-00058	01/12/21	GOLDEN Golden Equipment Co., Inc.	Sweeper Repairs/Parts	Open	151.81	0.00	
21-00068	01/13/21	SHRM Society for Human Resource Mgt	MEMBERSHIP Kelle Amodeo	Open	219.00	0.00	
21-00070	01/13/21	COLMAR Colmar Home Center	COLMAR SUPPLIES 2021	Open	1,632.64	0.00	
21-00073	01/13/21	PEDRONI PEDRONI FUEL COMPANY	Fuel Gas/Diesel (Jan)	Open	9,809.93	0.00	
21-00074	01/13/21	CASA CASA PAYROLL SERVICE	2021 Payroll Service	Open	778.95	0.00	B
21-00089	01/14/21	HORIZON EYE CARE PA Contract No: C1900021	2021 Employee Vision	Open	1,128.75	0.00	C
21-00093	01/14/21	KING GEORGE KING	2021 LG Pension	Open	384.13	0.00	
21-00095	01/14/21	ORCHARDS ORCHARDS HYDRAULIC SERVICE, INC	Hydraulic Lines	Open	221.97	0.00	
21-00097	01/14/21	GENTILINI GENTILINI FORD, INC.	Vehicle Repairs	Open	179.88	0.00	
21-00103	01/15/21	WB MASON W.B. MASON CO., INC.	PW Supplies	Open	299.52	0.00	
21-00110	01/15/21	MIRACLE CHEMICAL COMPANY	15% Sodium Hypochlorite	Open	1,690.60	0.00	
21-00180	01/21/21	CONSTELL Constellation New Energy, Inc.	Constellation Energy	Open	3,143.33	0.00	
21-00184	01/21/21	OLD CAPE OLD CAPE, INC.	Concrete / Asphalt	Open	313.25	0.00	
21-00199	01/22/21	EVS Emergency Vehicle Services LLC	Repairs to Engine 22	Open	160.98	0.00	
21-00222	01/25/21	Amazon Capital Services, Inc.	Finance Office Supplies	Open	49.98	0.00	
21-00224	01/25/21	SCHMAAB SCHMAAB, INC	OFFICE STAMPS	Open	39.75	0.00	
21-00232	01/25/21	TAXCOLLE TAX COLLECTOR & TREASURERS	2021 Membership-Tara Mazza	Open	30.00	0.00	
21-00246	01/27/21	STNJ TREASURER, STATE OF NEW JERSEY	Debt payment- Library Park IV	Open	4,663.74	0.00	
21-00265	01/28/21	WB MASON W.B. MASON CO., INC.	W.B. MASON - JJV's	Open	91.48	0.00	

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Purchase Order Listing By P.O. Number

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PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
21-00271	02/01/21	VERIZON1	Verizon wireless	Air Cards-Police Vehilces	Open	200.22	0.00 B
21-00317	02/10/21	CASA 2	CASA REPORTING SERVICES LLC	2020 YEAR END CHARGES	Open	470.40	0.00
21-00345	01/05/21	FRYES	Frye's Auto Repair	Vehicles Repairs & Maintenance	Open	502.98	0.00
21-00350	02/02/21	ACTION U	ACTION UNIFORM CO. LLC	UNIFORMS AND EQUIPMENT	Open	67.00	0.00
21-00365	02/19/21	REMGINTO	REMINGTON & VERNICK	Safe Streets Transit A&O	Open	592.00	0.00 C
			Contract No: U1450002				
21-00384	02/08/21	ACTION U	ACTION UNIFORM CO. LLC	Fire Department Supplies	Open	16.00	0.00
21-00386	02/25/21	CSL	CSL WATER QUALITY, INC.	Water Treatment / 9001	Open	750.00	0.00
21-00389	02/26/21	LOWES	Lowe's Commercial Services	Landscaping Supplies	Open	919.52	0.00
21-00398	03/03/21	SAMS	Sam's Club	Supplies	Open	188.54	0.00
21-00400	03/03/21	WB MASON	W.B. MASON CO., INC.	Office Supplies	Open	1,892.20	0.00
21-00421	03/08/21	WB MASON	W.B. MASON CO., INC.	Fire Department Supplies	Open	161.98	0.00
21-00433	03/10/21	ACPRESS	PRESS OF ATLANTIC CITY	CITY NOTICES	Open	808.64	0.00
21-00436	08/25/21	STAPLCRE	Staples Business Credit	Office Supplies	Open	106.14	0.00
21-00458	03/16/21	MBA	Margate Business Association	2021 City Events	Open	24,700.00	0.00 B
21-00479	03/23/21	GROFF005	GT Mid Atlantic LLC	Stock / Filter	Open	487.79	0.00
21-00500	03/25/21	TYMCO005	TYMCO, Inc.	Tymco model 435 Sweeper	Open	187,960.00	0.00
21-00541	04/07/21	REMGINTO	REMINGTON & VERNICK	Road Diet construction phase	Open	126.00	0.00 C
			Contract No: U1620002				
21-00543	04/07/21	REMGINTO	REMINGTON & VERNICK	2021 Curb & Gutter design	Open	6,414.00	0.00 C
			Contract No: U1610001				
21-00544	04/07/21	REMGINTO	REMINGTON & VERNICK	21 Muni Aid-Phase2Amherst Ave	Open	6,665.00	0.00 C
			Contract No: U1650001				
21-00545	04/07/21	REMGINTO	REMINGTON & VERNICK	Ventnor Ave Bridal Path North	Open	10,984.00	0.00 C
			Contract No: U1640001				
21-00610	04/22/21	REMGINTO	REMINGTON & VERNICK	Firehouse #2 bidding/constr	Open	912.00	0.00 C
			Contract No: U1600002				
21-00640	04/27/21	REMGINTO	REMINGTON & VERNICK	Citywide dredging permit Phs I	Open	9,986.00	0.00 C
			Contract No: U1670001				
21-00641	04/27/21	REMGINTO	REMINGTON & VERNICK	Interior Renovations Muni Bldg	Open	1,486.00	0.00 C
			Contract No: U1680001				
21-00659	08/09/21	WB MASON	W.B. MASON CO., INC.	Municipal Bld Office Supplies	Open	127.96	0.00
21-00677	05/04/21	CAPRIONI	CAPRIONI PORTABLE TOILETS INC.	2021 Portble Toilets	Open	1,440.00	0.00
21-00724	05/14/21	SS WORLD	S&S WORLDWIDE, INC.	Summer Camp Supplies	Open	954.49	0.00
21-00740	05/20/21	WITMER	Witmer Public Safety Group Inc	Fire Department T-Shirts	Open	240.00	0.00
21-00742	05/20/21	STAPLCRE	Staples Business Credit	2021 Finance Office Supplies	Open	445.14	0.00
21-00756	05/26/21	WB MASON	W.B. MASON CO., INC.	janitorial supplies	Open	240.15	0.00 B
21-00767	05/27/21	SAMS	Sam's Club	Rec Supplies	Open	103.86	0.00
21-00776	06/01/21	TOOLSPLU	Tools Plus Industries	Fire Department Supplies	Open	205.92	0.00
21-00800	06/07/21	WITMER	Witmer Public Safety Group Inc	Sensit HXG-3 Comb Gas Detector	Open	2,216.10	0.00
21-00820	06/10/21	NJCLEAN	New Jersey Clean Communities	Confrence - Edge	Open	40.00	0.00
21-00834	06/17/21	REMGINTO	REMINGTON & VERNICK	Well #5 admin & observation	Open	503.00	0.00 C
			Contract No: U1630002				
21-00843	06/16/21	REMGINTO	REMINGTON & VERNICK	Emerg water main Clermont AO	Open	6,097.00	0.00 C
			Contract No: U1690002				
21-00869	06/23/21	CAPITOLB	Capitol Building Supply, Inc.	Union Ave Supplies	Open	1,335.50	0.00
21-00873	06/25/21	DMCGIN	Dan McGinnis	Basketball Referee	Open	50.00	0.00
21-00874	06/25/21	CHRIS K	CHRIS KANE	Referee	Open	50.00	0.00
21-00877	07/01/21	J SCOTT	John Scott Abbott, Esq.	Solicitor July to Dec 2021	Open	7,000.00	0.00 C
			Contract No: C2100027				
21-00972	07/20/21	ASHMORE	Ashmore Partners, LLC	refund performance escrow	Open	5,000.27	0.00
21-01003	07/28/21	FORKED	FORKED RIVER DIESEL & GENERATO	W/S - Repair & Maint	Open	1,148.00	0.00
21-01016	08/03/21	WILMAC	Wilmac Business Equipment Co.	Police Call Recording System	Open	2,412.80	0.00
21-01022	08/04/21	GRAINGER	WM GRAINGER INC.		Open	272.07	0.00

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Purchase Order Listing By P.O. Number

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PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
21-01023	08/05/21	COREM005	Core & Main LP	PW Meter	Open	4,940.00	0.00
21-01032	08/10/21	IRONMOUN	IRON MOUNTAIN	record storage-aug 2021	Open	659.91	0.00
21-01039	08/11/21	SIRCHIE	SIRCHIE FINGER PRINT LAB, INC.	Evidence Supplies	Open	384.75	0.00
21-01040	08/12/21	GIANNONE	CHRIS GIANNONE PLUMBING ,	Kitchen Repairs	Open	1,865.00	0.00
21-01049	08/16/21	GRAINGER	W GRAINGER INC.	PW Supplies	Open	231.36	0.00
21-01050	08/16/21	NJWATER	NEW JERSEY WATER ASSOCIATION	Conference forUtilityPersonnel	Open	2,065.00	0.00
21-01052	08/16/21	COREM005	Core & Main LP	PW - Water Meters	Open	5,985.00	0.00
21-01053	08/16/21	DELTONA	DELTONA DISCOUNT TIRES, INC.	Tires - Kabota Mower	Open	211.98	0.00
21-01054	08/11/21	UPSESSEX	The UPS Store 6897	Sending Old AED Units- Philips	Open	55.41	0.00
21-01055	07/26/21	CAMPSUPP	Campbell Supply Company, LLC	Pressure Gauge - Engine 22	Open	160.93	0.00
21-01056	08/16/21	YPERS	Y-PERS, INC.	Masks for City Wide Use COVID	Open	103.66	0.00
21-01057	08/17/21	ESP	Enforsys Fire Systems, Inc.	Annual Maintenance	Open	955.00	0.00
21-01064	08/18/21	ZERO	Zero Waste USA	Dog Waste Stations	Open	620.70	0.00
21-01065	08/18/21	JOHNJ005	John J. Voigt, Jr.	Reimbursement for Notary	Open	15.00	0.00
21-01069	08/20/21	AMAZO005	Amazon Capital Services, Inc.	Supplies	Open	239.90	0.00
21-01072	08/20/21	GFOA	GFOA of NJ	GFOA 2021 conference- CFO	Open	350.00	0.00
21-01074	08/23/21	DELTONA	DELTONA DISCOUNT TIRES, INC.	TIRES	Open	599.80	0.00
21-01075	08/23/21	RBDON005	R.R. Donnelley	Vital Records Forms	Open	31.50	0.00
21-01076	08/23/21	CITYPROL	CITY OF MARGATE PAYROLL ACCT	Payroll for 08/26/2021	Open	556,846.32	0.00
21-01077	08/23/21	CITYPROL	CITY OF MARGATE PAYROLL ACCT	payroll for 08/26/2021	Open	51,992.13	0.00
21-01078	08/23/21	PAYROLL	MARGATE CITY PAYROLL ACCOUNT	payroll for 08/26/2021	Open	30,582.88	0.00
21-01080	08/23/21	SERVICE	SERVICE STATION SERVICE, INC.	PM System	Open	746.94	0.00
21-01081	08/23/21	ACPRESS	PRESS OF ATLANTIC CITY	PLANNING BOARD ADS	Open	112.80	0.00
21-01082	08/23/21	CUBOID	Cuboid Stone LLC	New Countertops - Station 1	Open	2,739.00	0.00
21-01083	08/23/21	LOYLE	Danyl Loyle	Reimbursement for EMT Training	Open	350.00	0.00
21-01084	08/18/21	CLEANAIR	CLEAN AIR COMPANY, INC.	Repairs to Station 1 Exhaust	Open	571.13	0.00
21-01087	08/25/21	ZACHARYV	Zachary R Verna	Water License Renewal	Open	233.50	0.00
21-01088	08/25/21	JAMES MC	James McClain, Jr.	Water License Renewal	Open	154.50	0.00
21-01089	08/25/21	NJDLABOR	NEW JERSEY DEPT. LABOR/WORKFOR	PW Boiler Inspection	Open	160.00	0.00
21-01090	08/01/21	SUASIO05	Suasion Communications Group	E-newsletter population	Open	1,153.98	0.00 C
Contract No: C2100030							
21-01091	08/26/21	EAST AUT	Eastern Autopart Warehouse Inc	Vehicle Maintenance	Open	56.29	0.00
21-01092	08/26/21	JAMES S	James M. Scullion	Water License Renewal	Open	154.50	0.00
21-01093	08/26/21	ATLAN005	Atlanticare Physician Group PA	MEDICAL SURVEILLANCE PROGRAM	Open	565.00	0.00 C
Contract No: C2100028							
21-01094	08/26/21	NJLM	NJ STATE LEAGUE MUNICIPALITIES	2021 Conference registration	Open	1,380.00	0.00
21-01095	08/26/21	PIG CORP	New Pig Corporation	Haz Mat Supplies	Open	588.36	0.00
21-01096	08/26/21	LISA MCL	LISA MCLAUGHLIN	mileage reimbursement-JIF	Open	35.39	0.00
21-01097	08/11/21	VERALPH	V.E. RALPH & SON, INC.	Recreation AED Pads	Open	234.50	0.00
21-01098	08/26/21	BATTERY	Batteries Plus Bulbs	Fire Department Batteries	Open	153.00	0.00
21-01099	08/26/21	SAMS	Sam's Club	Fire Department Supplies	Open	80.13	0.00
21-01100	08/26/21	DANIELAD	DANIEL E. ADAMS	Reimbursement for FD Saw Parts	Open	113.87	0.00
21-01101	08/09/21	VERALPH	V.E. RALPH & SON, INC.	EMS Supplies - Fire Department	Open	795.60	0.00
21-01103	08/27/21	GENERALC	GENERAL CODE PUBLISHERS	eCode360 Annual Maintenance	Open	1,195.00	0.00
21-01105	07/27/21	AMAZO005	Amazon Capital Services, Inc.	2 car chargers & adapters	Open	27.76	0.00
Total Purchase Orders: 121 Total P.O. Line Items: 0 Total List Amount: 2,116,695.92 Total Void Amount: 0.00							

August 30, 2021
12:22 PMCity of Margate City
Purchase Order Listing By P.O. Number

Page No: 4

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
Fund Description					
APPROPRIATIONS	1-01	1,775,922.70	0.00	0.00	1,775,922.70
	1-05	81,155.32	0.00	0.00	81,155.32
Year Total:		1,857,078.02	0.00	0.00	1,857,078.02
	C-04	225,125.00	0.00	0.00	225,125.00
	C-06	17,743.50	0.00	0.00	17,743.50
Year Total:		242,868.50	0.00	0.00	242,868.50
	G-01	40.00	0.00	0.00	40.00
	T-09	10,925.00	0.00	0.00	10,925.00
	T-14	5,784.40	0.00	0.00	5,784.40
Year Total:		16,709.40	0.00	0.00	16,709.40
Total of All Funds:		2,116,695.92	0.00	0.00	2,116,695.92

City of Margate
Additional Bill List - Previously Paid

For meeting on 9/2/2021

Current Fund	PO #	Vendor	Description	Amount	Date Paid	Check #
	21-00055	Pastenal	Carpenter Supplies	\$ 173.00	8/20/2021	86179
	21-00337	Reliance Standard	Group Life	\$ 440.31	8/20/2021	86180
	21-00140	SI Gas	Various Gas Accounts	\$ 142.99	8/20/2021	86181

Total Current Account \$ 760.30

Water Sewer	PO #	Vendor	Description	Amount	Date Paid	Check #
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Total Trust Other Account \$ -

Capital	PO #	Vendor	Description	Amount	Date Paid	Check #
	21-0103d	Cape-Atlantic Conservation	App for Soil Erosion	\$ 655.00	8/20/2021	81801

Total LIFEGUARD PENSION Account \$ 655.00

Total Paid All Funds \$ 1,415.30

Johanna Casey: States Resolution #175-2021 has been pulled from tonight's agenda due to waiting for the list of state vendors.

PULLED

RESOLUTION #175-2021

AUTHORIZING THE USAGE OF CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12(a) & N.J.A.C. 5:34-7.29(c) FOR THE CALENDAR YEAR 2021

WHEREAS, the City of Margate City pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bid proposals, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any contracts entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the City of Margate City has the need, on a timely basis, to purchase goods or services by utilizing New Jersey State Contract Vendors; and

WHEREAS, the City of Margate City may enter into contractual agreements with the attached referenced state contract vendors through this resolution and properly executed contracts/purchase orders, which shall be subject to all the conditions applicable to the current New Jersey Local Public State Contracts Law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Margate City, State of New Jersey authorizes the City's Qualified Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual state contracts.

BE IT FURTHER RESOLVED, that the named state contract vendors and their corresponding numbers may change during the timeframe indicated below and that the City's Qualified Purchasing Agent is hereby authorized to make the necessary adjustments to the attached list as may be required for the City to continue its routine procurement practices throughout the indicated timeframe.

BE IT FURTHER RESOLVED, that the Board of Commissioners of the City of Margate City, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds and that no contract amount shall be chargeable or certified until such times as the goods or services are ordered or otherwise called for prior to placing the order and a certification of availability of funds shall be made by the City's Chief Financial Officer.

BE IT FURTHER RESOLVED that the duration of the contracts between the City of Margate City

and the referenced State Contract Vendors shall be for the time period beginning on January 1, 2021 and continuing through December 31, 2021 or until the expiration of the referenced vendors' New Jersey State Contract, whichever shall occur first.

Consent Agenda:

A motion to adopt the Consent Agenda for **Resolution #176-2021 thru Resolution #186-2021**, was put forth by Commissioner Blumberg, Second by Commissioner Amodeo, with a vote of three ayes.

**RESOLUTION #176-2021
AUTHORIZING AMENDING EMPLOYEE HANDBOOK/POLICIES & PROCEDURES
TO REVISE EXISTING POLICIES AND TO ADD ONE NEW POLICY**

WHEREAS, The City of Margate City, in the County of Atlantic, State of New Jersey has Policies and Procedures that are issued on Power DMS (Document Management System); and

WHEREAS, The Board of Commissioners has determined that there is a need to amend and revise a number of policies in accordance with the Atlantic County Municipal Joint Insurance Fund (ACMJIF) and the Municipal Excess Liability Joint Insurance Fund (MEL), 2020-2021 Plan of Risk Management; and

WHEREAS, the revised policies are as follows:

<u>Policy No.</u>	<u>Title</u>
113	Confidentiality of Personnel Records
310	Military Service Leave
308	Family and Medical Leave Act (FMLA)
312	NJ Family Leave Act (FLA)
511	Employment Reference Policy
514	Policy Addressing the Protection and Safe Treatment of Minors

;and

WHEREAS, these personnel policies and procedures have been reviewed by Labor Attorney Vanessa James, Esquire, and Business Administrator Richard Deaney.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City that the listed policies attached hereto are hereby adopted and will be issued to employees via Power DMS.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all City officials, appointees, employees, volunteers and independent contractors. In the event that there is a conflict between these rules and any collective bargaining agreement, personnel services contract, or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that these personnel policies and procedures are intended to provide guidelines covering public service by City employees and do not represent a contract. These policies and procedures may be amended and supplemented from time to time without notice and at the sole discretion of the Board of Commissioners.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the City shall operate under the legal doctrine known as "employment at will."

**RESOLUTION #177-2021
CONFIRMING COMPLETION OF CONDITIONS FOR THE SALE
OF A PORTION OF AMHERST AVENUE PURSUANT TO
ORDINANCE NO. 21-2018
AND
EXECUTION OF DEED OF CONVEYANCE FOR THE
VACATED PORTION OF AMHERST AVENUE
TO BARBARY COAST MARINA, LLC**

WHEREAS, by Ordinance No.21-2018 the Governing Body of the City of Margate City (hereinafter "City") authorized the sale of a portion of Amherst Avenue measuring 25' in width by 75' in length being contiguous to property owned by Barbary Coast Marina, LLC, (hereinafter "Marina") said lands being more fully described in said Ordinance No.21-2018; and

WHEREAS, this Ordinance provided for the sale of a portion of Amherst Avenue, conditioned upon the contiguous property owner being Barbary Coast Marina, LLC completing various capital

improvements including construction of 175 linear feet of bulkhead pursuant to an Agreement by and between the City and Marina dated September 25, 2018; and

WHEREAS, the City has been advised by the City Engineer that the capital improvement has been completed to the satisfaction of the City and as such the City may implement and finalize the sale of that portion of Amherst Avenue contiguous to the property of Marina; and

WHEREAS, the City, so as to implement and otherwise comply with the conditions of Ordinance No. 21-2018 and the Agreement between the parties to sell a portion of Amherst Avenue and to vest title in Marina and all of its subsequent successors in interest, shall execute and deliver a Quit Claim Deed to Marina.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City, Atlantic County, State of New Jersey, that it does hereby determine that all conditions of Ordinance No. 21-2018 and as detailed in a certain Agreement referenced herein dated September 25, 2018 have been satisfied and as such the sale of a portion of Amherst Avenue is hereby authorized and the Mayor of the City of Margate City is hereby directed to execute a deed of conveyance as provided herein so as to confirm and otherwise vest title to the aforesaid vacated parcel into Marina.

**RESOLUTION #178-2021
CONFIRMING SUBDIVISION OF BLOCK 528, LOT 2.03 INTO
THREE PARCELS AND EXECUTION OF CONFIRMATORY DEEDS
ESTABLISHING OF RECORD BLOCK 528, LOTS 2.03, 2.04 AND 2.05**

WHEREAS, pursuant to Ordinance No. 21-2018 the Governing Body of the City of Margate City (hereinafter "City") authorized the sale of a portion of Amherst Avenue measuring 25' in width by 75' in length being contiguous to property owned by Barbary Coast Marina, LLC, (hereinafter "Marina") said lands being more fully described in said Ordinance No.21-2018 which necessitated a minor subdivision dividing the existing Block 528, Lot 2.03 measuring 25' x 175'; and

WHEREAS, a minor subdivision of the lot has been accomplished by the recording of a Plan of Minor Subdivision in the Atlantic County Clerk's Office on January 28, 2021 as Instrument No. 2121005940, and as shown on the Plan of Minor Subdivision prepared by Arthur W. Ponzio Co. & Associates, Inc. dated October 30, 2020; and

WHEREAS, the City, so as to establish a clear chain of title and to implement the transfer of title to a third party pursuant to Ordinance No. 21-2018 and the Agreement authorized by said Ordinance being an Agreement by and between the City of Margate City and Barbary Coast Marina, LLC fully executed on September 27, 2018, shall execute and deliver a Quit Claim Deed to Barbary Coast Marina, LLC, said action to be authorized by separate Resolution #177-2021, and to convey by two separate Quit Claim Deeds the two parcels identified as Lot 2.03 being 10' x 25' and Lot 2.05 being 95' x 25' of Block 528.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City, Atlantic County, State of New Jersey, that it does hereby authorize and direct the Mayor of the City of Margate City to execute two separate Quit Claim Deeds as provided herein so as to affect and otherwise confirm the continuing ownership by the City as parcels of land now identified as Lots 2.03 and 2.05 in Block 528.

**RESOLUTION #179-2021
AUTHORIZING THE APPOINTMENT OF
KATHLEEN WOLHMAN AS DEPUTY TAX ASSESSOR**

WHEREAS, there exists a need for the formal appointment by resolution of a Municipal Deputy Tax Assessor in the City of Margate City, in the County of Atlantic, State of New Jersey; and

WHEREAS, pursuant to N.J.S.A. 40A:9-146 et seq., as amended by P.L. 2000, c.126, a municipality shall have a Deputy Tax Assessor with a term of office of four (4) years; and

WHEREAS, Mary Becker was appointed as Deputy Tax Assessor for a four (4) year term July 1, 2019, through June 30, 2023 and has retired as of January 1, 2021; and

WHEREAS, Kathleen Wollman has served as Administrative Assistant to the Tax Assessor and has all the certifications to serve as Margate City Deputy Tax Assessor.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Commissioners of the City of Margate City, that Kathleen Wollman be formally appointed Deputy Tax Assessor to serve out the vacated term as of March 1, 2021, through June 30, 2023, the remainder of the four (4) years, in accordance with N.J.S.A. 40A:9-146 et seq., as amended by P.L. 2000, c.126.

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

1. Division of Local Government Services, Department of Community Affairs
2. Kathleen Wollman, Deputy Tax Assessor
3. James Manghan, Tax Assessor
4. Lisa McLaughlin, CFO

R E S O L U T I O N #180-2021

AUTHORIZING RECEIPT OF BIDS FY 2021 STATE AID RECONSTRUCTION OF AMHERST AVENUE PHASE 2 PROJECT

WHEREAS, the Board of Commissioners of the City of Margate City, in the County of Atlantic, State of New Jersey is desirous of receiving bids for the FY 2021 State Aid Reconstruction of Amherst Avenue Phase 2 Project; and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City 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 and the bid opening will be conducted 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, Chief Financial Officer
2. Frank Ricciotti, Public Works Superintendent
3. Ed Dennis, City Engineer

RESOLUTION #181-2021

AUTHORIZING CONTRACT WITH SUASION COMMUNICATION GROUP

WHEREAS, the Board of Commissioners of the City of Margate City has determined to offer Suasion Communications Group, 235 Shore Road, Suite B, Somers Point, NJ 08244 a Professional Services contract pursuant to the provisions of *N.J.S.A.* 40A:11-5(1)(a); and

WHEREAS, the anticipated term of the contract is five (5) months (August 1, 2021 to December 31, 2021); and

WHEREAS, Suasion Communication Group, 235 Shore Road, Suite B, Somers Point, NJ 08244 has submitted a proposal indicating they will provide said services for the price not to exceed \$2,884.95; and

WHEREAS, the Chief Financial Officer has certified to the City Commissioners that there are adequate funds available for the purpose of contract in the following account: Financial Admin Public Relations 1-01-20-135-402 in the amount of \$2,884.95; and

WHEREAS, Suasion Communication Group, 235 Shore Road, Suite B, Somers Point, NJ 08244 has completed and submitted a Business Entity Disclosure Certification which certifies that

Suasion Communication Group has not made any contributions to a political or candidate committee in the City of Margate City in the previous one year, and that the contract will prohibit Suasion Communication Group from making any contributions through the term of the contract.

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

1. The Mayor is hereby authorized to execute and the City Clerk to attest to a contract between the City of Margate City and Suasion Communication Group for Communication Services in the amount of \$2,884.95 per contract year.
2. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution
3. A notice of this action shall be printed once in the Press of Atlantic City.

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: 2,884.95
Resolution Date: 09/02/21
Resolution Number: 181-2021

Vendor: SUASI005 Suasion Communications Group
235 Shore Road
Suite B
Somers Point, NJ 08244

Contract: C2100030 City Newsletter
8/1/21-12/31/21

Account Number	Amount	Department Description
1-01-20-135-402	2,884.95	FINANCIAL ADMINISTRATION
Total	2,884.95	

Only amounts for the 2021 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.


Chief Financial Officer

RESOLUTION #182-2021
AUTHORIZING THE EXTENSION OF THE SPECIAL PROFESSIONAL SERVICES
OF HANK N. ROVILLARD, ESQUIRE, L.L.C. TO PROVIDE THE
CITY OF MARGATE CITY SPECIAL TAX COUNSEL

WHEREAS, the Board of Commissioners of the City of Margate City, in the County of Atlantic, State of New Jersey had determined it had a need for special professional services of Hank N. Rovillard, Esquire, L.L.C., 31 N. Brighton Avenue, Atlantic City, NJ 08401 for assistance to the City of Margate Tax Assessor's Office with tax appeal matters; and

WHEREAS, Hank N. Rovillard, Esquire, L.L.C., submitted a proposal of \$25,000.00 for 2021; and

WHEREAS, this Contract was 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, the Board of Commissioners of the City of Margate City has the need to increase the contract of Hank N. Rovillard, Esquire, L.L.C. in the amount of \$24,000.00 for a total of \$49,000.00; and

WHEREAS, the Chief Financial Officer has certified to the City Commissioners that there are sufficient funds in an amount not to exceed \$24,000.00 available under 1-01-20-150-220 Tax Assessor – Tax Court Legal/Tax Maps 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 \$49,000.00 between the City of Margate City and Hank N. Rovillard, Esquire, L.L.C., 31 N. Brighton Avenue, Atlantic City, NJ 08401 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 Financial Officer
2. Hank N. Rovillard, Esquire, L.L.C., 31 N. Brighton Avenue, Atlantic City, NJ 08401

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: 49,000.00
Resolution Date: 09/02/21
Resolution Number: 182-2021

Vendor: ROVILLAR HANK ROVILLARD, ESQ., LLC
31 NORTH BRIGHTON AVENUE
ATLANTIC CITY, NJ 08401

Contract: C2100016 2021 Special Tax Counsel

Account Number	Amount	Department Description
1-01-20-150-220	24,000.00	TAX ASSESSOR
Total	24,000.00	

Only amounts for the 2021 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.



Chief Financial Officer

RESOLUTION #183-2021

**AUTHORIZING AMENDMENT OF NEW JERSEY STATE CONTRACT
WITH SCHINDLER ELEVATOR CORPORATION FOR
ELEVATOR MAINTENANCE AGREEMENT**

WHEREAS, the Board of Commissioners of the City of Margate City, County of Atlantic, State of New Jersey has determined there is a need for Elevator Maintenance and Service for the Margate City Municipal Buildings; and

WHEREAS, Resolution #175-2021 on September 2, 2021 authorized the Board of Commissioners of the City of Margate City to continue participation as a member of

the New Jersey State Contract; and

WHEREAS, the Board of Commissioners authorized Resolution #84-2020 on May 7, 2020 awarding a contract to Schindler Elevator Corporation, 200 West Parkway Drive, Egg Harbor Township, NJ 08234, as per their proposal for Elevator Maintenance and Service, in an amount of annual installments of \$9,000.00 for an anticipated five year contract; and

WHEREAS, Schindler Elevator Corporation is a participating member of the New Jersey State Contract Vendors #T2946 and has submitted an amended proposal for the Elevator Maintenance and Service for the City Municipal Buildings in the amount of \$750.00 per month, paid in quarterly payments of \$2,250.00 the contract from April 1, 2020 through March 31, 2022. For the remainder of the contract April 1, 2022 through March 31, 2025 payments are to be made in quarterly installments based upon the annual amount not to exceed four percent (4%) increase; and

WHEREAS, the Chief Financial Officer has certified to the Commission that there are funds in the amount of \$9,000.00 available for the purpose of a contract in the following account Building and Grounds 1-01-26-310-242:

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the City of Margate City is duly authorized to accept the amended contract from Schindler Elevator Corporation for the Elevator Maintenance and Service for the City Municipal Buildings in the amount of \$750.00 per month, paid in quarterly payments of \$2,250.00 the contract from April 1, 2020 through March 31, 2022. For the remainder of the contract April 1, 2022 through March 31, 2025 payments are to be made in quarterly installments based upon the annual amount not to exceed four percent (4%) increase.

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

1. Schindler Elevator Corporation, 200 West Parkway Drive, Egg Harbor Township, New Jersey 08234
2. Lisa McLaughlin, Chief Financial Officer
3. Frank Ricciotti, Public Works Supervisor
4. Roger McLarnon, Purchasing Agent

RESOLUTION #184-2021

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF HOMELAND SECURITY FOR THE FY2021 FEMA FLOOD MITIGATION ASSISTANCE PROGRAM

WHEREAS, the U. S. Department of Homeland Security for the FEMA Flood Mitigation Assistance Program; and

WHEREAS, this program is available to certain municipalities in the State of New Jersey; and

WHEREAS, this grant program does not require a local match from the municipality; 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 Flood Mitigation Assistance Program may fund property acquisition and structure demolition or relocation, structure elevation, mitigation reconstruction, bulkheads, dry-flood proofing, and other mitigation measures; and

WHEREAS, actions taken through the Flood Mitigation Assistance Program may result in lower flood insurance premiums through the Community Rating System, increase ratables and improved resiliency.

NOW, THEREFORE, BE IT RESOLVED that Board of Commissioners of the City of Margate, in the County of Atlantic, State of New Jersey formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the U. S. Department of Homeland Security.

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

**RESOLUTION#185-2021
APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT
AGREEMENT WITH THE U. S. DEPARTMENT OF HOMELAND SECURITY FOR
THE FY 2021 FEMA BUILDING RESILIENT INFRASTRUCTURE AND
COMMUNITIES (BRIC) PROGRAM**

WHEREAS, the Federal Emergency Management Agency (FEMA) in the U. S. Department of Homeland Security is offering a new program known as Building Resilient Infrastructure and Communities (BRIC)Program; and

WHEREAS, the BRIC Program aims to shift the federal focus away from reactive disaster spending and toward research-supported, proactive investment in community resilience and;

WHEREAS, FEMA anticipates BRIC funding projects that demonstrate innovative approaches to partnerships, such as shared funding mechanisms, and/or project design; and

WHEREAS, the BRIC Program's funding is tied to Presidential disaster declarations with a 6 percent set-aside from disaster grants; and

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

WHEREAS, actions taken through this Program may result in lower flood insurance premiums through the Community Rating System, increase ratables and improved resiliency; and

WHEREAS, this program is available to certain municipalities in the State of New Jersey and it requires a 25 percent local match from the municipality.

NOW, THEREFORE, BE IT RESOLVED that Board of Commissioners of the City of Margate City, in the County of Atlantic, State of New Jersey formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the U. S. Department of Homeland Security.

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.

**RESOLUTION #186-2021
AUTHORIZING AN EXTENSION OF CONTRACT TO
BARKER, GELFAND, JAMES & SARVAS, P.C.
FOR EMPLOYMENT LAW SERVICES**

WHEREAS, the City of Margate City, in the County of Atlantic, State of New Jersey has a need for Employment Law Services; and

WHEREAS, Barker, Gelfand, James and Sarvas, P.C., 210 New Road, Suite 12, Linwood, NJ 08221 submitted a proposal dated November 17, 2020 to provide, review, and present

recommendations on employment law and related issues for 2021 at a rate of \$165/hour for attorneys and \$85.00/hour for paralegals, in the amount not to exceed \$18,000.00; and

WHEREAS, a contract was awarded to Barker, Gelfand, James and Sarvas, P.C. on December 3, 2020 Resolution #239-2020. The City of Margate City has the need to increase the contract of Barker, Gelfand, James and Sarvas, P.C. for additional amount not to exceed \$12,000.00; and

WHEREAS, the Chief Financial Officer has certified to the City Commissioners that there are sufficient funds available for in the following account: Legal-Labor 1-01-20-155-256 in the amount of \$12,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Margate City that the contract with Barker, Gelfand, James and Sarvas, P.C. be increased in an amount not to exceed \$12,000.00.

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

1. Barker, Gelfand, James and Sarvas, P.C. 210 New Road, Suite 12, Linwood, NJ 08221
2. Lisa McLaughlin, CFO

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: 30,000.00
Resolution Date: 09/02/21
Resolution Number: 186-2021

Vendor: BARKER Barker, Gelfand,
James & Sarvas
210 New Road Suite 12
Linwood, NJ 08221

Contract: C2100008 Employment Law Services 2021

Account Number	Amount	Department Description
1-01-20-155-256	12,000.00	LEGAL
Total	12,000.00	

Only amounts for the 2021 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.


Chief Financial Officer

A motion to adopt **Resolution #187-2021**, authorizing a closed session, was put forth by Commissioner Blumberg, Seconded by Commissioner Amodeo, with a vote of three ayes.

**RESOLUTION #187-2021
DECLARING CLOSED SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Margate, County of Atlantic as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matter of Amherst Avenue Reconstruction Phase I, Clarendon Avenue to Douglas Avenue.
2. The general nature of the subject matter to be discussed is as follows:

C1. Potential Litigation involving the City and /or agents C2.
3. It is anticipated at this time that the Municipal Clerk shall on a six (6) month basis, review the minutes of closed sessions of the City of Margate and make a recommendation to the Governing Body which minutes should be considered for public record. The minutes which are made public shall not thereafter be treated as confidential, but may be seen and copied by any person(s) in the same manner as any meeting minutes of the City of Margate.
4. This resolution shall take effect immediately.

A motion to go into closed session, was put forth by Commissioner Blumberg, Seconded by Commissioner Amodeo, with a vote of three ayes.

**RESOLUTION #187-2021
DECLARING CLOSED SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Margate, County of Atlantic as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matter of Amherst Avenue Reconstruction Phase I, Clarendon Avenue to Douglas Avenue.
2. The general nature of the subject matter to be discussed is as follows:

C1. Potential Litigation involving the City and /or agents C2.
3. It is anticipated at this time that the Municipal Clerk shall on a six (6) month basis, review the minutes of closed sessions of the City of Margate and make a recommendation to the Governing Body which minutes should be considered for public record. The minutes which are made public shall not thereafter be treated as confidential, but may be seen and copied by any person(s) in the same manner as any meeting minutes of the City of Margate.

3. This resolution shall take effect immediately.

A motion to reconvene into an open session, was put forth by Commissioner Blumberg, Seconded by Commissioner Amodeo, with a vote of three ayes.

Scott Abbott: States during closed session it was discussed how the City will move forward with the legal issues encompassing Mathis Construction and the homes damaged by the Reconstruction of Amherst Avenue –Phase I.

Update:**Adjournment:**

There being no further business, Mayor Becker called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner Blumberg and seconded by Commissioner Amodeo to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 4:45 p.m.


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



Mayor, Michael Becker



Commissioner John F. Amodeo



Commissioner Maury Blumberg

Attest: 

Johanna Casey, Municipal Clerk