

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

#1

**AUTHORIZING A CLOSED EXECUTIVE SESSION
FOR THE PURPOSE OF DISCUSSING PERSONNEL
BOARD & COMMISSION APPOINTMENTS**
(Environmental Commission, Housing Authority, Utility Advisory Commission)

WHEREAS, the Open Public Meetings Act provides for the closing of public meetings by way of Resolution under certain circumstances, as provided in that Act, and when the governing body determines that it is in the public interest to close said meeting; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, County of Cape May, New Jersey that this meeting shall be closed for the purposes of discussing the above mentioned title.

BE IT FURTHER RESOLVED, the minutes from this meeting as they pertain to each matter shall be made available to the public once City Council takes formal action on the appointments.

Anthony P. Wilson
Council President

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____	City Clerk
DeVlieger	_____	_____	_____	_____	
Guinasso	_____	_____	_____	_____	
Hartzell	_____	_____	_____	_____	
Madden	_____	_____	_____	_____	
McClellan	_____	_____	_____	_____	
Wilson	_____	_____	_____	_____	

ORDINANCE NO. 14-17

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF OCEAN CITY AND AMERICAN LEGION MORVAY-MILEY POST 524 FOR THE LEASE OF MUNICIPAL LANDS (4556-62 West Avenue, Block 4504, Lots 5 & 5.01)

BE IT ORDAINED by the Mayor and Council of the City of Ocean City, County of Cape May, State of New Jersey, as follows:

Section 1 – Findings

WHEREAS, the City of Ocean City owns the real property commonly known as 4556-62 West Avenue (shown on the municipal tax map as Block 4504, Lots 5 & 5.01) (hereinafter, “the Property”); and,

WHEREAS, the Property is a 70 foot by 100 foot vacant parcel currently utilized for temporary storage of construction materials and other miscellaneous uses; and,

WHEREAS, the City owns the land adjacent to the Property, as well as the land across the alley on the northwesterly side of the property; and,

WHEREAS, the City-owned properties adjacent to and across the alley from the Property are adequate in size for the uses to which the Property was put; and,

WHEREAS, it has come to the attention of the City that American Legion Morvay-Miley Post 524 is in need of a permanent base of operations from which to conduct the many and varied services it performs for hundreds of Veterans from Ocean City and the surrounding communities; and,

WHEREAS, pursuant to N.J.S.A. 40A:12-14, a municipality is authorized to lease any real property not needed for public use and which is not otherwise dedicated or restricted pursuant to law; and,

WHEREAS, N.J.S.A. 40A:12-14(c) further provides and authorizes a lease to a non-profit corporation for a public purpose, provided that such Lease shall be authorized by Ordinance, and further authorizes such Lease for a nominal consideration; and,

WHEREAS, N.J.S.A. 40A:12-15(c) includes, among the permitted purposes for which a lease of public lands may be made, “(t)he housing, recreation, education or health care of veterans of any war of the United States by any nonprofit corporation or association”;

THEREFORE, the City Council hereby adopts this ordinance, which authorizes the lease of the Property to American Legion Morvay-Miley Post 524.

Section 2

The Mayor is hereby authorized to enter into a Lease Agreement with American Legion Morvay-Miley Post 524 for the lease of the Property. Said lease shall be for an initial term of fifty (50) years, with an option to extend for an additional term of twenty-five (25) years. The consideration shall be nominal and shall be stated at the sum of One Dollar (\$1.00) per year. The Lease Agreement shall be prepared or approved by the City Solicitor.

Section 3

The Lease authorized in Section 2 hereof shall be expressly subject to the following terms, among others:

- A. The Property shall be used by American Legion Morvay-Miley Post 524 for a purpose described in N.J.S.A. 40A:12-15(c), as noted above, subject to the terms and conditions of an agreement to be negotiated between the City of Ocean City and American Legion Morvay-Miley Post 524 which defines the rights, duties and responsibilities of the respective parties.
- B. City Council reserves the right to terminate the lease and to make the Property available to a successor entity or group to be used for the same or similar purpose, or for any other purpose permitted by law, in the event that American Legion Morvay-Miley Post 524 should, in the opinion of the City Council, cease to exist or become inactive.
- C. The lease agreement shall permit the American Legion Morvay-Miley Post 524, at its cost, to construct a structure on the Property. The said structure shall be designed with input from the City Engineer and the Planning Board's Professional Planner in order to ensure that it is acceptable to the City in scale and design. The City Solicitor shall present the project for the construction of the building for site plan review by the Ocean City Planning Board.

Section 4

In compliance with N.J.S.A. 40A:12-13, as the same may be amended or supplemented from time to time, American Legion Morvay-Miley Post 524 shall annually submit a report to the Mayor, or his designee, setting out the use to which the Property was put during each year, the activities it has undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the nonprofit corporation pursuant to both State and federal law.

Section 5

The Mayor is hereby authorized to take all action necessary or required to carry out the intent and purpose of this ordinance including, but not limited to, executing the lease agreement.

Section 6

All ordinances or portions thereof inconsistent with this ordinance are repealed to the extent of such inconsistency.

Section 7

If any portion of this ordinance is declared to be invalid by a court of competent jurisdiction, it shall not affect the remaining portions of the ordinance which shall remain in full force and effect.

Section 8

This Ordinance shall take effect in the time and manner prescribed by law.

Jay A. Gillian, Mayor

Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the day of **July, 2014** and will be taken up for a second reading and final passage at a meeting of said Council held on the day of **July, 2014**, in Council Chambers, at seven o'clock in the evening.

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: July 7, 2014
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Lease of 4556-62 West Avenue to American Legion Morvay-Miley Post 524

State law permits municipalities to lease land which is not needed for public use to a non-profit corporation for a public purpose. The statute specifies the public purposes for which such a lease may be made and includes among the permitted purposes "the housing, recreation, education or health care of veterans of any war of the United State by any nonprofit corporation or association."

The attached ordinance would authorize a lease agreement between the City and the local American Legion post for the vacant land located at 4556-62 West Avenue (Block 4504, Lots 5 & 5.01 on the tax map).

The property in question consists of vacant land located on the northwest corner of 46th Street and West Avenue.

The proposed lease would have a 50-year term, renewable for an additional 25-year term.

The proposed rent is nominal, stated at \$1.00 per year.

The use of the leased property would be restricted to "the housing, recreation, education or health care of veterans of any war of the United State by any nonprofit corporation or association." If that use were to cease, or if the Post were to be disbanded, the City would have the right to terminate the lease and make the property available to another non-profit corporation for a permitted purpose.

The lease will permit the Post to build a structure on the property. The City will have input as to the design of the building, and will take the site plan before the Planning Board for its review.

Any Councilman who is a member of the American Legion Morvay-Miley Post 524 is advised to recuse himself from the discussion and vote on both readings of this ordinance.

861 ASBURY AVENUE, OCEAN CITY, NJ 08226

 Printed on Recycled Paper
www.ocnj.us

With respect to a Councilman who is a Son of the American Legion, whether to recuse himself is a more difficult question. The Sons are not members of the post and have no voting rights on post business. Rather, Sons of the American Legion is a program operated by the local American Legion post to support the mission of the American Legion. An appearance of conflict of interest may arise because the Sons perform services akin to the work done by the American Legion members, and enjoy benefits not generally available to non-members.

From my discussion with members of Council, I understand that one (1) Councilman is a member of the American Legion post, and three (3) Councilmen are members of the Sons of the American Legion. If all four of these Councilmen were to recuse themselves, there would be no quorum to consider this ordinance.

Under these circumstances, the “doctrine of necessity” permits public officials to vote on a matter consistent with their duty to protect and promote the public interest. “When it is impossible to constitute a quorum, disqualified members may, of necessity, have to vote, but this departure from the disqualification rule should be narrowly circumscribed and only invoked if there is some compelling reason justifying its use.” Wyzykowski v. Rizas, 132 N.J. at 528; Griggs v. Borough of Princeton, 33 N.J. at 221.

In this specific instance, and only because of the lack of a quorum otherwise, it is my opinion that the Councilmen who are members of The Sons of the American Legion may, but are not required to, vote on this ordinance.

ORDINANCE No. 14-18

AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEED OF DEDICATION AND PERPETUAL STORM DAMAGE REDUCTION EASEMENT ON REAL PROPERTY ATTACHED AS SCHEDULE A TO THE STATE OF NEW JERSEY

Section 1.

Purpose

It is the intent of the City of Ocean City to grant to the State of New Jersey an easement and right-of-way on the beach properties identified on the attached **Schedule A** by the lots and blocks as shown on the current Tax Map of the City of Ocean City in order to authorize the State of New Jersey and its duly authorized agents to construct the Great Egg Harbor Inlet to Townsends Inlet, New Jersey Project, as defined in the October 24, 2006 Chief's Report issued by the Department of the Army.

Section 2.

Conveyance Authorized

The City of Ocean City is hereby authorized to convey to the State of New Jersey by Deed of Dedication and Perpetual Storm Damage Easement an easement and right-of-way for the Great Egg Harbor Inlet to Townsends Inlet, New Jersey Project in, on, over and across the real properties owned by the City of Ocean City and identified on the attached **Schedule A** by the lots and blocks as shown on the Tax Map of the City of Ocean City. The consideration for this conveyance shall be the benefits which the City of Ocean City derives from the successful implementation of the said Project.

Section 3.

Execution of Documents, Appraisals

The Mayor or his designee is hereby authorized to execute the appropriate documents to effectuate the conveyance including, but not limited to, deeds and Seller's Residency Certification/Exemptions and other related documents.

Section 4.

If any portion of this Ordinance is declared to be invalid by a Court of competent jurisdiction, it shall not affect the remaining portions of the Ordinance which shall remain in full force and effect.

Section 5.

All ordinances or portions thereof inconsistent with this Ordinance are repealed to the extent of such inconsistency.

Section 6.

This Ordinance shall take effect in the time and manner prescribed by law.

Jay A. Gillian, Mayor

Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the _____ day of **July, 2014**, and will be taken up for a second reading and final passage at a meeting of said Council held on the _____ day of **July, 2014**, in Council Chambers at seven o'clock in the evening.

Linda P. MacIntyre, City Clerk

SCHEDULE A

Block 3901, Lot 13

Block 611.11, Lots 122, 131, 229, and 426

Prepared by:

DOROTHY F. McCROSSON, ESQUIRE

DEED OF DEDICATION AND PERPETUAL STORM
DAMAGE REDUCTION EASEMENT

THIS DEED OF DEDICATION AND PERPETUAL STORM DAMAGE REDUCTION EASEMENT is made this ____ day of _____, 2014, BY AND

BETWEEN

CITY OF OCEAN CITY, a Municipal Corporation of the State of New Jersey whose post office address is Municipal Clerk, 861 Asbury Avenue, Ocean City, New Jersey 08226,

referred to herein as **Grantor**,

AND

THE STATE OF NEW JERSEY, c/o Bureau of Coastal Engineering, NJ Dept. of Environmental Protection, 1510 Hooper Avenue, Toms River, NJ 08753,

referred to herein collectively as the **Grantees**,

WITNESSETH

WHEREAS, Grantor is the owner of that certain tract of land, located in the City of Ocean City, County of Cape May, State of New Jersey, and identified as **Block 3901, Lot 13, and Block 611.11, Lots 122, 131, 229, and 426**, on the official tax map of the City of Ocean City, New Jersey, hereinafter the "Property," and Grantor holds the requisite interest to grant this Deed of Easement; and

WHEREAS, the Grantees recognize that the beach at the City of Ocean City, New Jersey is subject to constant erosion and degradation, thereby destroying a valuable natural resource and threatening the safety and property of the Grantor and of all of the citizens of the State; and,

WHEREAS, the Grantees desire to participate with each other and the United States Army Corps of Engineers to construct the Great Egg Harbor Inlet to Townsends Inlet, New Jersey Project, as defined in the October 24, 2006 Chief's Report issued by the Department of the Army, hereinafter the "Project"; and,

WHEREAS, construction of the Project includes periodic renourishment, which may be performed solely by the Grantees or in conjunction with the United States Army Corps of Engineers; and,

WHEREAS, in order to accomplish part of the Project, Grantees need a Perpetual Storm Damage Reduction Easement on portions of said Property herein described; and,

WHEREAS, the United States Army Corps of Engineers will not participate in the Project unless the Grantees acquire the real property interest herein described in all real property needed for the Project; and,

WHEREAS, the City of Ocean City shall consider this Deed of Easement in establishing the full assessed value of any lands subject to such restrictions; and,

WHEREAS, the Grantor desires to cooperate in allowing the Project to take place on a portion of said Property; and,

WHEREAS, the Grantor acknowledges that it will benefit from the successful implementation of the Project; and,

WHEREAS, the Grantor acknowledges that after successful implementation of the Project the beach and dune are still subject to the forces of nature which can result in both erosion and accretion of the beach and dune.

NOW, THEREFORE, in consideration for the benefits to be received by the Grantor from the successful implementation of the Project, the Grantor grants and conveys to Grantee an irrevocable, assignable, perpetual and permanent easement as set forth herein:

GRANT OF EASEMENT: A perpetual and assignable easement and right-of-way for the Great Egg Harbor Inlet to Townsends Inlet, New Jersey Project in, on, over and across that land of the Property described as **Block 3901, Lot 13, and Block 611.11, Lots 122, 131, 229, and 426,** as shown on the City of Ocean City official tax map, hereinafter "Easement Area", for use by the State of New Jersey and the City of Ocean City, their representatives, agents, contractors and assigns to:

- a. Construct, preserve, patrol, operate, maintain, repair, rehabilitate, and replace a public beach, dune system, and other erosion control and storm damage reduction measures together with appurtenances thereto, including the right to deposit sand, to accomplish any alterations of the contours on said land, to construct berms and dunes, and to nourish and re-nourish periodically;
- b. Move, temporarily store and remove equipment and supplies;
- c. Erect and remove temporary structures;
- d. Perform any other work necessary and incident to the construction, periodic renourishment, and maintenance of the Great Egg Harbor to Townsends Inlet, New Jersey Project together with the right of public use and access;
- e. Post signs, plant vegetation on said dunes and berms;
- f. Erect, maintain, and remove silt screens and snow fences;
- g. Facilitate preservation of dune and vegetation through the limitation of public access to dune areas;
- h. Trim, cut, fell, and remove from said land all trees, underbrush, debris, obstructions, and any other vegetation, structures, and obstacles within the limits of the easement.

The easement reserves to the Grantor, the Grantor's heirs, successors and assigns the right to construct a private dune overwalk structure in accordance with any applicable Federal, State, or local laws or regulations, provided that such structure shall not violate the integrity of the dune in shape, dimension, or function. Prior approval of the plans and specifications for such structures must be obtained from the City of Ocean City and the State of New Jersey. Such structures are to be considered subordinate to the construction, operation, maintenance, repair, rehabilitation, and replacement of the project. The easement reserves to the Grantor, the Grantor's heirs, successors, and assigns all such rights and privileges as may be used and enjoyed without interfering with or abridging the rights and easements hereby conveyed to the Grantees, subject however to existing easements for utilities and pipelines, existing public highways, existing paved public roads and existing public streets. Grantor hereby expressly agrees not to grade or excavate within the easement area or to place therein any structure or material other than a dune walkover as referenced above without prior approval of the plans and specifications for said activities from the City of Ocean City, the State of New Jersey and/or any applicable Federal agency, as required.

Duration of Easement: The easement granted hereby shall be in perpetuity, and in the event that the City of Ocean City or the State of New Jersey shall become merged with any other geo-political entity or entities, the easement granted hereby shall run in favor of surviving entities. The covenants, terms, conditions and restrictions of this Deed of Easement shall be binding upon, and inure to the benefit of the parties hereto and their respective personal representatives, heirs, successors and assigns and shall continue as a servitude running in perpetuity with the land.

Municipality to Maintain Beach: The Municipality agrees, consistent with all Federal, State and local statutes and regulations, that at all times it shall use its best, good-faith efforts to cause the beach area abutting Grantor's lands to be maintained, consistent with any applicable Federal, State or local laws or regulations, notwithstanding any action or inaction of the State of New Jersey, Department of Environmental Protection or the United States Army Corps of Engineers to maintain the beach area.

Character of Property: Notwithstanding the foregoing, nothing herein is intended or shall be deemed to change the overall character of the Property as

private property; nothing herein shall be deemed to grant to the Grantee or otherwise permit the Grantee or any other person to cross over or use any part of the Property which is not within the Easement Area; nothing herein is intended or shall be deemed to alter the boundary lines or setback lines of the Property.

By the acceptance of this Deed of Easement, the Municipality agrees, to the extent allowed by applicable law, that the Lands burdened by the easement herein described shall not be excluded from the calculation of minimum square footage requirements when construing applications under the Zoning Ordinance of the Municipality.

Miscellaneous:

1. The enforcement of the terms of this Easement shall be at the discretion of the Grantees and any forbearance by Grantees to exercise their rights under this Easement in the event of any violation by Grantor shall not be deemed or construed to be a waiver by Grantees of such term or of any subsequent violation or of any of Grantee's rights under this Easement. No delay or omission by Grantees in the exercise of any right or remedy upon any violation by Grantor shall impair such rights or remedies or be construed as a waiver of such rights or remedies.

2. The interpretation and performance of this Deed of Easement shall be governed by the laws of the State of New Jersey.

3. If any provision of this Deed of Easement or the application thereof to any person or circumstance is found to be invalid, the remainder of the provisions of this Easement or the application of such provision to persons or circumstances other than those to which it is found to be invalid, as the case may be, shall not be affected thereby.

4. Any notice, demand, request, consent, approval or communication under this Deed of Easement shall be sent by regular first class mail, postage prepaid and by Certified Mail, Return Receipt Requested, addressed to the mailing addresses set forth above or any other address of which the relocating party shall notify the other, in writing.

5. The captions in this Deed of Easement have been inserted solely for convenience of reference and are not a part of this instrument and shall have no effect upon its construction or interpretation.

6. Structures not part of the project are not authorized.

IN WITNESS WHEREOF, with the parties understanding and agreeing to the above, they do hereby place their signatures on the date at the top of the first page.

Accepted by the
Property Owner, GRANTOR

Witnessed by:

CITY OF OCEAN CITY

BY: _____
JAY A. GILLIAN, Mayor

LINDA P. MacINTYRE, Clerk

Date: _____

STATE OF NEW JERSEY, COUNTY OF CAPE MAY : ss

I CERTIFY that on _____, 2013, **Linda P. MacIntyre**, City Clerk of the City of Ocean City, personally came before me and this person acknowledged under oath, to my satisfaction, that:

- (a) she is the City Clerk of the City of Ocean City, the Municipal Corporation named in this deed;
- (b) she is the attesting witness to the signing of this agreement by the proper municipal officer, Jay A. Gillian, who is the Mayor;
- (c) this person knows the proper seal of the corporation which was affixed to this deed; and
- (d) this person signed this proof to attest to the truth of these facts.

Notary Public of New Jersey

Accepted by the
STATE OF NEW JERSEY, GRANTEE

Witnessed by:

BY: _____
David Rosenblatt
Administrator
Office of Engineering & Construction

NOTARY PUBLIC OF THE
STATE OF NEW JERSEY

Date _____



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo


DATE: July 1, 2014
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Ordinance Authorizing the Execution of a Deed of Dedication and Perpetual Storm Damage Reduction Easement on Real Property Owned by the City – Block 3901, Lot 13 and Block 611.11, Lots 122, 131, 229 and 426

In the process of acquiring easements on the privately owned beach lots for which the U.S. Army Corps of Engineers is requiring an easement in favor of the State of New Jersey as a condition of the anticipated beach fill project, the City acquired title to the aforementioned properties by quit claim deed.

These newly acquired properties are not subject to a perpetual easement, as is required for inclusion in the beach fill project.

The adoption of this ordinance would authorize the Mayor, or his designee, to execute the documents necessary to grant to the State of New Jersey a perpetual easement and right-of-way over these newly acquired, City-owned beach lots for the specific purpose of implementing the beach replenishment and dune construction and maintenance projects specified in the ordinance.

861 ASBURY AVENUE, OCEAN CITY, NJ 08226

 Printed on Recycled Paper

www.octnj.us

ORDINANCE NO. 14-19

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II,
SECTION 2-13 "TOURIST DEVELOPMENT COMMISSION" OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF OCEAN CITY TO
ADD TWO NON-VOTING LICENSEE MEMBERS TO THE COMMISSION**

BE IT ORDAINED by the Mayor and Council of the City of Ocean City, County of Cape May, State of New Jersey, as follows:

Section 1

The purpose of this Ordinance is to add to the Ocean City Tourist Development Commission two (2) non-voting municipal licensees upon whom an additional assessment has been imposed pursuant to N.J.S.A. 40:54C-1 for. The term of each non-voting member shall be two years from date of appointment to the Commission. Non-voting members shall not be considered "local government officers" for purpose of compliance with the provisions of the "Local Government Ethics Law".

Section 2

Section 2-13.6, "Members", Sub-section A is hereby amended to read as follows:

- A. The Ocean City Tourist Development Commission shall constitute an agency and instrumentality of the City of Ocean City, and shall consist of five (5) **voting members and two (2) non-voting members**. The Mayor may recommend appointments to the Commission, and the members shall be appointed by resolution of the City Council. One of the Commissioners shall be a member of the City Council and shall advise the City Council of the work of the Commission. The remaining ~~four~~ **(4) six (6)** members of the Commission shall be municipal licensees, upon whom additional assessment has been imposed, or if a license is issued in the name of a corporation or partnership, their representative.
- B. The Commission shall be considered a "public body" for the purpose of compliance with the provisions of the "Open Public Meetings Act" and shall be subject to the provisions thereof.
- C. **Voting members** ~~Members~~ of the Commission shall be considered "local government officers" for the purpose of compliance with the provisions of the "Local Government Ethics Law" and shall be subject to the provisions thereof. **Non-voting members of the Commission shall not be considered "local government officers."**
- D. The Commission shall be considered a "contracting unit" pursuant to the provisions of the "Local Public Contracts Law" and shall be subject to the provisions thereof.
- E. The Commission shall designate a location and a person for the public to contact in order to obtain information or inspect the records of the Commission during regular business hours.

Section 3

All ordinances or portions thereof inconsistent with this ordinance are repealed to the extent of such inconsistency.

Section 4

If any portion of this ordinance is declared to be invalid by a court of competent jurisdiction, it shall not affect the remaining portions of the ordinance which shall remain in full force and effect.

Section 5

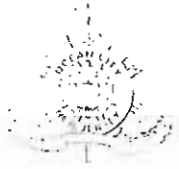
This Ordinance shall take effect in the time and manner prescribed by law.

Jay A. Gillian, Mayor

Anthony P. Wilson, Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the day of **July, 2014**, will be taken up for a second reading and final passage at a meeting of said Council held on the day of July, 2014, in City Council Chambers, at seven o'clock in the evening.

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: July 3, 2014
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Ordinance Adding Two (2) Non-Voting Members to the Tourist Development Commission

City Council established the Ocean City Tourist Development Commission (hereinafter, "the Commission") in 1993.

The Commission has five (5) members, one of whom is a member of City Council.

The attached ordinance adds two (2) non-voting members to the Commission. This will give additional members of the business community a seat at the Commission's table, and input on Commission discussions prior to a vote on any issue.


In accordance with the enabling statute, only the five (5) voting members will be able to vote on Commission business.

Each of the non-voting members must be a licensee who is subject to the Tourism assessment, or a representative of a corporate or partnership licensee who is subject to the Tourism Assessment.

The term of each non-voting member shall be two (2) years.

The non-voting members shall not be considered "local government officers" for the purpose of compliance with the Local Government Ethics Law because they will not have the ability to vote on the expenditure of public monies or the formulation, approval or implementation of public policy.

861 ASBURY AVENUE, OCEAN CITY, NJ 08226

 Printed on Recycled Paper

www.ocnj.us

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#2

**AUTHORIZING THE AWARD OF CITY CONTRACT #14-13,
SUPPLY & DELIVERY OF SAND FENCE & POSTS AND POSTS & RAIL
FENCE MATERIALS**

WHEREAS, specifications were authorized for advertisement by Resolution #14-50-105 on May 22, 2014 for City Contract #14-13, Supply & Delivery of Sand Fence & Posts and Posts & Rail Fence Materials; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on May 28, 2014, the Notice to Bidders was posted on the City of Ocean City's website @ www.ocnj.us and the Invitation to Bid was distributed to three (3) prospective bidder(s) for City Contract #14-13, Supply & Delivery of Sand Fence & Posts and Posts & Rail Fence Materials; and

WHEREAS, bid proposals were opened for City Contract #14-13, Supply & Delivery of Sand Fence & Posts and Posts & Rail Fence Materials on Tuesday, June 17, 2014 and one (1) bid proposal was received per the attached Summary of Bid Proposals; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Michael Rossbach; Management Specialist; Dorothy F. McCrosson, Esq., City Solicitor; Janice Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the bid proposal and specifications and recommended that the contract be awarded to Lumberman Associates, Inc., the lowest responsible bidder; and

WHEREAS, the vendor is advised that this award does not guarantee that all of the items listed will be required during the contract period and are subject to the actual need as established by the City of Ocean City. As items are required, the City Purchasing Manager shall issue Purchase Orders for said items. No items shall be sent to the City without first obtaining a Purchase Order; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that City Contract #14-13, Supply & Delivery of Sand Fence & Posts and Posts & Rail Fence Materials be and is hereby awarded to the following lowest responsible bidder as follows:

Lumberman Associates, Inc. 2101 Hunter Road P. O. Box #720 Bristol, PA 19007

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u> 7/1/14-1/31/15
1.	Supply & Delivery of Sand Fence	0-108 Rolls	\$ 39.90
3.	Rails for Post & Rail Fence Supply & Delivery of Rails	0-1,800 Rails	\$ 7.19
4	Wooden Post for Post & Rail Fence Supply & Delivery of Wooden Post	0-1,500 Each	\$ 9.95

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

BE IT FURTHER RESOLVED that the Mayor and the City Purchasing Manager are hereby authorized to enter into a contract with Lumberman Associates, Inc., 2101 Hunter Road, PO Box #720, Bristol, PA 19007 for City Contract #14-13, Supply & Delivery of Sand Fence & Posts and Posts & Rail Fence Materials as listed and in accordance with the bid specifications and the bid proposal form.

The Director of Financial Management certifies that funds are available for 2014 and shall be charged to the appropriate account as the purchase orders are issued and that 2015 funds are contingent upon the adoption of the 2015 Local Municipal Budget and will be charge to the appropriate 2015 accounts as purchase orders are issued.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RAW 14-13 Sand Fence & Posts & Posts & Rail.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of
said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk



PURCHASING DIVISION

SUMMARY OF BID PROPOSALS

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DATE RECEIVED: Tuesday, June 17, 2014 @ 2:00 EDT

CITY CONTRACT #: 14-13

PROPOSAL NAME: Supply & Delivery of Sand Fence & Posts & Posts & Rail Fence Materials

NAME, ADDRESS & BID OF EACH BIDDER			Lumbermen Associates, Inc.						
			P. O. Box 720 Bristol, PA 19007						
			Thomas C. Coleman, Vice President						
			Ph: (215) 785-4600						
			Fx: (215) 785-5645						
			email: tomc@lumbermenassoc.com						
ITEM	DESCRIPTION	QTY	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15	UNIT PRICE 7/1/14-01/31/15
1	SAND FENCE								
	Supply & Delivery of Sand Fence								
	City of Ocean City	0- 108 Rolls	\$ 39.90	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Borough of Avalon	0- 0 Rolls	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	City of Sea Isle City	0- 0 Rolls	N/A	N/A	N/A	N/A	N/A	N/A	N/A
2	WOODEN POST								
	Supply & Delivery of Seven (7') Foot Wooden Post								
	City of Ocean City	0- 0 Each	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Borough of Avalon	0- 0 Each	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	City of Sea Isle City	0- 0 Each	N/A	N/A	N/A	N/A	N/A	N/A	N/A
3	RAILS FOR POST & RAIL FENCE								
	Supply & Delivery of Wooden Rails								
	City of Ocean City	0- 1,800 Rails	\$ 7.19	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Borough of Avalon	0- 0 Rails	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	City of Sea Isle City	0- 400 Rails	\$ 7.19	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
4	WOODEN POST FOR POST & RAIL FENCE								
	Supply & Delivery of Wooden Post								
	City of Ocean City	0- 1,500 Each	\$ 9.95	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Borough of Avalon	0- 0 Each	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	City of Sea Isle City	0- 300 Each	\$ 9.95	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Required Information									
	RIGHT TO EXTEND-TIME FOR AWARD:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	STOCKHOLDER DISCLOSURE STATEMENT:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	NON-COLLUSION AFFIDAVIT:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	NJ AFFIRMATIVE ACTION COMPLIANCE NOTICE:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	MANUFACTURER'S CERTIFICATE OF ORIGIN:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN STATEMENT:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	NJ BUSINESS REGISTRATION CERTIFICATE (BRC) SUBMITTED:	YES/NO	Y	YES/NO		YES/NO		YES/NO	
	NUMBER OF COPIES SUBMITTED: (3)		Y						



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

Memo

To: Joseph Clark, Purchasing Agent
From: Michael Rossbach, Community Operations
CC: Michael Dattilo, Roger McLarnon, Frank Donato
Date: June 26, 2014
Re: Authorization to Bid City Contract14-13

In reference to contract #14-13 "Supply and Delivery of Sand Fence & Posts & Posts & Rail material" please accept the bid from Lumbermen Associates Inc. as they are the lowest responsible bidder meeting the specifications in the contract. As you know sand fence is needed to protect and sustain our beach dune system. The post and rail does the same while at the same time adding an attractive appearance to our beach path walkways.

If you have any questions or need any further supporting information, don't hesitate to contact me.

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#3

**AUTHORIZING THE AWARD OF CITY CONTRACT #14-27,
RECONSTRUCTION OF THE BOARDWALK FROM 6TH STREET TO PLAZA PLACE**

WHEREAS, Specifications were authorized for advertisement by Resolution #14-50-106 on Thursday, May 22, 2014 for City Contract #14-27, Reconstruction of the Boardwalk from 6th Street to Plaza Place; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on May 28, 2014, the Notice to Bidders was posted on the City of Ocean City's website @ www.ocnj.us and the Invitation to Bid was distributed to seven (7) prospective bidder(s) for City Contract #14-27, Reconstruction of the Boardwalk from 6th Street to Plaza Place; and

WHEREAS, bid proposals were opened for City Contract #14-27, Reconstruction of the Boardwalk from 6th Street to Plaza Place on Wednesday, July 2, 2014 and four (4) bid proposals were received per the attached Summary of Bid Proposals; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Roger Rinck, Manager Specialist; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the bid proposals and specifications and recommended that the contract be awarded to Fred M. Schiavone Construction, Inc. the lowest responsible bidder; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that City Contract #14-27, Reconstruction of the Boardwalk from 6th Street to Plaza Place be and is hereby awarded to the following lowest responsible bidder as follows:

Fred M. Schiavone Construction, Inc.
PO Box 416
Malaga, NJ 08328

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
Base Bid				
1	Clearing Site	1 LS	\$ 214,113.24	\$ 214,113.24
2	Concrete Piling Removal	12 UNIT	\$ 286.20	\$ 3,434.40
3	Soil Erosion and Sediment Control	1 LS	\$ 540.00	\$ 540.00
4	Maintenance and Protection of Traffic	1 LS	\$ 3,780.00	\$ 3,780.00
5	35' Piling, Class B	296 UNIT	\$ 771.12	\$ 228,251.52
6	25' Piling, Class B	2 UNIT	\$ 621.00	\$ 1,242.00
7	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 4,147.20	\$ 4,147.20
8	Boardwalk Decking	23,100 SF	\$ 11.96	\$ 276,276.00
9	Steps	1 UNIT	\$ 3,240.00	\$ 3,240.00
10	8" x 12" Pile Cap	2,160 LF	\$ 32.40	\$ 69,984.00
11	Water Service, Boardwalk	1 LS	\$ 1,080.00	\$ 1,080.00
12	Water Fountain, Remove and Reinstall	1 LS	\$ 648.00	\$ 648.00
13	Foot Wash Station	2 UNIT	\$ 3,132.00	\$ 6,264.00
14	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 19,440.00	\$ 19,440.00
15	Boardwalk Electrical Box Removal and Reinstall	1 LS	\$ 10,476.00	\$ 10,476.00
16	Concrete Boardwalk Connection	1 LS	\$ 1.00	\$ 1.00
17	35' Piling, Class B, Install Only	32 UNIT	\$ 372.60	\$ 11,923.20
18	35' Piling Class B	84 UNIT	\$ 771.12	\$ 64,774.08
19	Aluminum 1 1/2" Pipe Railing-2 Rail Remove/Install	1 LS	\$ 3,715.20	\$ 3,715.20
20	Boardwalk Decking	7,351 SF	\$ 11.96	\$ 87,917.96
21	8" x 12" Pile Cap	900 LF	\$ 32.40	\$ 29,160.00
22	Inlets, Type "E"	1 UNIT	\$ 7,350.48	\$ 7,350.48
23	Storm Sewer Manholes, 6' Diameter	1 UNIT	\$ 10,660.68	\$ 10,660.68
24	36" High Density Polyethylene Culvert Pipe	300 LF	\$ 88.56	\$ 26,568.00
25	36" Diameter Pipe Support System	7 UNIT	\$ 2,972.47	\$ 20,807.29
26	36" Diameter Pipe Bracing System	7 UNIT	\$ 3,214.08	\$ 22,498.56
27	Contingency Allowance	1 LS	\$ 25,000.00	\$ 25,000.00
Total Amount Bid For Base Bid Items 1-27 Inclusive				\$ 1,153,292.81

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
Alternate Bid "A" Module 57				
101	Clearing Site	1 LS	\$ 27,746.28	\$ 27,746.28
102	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76
103	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40
104	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00
105	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 2,619.00	\$ 2,619.00
106	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00
Total Amount Bid Alternate Bid "A", 101-106 Inclusive				\$ 122,617.44
Alternate Bid "B" Module 56				
201	Clearing Site	1 LS	\$ 27,746.28	\$ 27,746.28
202	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76
203	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40
204	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00
205	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 1,242.00	\$ 1,242.00
206	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00
Total Amount Bid Alternate Bid "B", 201-206 Inclusive				\$ 121,240.44
Alternate Bid "C"				
301	Clearing Site	1 LS	\$ 30,446.28	\$ 30,446.28
302	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76
303	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40
304	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00
305	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 2,997.00	\$ 2,997.00
306	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00
Total Amount Bid Alternate Bid "C", 301-306 Inclusive				\$ 125,695.44
Alternate Bid "D" Module 54				
401	Clearing Site	1 LS	\$ 30,446.28	\$ 30,446.28
402	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76
403	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40
404	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00
405	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 3,213.00	\$ 3,213.00
406	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00
Total Amount Bid Alternate Bid "D", 401-406 Inclusive				\$ 125,911.44
TOTAL AMOUNT FOR BASE BID & ALTERNATE BIDS A, B, C, D				\$ 1,648,757.57

BE IT FURTHER RESOLVED that the Mayor and the City Purchasing Manager are hereby authorized to enter into a contract with Fred M. Schiavone Construction Inc., PO Box 416, Malaga, NJ 08328 for City Contract #14-27, Reconstruction of the Boardwalk from 6th Street to Plaza Place as listed and in accordance with the bid specifications and the bid proposal form.

The Director of Financial Management certifies that funds are contingent upon the 20-day estopple period for Bond Ordinance No. 14-13 and will be charged to the appropriate Capital Account # when the Purchase Order is issued.

CERTIFICATION OF FUNDS

 Frank Donato III, CMFO
 Director of Financial Management

 Anthony P. Wilson
 Council President

Files: RAW 14-27 Boardwalk 6th to Plaza Reconstruction.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of

said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinasso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
 Linda P. MacIntyre City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DATE RECEIVED: Wednesday, July 2, 2014 @ 2:00 PM
 CITY CONTRACT #: 14-27
 PROPOSAL NAME: Boardwalk Reconstruction-6th Street to Plaza Place

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

ITEM	DESCRIPTION	QTY	UNIT COST		TOTAL COST		UNIT COST		TOTAL COST		UNIT COST		TOTAL COST		UNIT COST		TOTAL COST		
BASE BID																			
1	Clearing Site	1 LS	\$ 214,113.24	\$	214,113.24	\$	218,360.00	\$	218,360.00	\$	242,279.50	\$	242,279.50	\$	251,276.00	\$	251,276.00	\$	-
2	Concrete Piling Removal	12 UNIT	\$ 286.20	\$	3,434.40	\$	515.00	\$	6,180.00	\$	750.00	\$	9,000.00	\$	500.00	\$	6,000.00	\$	-
3	Soil Erosion and Sediment Control	1 LS	\$ 540.00	\$	540.00	\$	2,500.00	\$	2,500.00	\$	2,500.00	\$	2,500.00	\$	3,000.00	\$	3,000.00	\$	-
4	Maintenance and Protection of Traffic	1 LS	\$ 3,780.00	\$	3,780.00	\$	2,000.00	\$	2,000.00	\$	5,000.00	\$	5,000.00	\$	3,000.00	\$	3,000.00	\$	-
5	35' Piling, Class B	296 UNIT	\$ 771.12	\$	228,251.52	\$	706.00	\$	208,976.00	\$	850.00	\$	251,600.00	\$	550.00	\$	162,800.00	\$	-
6	25' Piling, Class B	2 UNIT	\$ 621.00	\$	1,242.00	\$	710.00	\$	1,420.00	\$	1,200.00	\$	2,400.00	\$	460.00	\$	920.00	\$	-
7	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 4,147.20	\$	4,147.20	\$	13,500.00	\$	13,500.00	\$	20,000.00	\$	20,000.00	\$	12,500.00	\$	12,500.00	\$	-
8	Boardwalk Decking	23,100 SF	\$ 11.96	\$	276,276.00	\$	14.10	\$	325,710.00	\$	12.50	\$	288,750.00	\$	14.00	\$	323,400.00	\$	-
9	Steps	1 UNIT	\$ 3,240.00	\$	3,240.00	\$	4,025.00	\$	4,025.00	\$	3,000.00	\$	3,000.00	\$	5,000.00	\$	5,000.00	\$	-
10	8" x 12" Pile Cap	2,160 LF	\$ 32.40	\$	69,984.00	\$	39.25	\$	84,780.00	\$	50.00	\$	108,000.00	\$	38.00	\$	82,080.00	\$	-
11	Water Service, Boardwalk	1 LS	\$ 1,080.00	\$	1,080.00	\$	3,815.00	\$	3,815.00	\$	7,500.00	\$	7,500.00	\$	2,500.00	\$	2,500.00	\$	-
12	Water Fountain, Remove and Reinstall	1 LS	\$ 648.00	\$	648.00	\$	4,120.00	\$	4,120.00	\$	2,000.00	\$	2,000.00	\$	1,250.00	\$	1,250.00	\$	-
13	Foot Wash Station	2 UNIT	\$ 3,132.00	\$	6,264.00	\$	4,120.00	\$	8,240.00	\$	2,000.00	\$	4,000.00	\$	3,000.00	\$	6,000.00	\$	-
14	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 19,440.00	\$	19,440.00	\$	49,855.00	\$	49,855.00	\$	40,000.00	\$	40,000.00	\$	20,000.00	\$	20,000.00	\$	-
15	Boardwalk Electrical Box Removal and Reinstall	1 LS	\$ 10,476.00	\$	10,476.00	\$	1,545.00	\$	1,545.00	\$	10,000.00	\$	10,000.00	\$	1,600.00	\$	1,600.00	\$	-
16	Concrete Boardwalk Connection	1 LS	\$ 1.00	\$	1.00	\$	16,770.00	\$	16,770.00	\$	7,500.00	\$	7,500.00	\$	12,000.00	\$	12,000.00	\$	-
17	35' Piling, Class B, Install Only	32 UNIT	\$ 372.60	\$	11,923.20	\$	470.00	\$	15,040.00	\$	700.00	\$	22,400.00	\$	225.00	\$	7,200.00	\$	-
18	35' Piling Class B	84 UNIT	\$ 771.12	\$	64,774.08	\$	721.00	\$	60,564.00	\$	875.00	\$	73,500.00	\$	550.00	\$	46,200.00	\$	-
19	Aluminum 1 1/2" Pipe Railing-2 Rail-Remove/Install	1 LS	\$ 3,715.20	\$	3,715.20	\$	6,000.00	\$	6,000.00	\$	7,500.00	\$	7,500.00	\$	5,000.00	\$	5,000.00	\$	-
20	Boardwalk Decking	7,351 SF	\$ 11.96	\$	87,917.96	\$	14.10	\$	103,649.10	\$	12.50	\$	91,887.50	\$	14.00	\$	102,914.00	\$	-
21	8" x 12" Pile Cap	900 LF	\$ 32.40	\$	29,160.00	\$	39.25	\$	35,325.00	\$	50.00	\$	45,000.00	\$	38.00	\$	34,200.00	\$	-
22	Inlets, Type "E"	1 UNIT	\$ 7,350.48	\$	7,350.48	\$	5,150.00	\$	5,150.00	\$	3,500.00	\$	3,500.00	\$	6,500.00	\$	6,500.00	\$	-
23	Storm Sewer Manholes, 6' Diameter	1 UNIT	\$ 10,660.68	\$	10,660.68	\$	10,300.00	\$	10,300.00	\$	5,000.00	\$	5,000.00	\$	10,000.00	\$	10,000.00	\$	-
24	36" High Density Polyethylene Culvert Pipe	300 LF	\$ 88.56	\$	26,568.00	\$	62.00	\$	18,600.00	\$	75.00	\$	22,500.00	\$	50.00	\$	15,000.00	\$	-
25	36" Diameter Pipe Support System	7 UNIT	\$ 2,972.47	\$	20,807.29	\$	3,660.00	\$	25,620.00	\$	4,000.00	\$	28,000.00	\$	3,300.00	\$	23,100.00	\$	-
26	36" Diameter Pipe Bracing System	7 UNIT	\$ 3,214.08	\$	22,498.56	\$	3,070.00	\$	21,490.00	\$	500.00	\$	3,500.00	\$	2,200.00	\$	15,400.00	\$	-
27	Contingency Allowance	1 LS	\$ 25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00	\$	25,000.00
TOTAL AMOUNT BID FOR BASE BID ITEMS 1-27 INCLUSIVE					\$ 1,153,292.81		\$ 1,278,534.10		\$ 1,331,317.00		\$ 1,331,317.00		\$ 1,183,840.00		\$ 1,183,840.00		\$ 25,000.00		\$ -
ALTERNATE BID "A" MODULE 57																			
101	Clearing Site	1 LS	\$ 27,746.28	\$	27,746.28	\$	15,460.00	\$	15,460.00	\$	33,650.00	\$	33,650.00	\$	27,625.00	\$	27,625.00	\$	-
102	35' Piling, Class B	48 UNIT	\$ 771.12	\$	37,013.76	\$	721.00	\$	34,608.00	\$	875.00	\$	42,000.00	\$	550.00	\$	26,400.00	\$	-
103	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$	518.40	\$	2,165.00	\$	2,165.00	\$	5,000.00	\$	5,000.00	\$	1,000.00	\$	1,000.00	\$	-
104	Boardwalk Decking	3,600 SF	\$ 11.96	\$	43,056.00	\$	14.10	\$	50,760.00	\$	11.00	\$	39,600.00	\$	14.00	\$	50,400.00	\$	-
105	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 2,619.00	\$	2,619.00	\$	5,450.00	\$	5,450.00	\$	6,250.00	\$	6,250.00	\$	3,300.00	\$	3,300.00	\$	-
106	8" x 12" Pile Cap	360 LF	\$ 32.40	\$	11,664.00	\$	39.25	\$	14,130.00	\$	50.00	\$	18,000.00	\$	38.00	\$	13,680.00	\$	-
TOTAL AMOUNT BID ALTERNATE BID "A", 101-106 INCLUSIVE					\$ 122,617.44		\$ 122,573.00		\$ 144,500.00		\$ 144,500.00		\$ 122,405.00		\$ 122,405.00		\$ -		\$ -

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

NAME, ADDRESS AND BID OF EACH BIDDER		Fred M. Schiavone Construction, Inc. P. O. Box 416 Malaga, NJ 08328		L. Feriozzi Concrete Company 3010 Sunset Avenue Atlantic City, NJ 08401		Marbro, Inc. 127 Pine Street, P.O. Box 134 Montclair, NJ 07042		Walters Marine Construction, Inc. 414 Woodbine-Oceanview Road Ocean View, NJ 08230		
Engineer's Estimate: \$2,000,000.00		Roberta M. Schiavone, Secretary-Treasurer		Joseph L. Feriozzi, President		Frank Marucci, Jr., President		David E. Southard, Secretary		
Overall Low Bidder		Ph: (856) 697-4558 Fx: (856) 697-9612 email: Roberta@fmschiavoneconstruction.com		Ph: (609) 823-2563 Fx: (609) 344-3719 email: mailbox@feriozzi.com		Ph: (973) 744-8383 Fx: (973) 746-5898 email: mar9400@comcast.net		Ph: (609) 624-8702 Fx: (609) 624-8703 email: office@waltersmarineconstruction.com		
ITEM	DESCRIPTION	QTY	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST	UNIT COST	TOTAL COST
ALTERNATE BID "B" MODULE 56										
201	Clearing Site	1 LS	\$ 27,746.28	\$ 27,746.28	\$ 15,060.00	\$ 15,060.00	\$ 33,650.00	\$ 33,650.00	\$ 27,625.00	\$ 27,625.00
202	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76	\$ 721.00	\$ 34,608.00	\$ 875.00	\$ 42,000.00	\$ 550.00	\$ 26,400.00
203	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40	\$ 2,165.00	\$ 2,165.00	\$ 5,000.00	\$ 5,000.00	\$ 1,000.00	\$ 1,000.00
204	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00	\$ 14.10	\$ 50,760.00	\$ 11.00	\$ 39,600.00	\$ 14.00	\$ 50,400.00
205	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 1,242.00	\$ 1,242.00	\$ 3,090.00	\$ 3,090.00	\$ 6,250.00	\$ 6,250.00	\$ 1,600.00	\$ 1,600.00
206	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00	\$ 39.25	\$ 14,130.00	\$ 50.00	\$ 18,000.00	\$ 38.00	\$ 13,680.00
TOTAL AMOUNT BID ALTERNATE BID "B", 201-206 INCLUSIVE			\$	\$ 121,240.44	\$	\$ 119,813.00	\$	\$ 144,500.00	\$	\$ 120,705.00
ALTERNATE BID "C"										
301	Clearing Site	1 LS	\$ 30,446.28	\$ 30,446.28	\$ 15,060.00	\$ 15,060.00	\$ 33,650.00	\$ 33,650.00	\$ 27,625.00	\$ 27,625.00
302	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76	\$ 721.00	\$ 34,608.00	\$ 875.00	\$ 42,000.00	\$ 550.00	\$ 26,400.00
303	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40	\$ 2,165.00	\$ 2,165.00	\$ 5,000.00	\$ 5,000.00	\$ 1,000.00	\$ 1,000.00
304	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00	\$ 14.10	\$ 50,760.00	\$ 11.00	\$ 39,600.00	\$ 14.00	\$ 50,400.00
305	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 2,997.00	\$ 2,997.00	\$ 5,965.00	\$ 5,965.00	\$ 6,250.00	\$ 6,250.00	\$ 3,300.00	\$ 3,300.00
306	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00	\$ 39.25	\$ 14,130.00	\$ 50.00	\$ 18,000.00	\$ 38.00	\$ 13,680.00
TOTAL AMOUNT BID ALTERNATE BID "C", 301-306 INCLUSIVE			\$	\$ 125,695.44	\$	\$ 122,688.00	\$	\$ 144,500.00	\$	\$ 122,405.00
ALTERNATE BID "D" MODULE 54										
401	Clearing Site	1 LS	\$ 30,446.28	\$ 30,446.28	\$ 15,060.00	\$ 15,060.00	\$ 33,650.00	\$ 33,650.00	\$ 27,625.00	\$ 27,625.00
402	35' Piling, Class B	48 UNIT	\$ 771.12	\$ 37,013.76	\$ 721.00	\$ 34,608.00	\$ 875.00	\$ 42,000.00	\$ 550.00	\$ 26,400.00
403	Aluminum 1-1/2" Pipe Railing-2 Rail	1 LS	\$ 518.40	\$ 518.40	\$ 2,165.00	\$ 2,165.00	\$ 5,000.00	\$ 5,000.00	\$ 1,000.00	\$ 1,000.00
404	Boardwalk Decking	3,600 SF	\$ 11.96	\$ 43,056.00	\$ 14.10	\$ 50,760.00	\$ 11.00	\$ 39,600.00	\$ 14.00	\$ 50,400.00
405	Boardwalk Lighting, Removal and Reinstall	1 LS	\$ 3,213.00	\$ 3,213.00	\$ 6,225.00	\$ 6,225.00	\$ 6,250.00	\$ 6,250.00	\$ 3,300.00	\$ 3,300.00
406	8" x 12" Pile Cap	360 LF	\$ 32.40	\$ 11,664.00	\$ 39.25	\$ 14,130.00	\$ 50.00	\$ 18,000.00	\$ 38.00	\$ 13,680.00
TOTAL AMOUNT BID ALTERNATE BID "D", 401-406 INCLUSIVE			\$	\$ 125,911.44	\$	\$ 122,948.00	\$	\$ 144,500.00	\$	\$ 122,405.00
TOTAL AMOUNT FOR BASE BID & ALTERNATE BIDS A, B, C, D			\$	\$ 1,648,757.57	\$	\$ 1,766,556.10	\$	\$ 1,909,317.00	\$	\$ 1,671,760.00
REQUIRED INFORMATION										
BID DEPOSIT/BOND:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
CONSENT OF SURETY:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
RIGHT TO EXTEND-TIME FOR AWARD:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
STOCKHOLDER DISCLOSURE STATEMENT:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
NON-COLLISION AFFIDAVIT:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
NJ AFFIRMATIVE ACTION REGULATION COMPLIANCE NOTICE:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
REQUIRED SUB-CONTRACTORS LISTING:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
ACKNOWLEDGMENT OF RECEIPT OF ADDENDA:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN STATEMENT-2 PART FORM:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
OTHER SUB-CONTRACTORS INDICATED:		YES/NO	N/A	YES/NO	N/A	YES/NO	N/A	YES/NO	N/A	YES/NO
NJ BUSINESS REGISTRATION CERTIFICATE (BRC):		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
NJ BUSINESS REGISTRATION CERTIFICATE SUB CONTRACTORS (BRC):		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
NJ PUBLIC WORKS CONTRACTOR REGISTRATION ACT CERTIFICATE:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO
NJ PUBLIC WORKS CONTRACTOR REGISTRATION ACT CERTIFICATE FOR SUB CONTRACTORS:		YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO



CITY OF OCEAN CITY


AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

Memo

To: Joseph Clark, QPA, Purchasing Manager
From: Arthur J. Chew, PE, PP, CFM, CME, CPWM
CC:
Date: July 2, 2014
Re: Recommendation of Award - Contract 14-027 -- Job # 1-14-027



I have reviewed the qualifications and bid prices of Fred M. Schiavone Construction, Inc. and find them acceptable. The company has recently completed the reconstruction of the boardwalk at 5th Street within the City of Ocean City. Their previous work has been generally acceptable and I have no objection with the contract being awarded to Fred M. Schiavone Construction, Inc.

This project consists of the removal of the existing boardwalk (southern yellow pine deck with concrete substructure) from 6th Street to Plaza Place as well as the existing boardwalk street end (wood deck and pilings) at 6th Street. This project also consists of reconstructing the boardwalk with wood pilings and utilizing previously purchased southern yellow pine for the decking.

The ramp on the south side of 6th Street and the ramp to the parking lot to the north will remain while the ramp on the north side of 6th Street will be removed. Improvements to the drainage on 6th Street are included.

The base bid for the contract will consist of the first 420 linear feet of boardwalk from just north of 6th Street where the previous project ended (module 63) moving south toward 7th Street (module 58). Alternate bids for up to 4 additional 60 foot sections of boardwalk (modules 57, 56, 55, and 54) shall be included so to guarantee that the project stays within budget and at least a portion of the boardwalk is replaced. All modules are marked on the east fascia of the boardwalk.

AJC

\\OCESERVER\NetworkShare\Engineering\1-Boardwalk\1-14-027 Boardwalk Reconstruction 6th Street to Plaza Place\Letters\14-27 Recommendation to Award 14-07-02.doc

115 12th Street, OCEAN CITY, NJ 08226
PH: 609-399-6111 FAX: 609-525-0831

Printed on Recycled Paper

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#4

**AUTHORIZING THE AWARD OF CITY RFQ #Q-14-002, PROFESSIONAL DESIGN SERVICES
FOR THE RECONSTRUCTION OF THE 29th STREET FIREHOUSE – STATION #2**

WHEREAS, the Request for Quote, RFQ #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2 was advertised in the Ocean City Sentinel on Wednesday, May 21, 2014, the specifications were posted on the City of Ocean City’s website www.ocnj.us and distributed to six (6) prospective bidders; and

WHEREAS, the Request for Proposals (RFP’s) were publicly opened for City RFP #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2 on Tuesday, June 10, 2014 and three (3) proposals were received per the attached Summary of Quotes; and

WHEREAS, based on the review and evaluations conducted in accordance with New Jersey State Local Public Contract Law by Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur Chew, P.E., Assistant City Engineer; Dorothy F. McCrosson, Esq., Director of Law; Janice L. Mruz, Principle Clerk; and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the received proposals for City RFP #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2 and recommend the award of this contract to Czar Engineering, Inc., 5014 Fernwood Avenue, Egg Harbor Township, NJ 08234 for design services; and

WHEREAS, this contract is awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it does hereby award a City RFP #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2 to **Czar Engineering, Inc., 5014 Fernwood Avenue, Egg Harbor Township, NJ 08234** as follows:

<u>Item</u>	<u>Description</u>	<u>Unit</u>	<u>Fee</u>
1.	Schematic Design	Lump Sum	\$ 8,800.00
2.	Design Development	Lump Sum	\$ 11,300.00
3.	Construction Document	Lump Sum	\$ 48,200.00
4.	Bid Assistance	Lump Sum	\$ 1,200.00
5.	Construction Administration	Lump Sum	\$ 8,000.00
6.	Program Management	Lump Sum	\$ 15,000.00
7.	Project Closeout	Lump Sum	\$ 2,000.00
Alternate Item (Deduct)			
1.	Civil Engineering	Lump Sum	< <u>\$ 14,300.00</u> >
Total Amount of Award for City RFQ #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2.....			\$ 80,200.00

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

BE IT FURTHER RESOLVED by the City Council of the City of Ocean City that the Mayor and City Purchasing Manager are hereby authorized to enter into a formal contract agreement with Czar Engineering, Inc., 5014 Fernwood Avenue, Egg Harbor Township, NJ 08234 City RFP #Q-14-002, Professional Design Services for the Reconstruction of the 29th Street Firehouse – Station #2 as listed and in accordance with this resolution and submitted proposal form.

The Director of Financial Management certifies that funds are available and shall be charged to Capital Account # C-04-55-281-203.

CERTIFICATION OF FUNDS

Frank Donato, III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RAW RFP Q14-002 29th St Firehouse Design.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk



PURCHASING DIVISION

EVALUATION WORKSHEET SUMMARY

DATE RECEIVED: Tuesday, June 10, 2014 @ 2:00 PM, EDT
 CITY QUOTE #: Q-14-002
 PROPOSAL NAME: Professional Design Services for the Reconstruction of the 29th Street Fire Station #2

KEY Overall Maximum Points	Bachich Associates		Czar Engineering, LLC			
	3323 Simpson Avenue		5014 Fernwood Avenue			
	Ocean City, NJ 08226		Egg Harbor Twp., NJ 08234			
	Robert L. Bachich, Owner		Lamont Czar, P.E., Principal			
Ph: (609) 391-1616		Ph: (609) 653-9445				
Fx: (888) 707-6073		Fx: (609) 653-2015				
email: rlb@bachich.net		email: lczarengineering.com				
EVALUATION CRITERIA		Max Points	1	2	1	2
1	Understanding the Requested Work	20	18	13	20	20
2	Knowledge & Technical Competence	20	19	13	19	19
3	Ability to Complete the Project in a Timely Manner	20	18	16	20	20
4	Management, Experience & Personnel Qualifications	20	19	11	19	20
5	Costs	20	19	20	18	18
TOTAL POINTS PER EVALUATOR		100	93	73	96	97
TOTAL OVERALL POINTS		200	166		193	



PURCHASING DIVISION
SUMMARY OF RFP

CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DATE RECEIVED: Tuesday, June 10, 2014 @ 2:00 PM, EDT
CITY QUOTE #: Q-14-002
PROPOSAL NAME: Professional Design Services for the Reconstruction of the 29th Street Fire Station #2

BY THE GOVERNING BODY OF THE CITY OF OCEAN CITY, NJ

NAME, ADDRESS & BID OF EACH BIDDER		Bachich Associates 3323 Simpson Avenue Ocean City, NJ 08226	Czar Engineering, LLC 5014 Fernwood Avenue Egg Harbor Twp., NJ 08234	Fraytak Veisz Hopkins Duthie, P.C. 1515 Lower Ferry Road P. O. Box 7371 Trenton, NJ 08628				
		Robert L. Bachich, Owner	Lamont Czar, P.E., Principal	John J. Veisz, AIAI, CSBA, Principal President				
		Ph: (609) 391-1616 Fx: (888) 707-6073 email: rlb@bachich.net	Ph: (609) 653-9445 Fx: (609) 653-2015 email: lczarengineering.com	Ph: (609) 883-7101 Fx: (609) 883-2684 email: jveisz@fvhdpc.com; info@fvhdpc.com				
ITEM	DESCRIPTION	QTY	PROPOSAL FEES	PROPOSAL FEES	PROPOSAL FEES	PROPOSAL FEES		
1	Schematic Design	Lump Sum	\$ 10,100.00	\$ 8,800.00	\$ 16,485.00	\$ -		
2	Design Development	Lump Sum	\$ 13,200.00	\$ 11,300.00	\$ 19,992.00	\$ -		
3	Construction Documents	Lump Sum	\$ 30,300.00	\$ 48,200.00	\$ 47,040.00	\$ -		
4	Bid Assistance	Lump Sum	\$ 2,200.00	\$ 1,200.00	\$ 7,056.00	\$ -		
5	Construction Administration	Lump Sum	\$ 7,200.00	\$ 8,000.00	\$ 18,816.00	\$ -		
6	Program Management	Lump Sum	\$ 2,200.00	\$ 15,000.00	\$ 77,904.00	\$ -		
7	Project Closeout	Lump Sum	\$ 2,200.00	\$ 2,000.00	\$ 2,352.00	\$ -		
TOTAL FEE			\$ 67,400.00	\$ 94,500.00	\$ 189,645.00	\$ -		
ALTERNATE ITEM (DEDUCT)								
1	Civil Engineering	Lump Sum	\$ (7,500.00)	\$ (14,300.00)	\$ (33,465.00)	(\$)		
Required Information								
RIGHT TO EXTEND:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
STOCKHOLDER DISCLOSURE STATEMENT:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
NON-COLLUSION AFFIDAVIT:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
AFFIRMATIVE ACTION REGULATIONS NOTICE TO BIDDERS:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
SWORN STATEMENT BY PROFESSIONAL SERVICES PROVIDER:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN STATEMENT:	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y
NEW JERSEY BUSINESS REGISTRATION CERTIFICATE (BRC):	YES/NO	Y	YES/NO	Y	YES/NO	Y	YES/NO	Y

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#5

AUTHORIZING THE AWARD OF A CONTRACT TO LEADER PRINTERS FOR ELECTION MATERIALS FOR THE CALENDAR YEAR 2014

WHEREAS, the City of Ocean City has a need for printed election materials in order to comply with all statutory required elections; and

WHEREAS, it is determined in the best interest for the City of Ocean City to have the standardize materials that meet NJ State requirements prepared by an authorized professional; and

WHEREAS, Joseph S. Clark, QPA, City Purchasing Manager has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, Leader Printers has supplied the City of Ocean City with election materials in the past; and

WHEREAS, Linda P. MacIntyre, RMC, City Clerk; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the submitted proposal for the printer materials and recommend that Leader Printers, 5914 New Jersey Avenue, Wildwood Crest, NJ 08260 be awarded an alternative non-advertised method contract for printed election materials for the calendar year 2014; and

WHEREAS, the vendor has been advised that this award does not guarantee that all of the services listed will be required during the contract period and are subject to the actual need as established by the City of Ocean City. As services are required, the City Purchasing Manager shall issue Purchase Orders for those services. No services shall be performed for the City without first obtaining a Purchase Order for said services; and

WHEREAS, Leader Printers has submitted a Business Entity Disclosure Certification which certifies that Leader Printers has not made any contributions to a political or candidate committee for an elected office in the City of Ocean City, County of Cape May, New Jersey in the previous one (1) year period, and that the contract will prohibit Leader Printers from making any contributions through the term of the contract; and

WHEREAS, the City of Ocean City may enter into an alternative non-advertised method contract pursuant to the provisions of N.J.S.A.19:44A-20.5; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that an alternative non-advertised method contract with **Leader Printers, 5914 New Jersey Avenue, Wildwood Crest, NJ 08260** be awarded as follows:

1. Supply & Delivery of Election Materials on an as needed basis as determined by the City Clerk of the City of Ocean City the calendar year 2014.

Expended to Date.....\$ **19,004.96**

2. A copy of the Business Entity Certification, the Determination of Value and Business Registration Certificate (BRC) for Leader Printers has been submitted and shall be placed on file in the City's Purchasing Division Office.

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

3. A copy of this Resolution and Contract shall be available for inspection in the Ocean City Clerk's Office and shall be published on one (1) occasion in the Ocean City Sentinel.

BE IT FURTHER RESOLVED by the City Council of the City of Ocean City that the Purchasing Manager is authorized to execute a purchase orders as needed to Leader Printers, 5914 New Jersey Avenue, Wildwood Crest, NJ 08260 in accordance with this resolution.

The Director of Financial Management certifies that funds are available and shall be charged to the appropriate accounts as Purchase Orders are issued.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RAW 14 Purchase Non-Advertised Contract Leader Printers.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

#6

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT BETWEEN THE CITY OF OCEAN CITY & MICHAEL BAKER JR., INC. FOR ENGINEERING SERVICES FOR THE PUMP STATION DESIGN FOR THE MERION PARK ROAD RECONSTRUCTION PROJECT

WHEREAS, the City of Ocean City had an engineering study done for the Merion Park Road reconstruction project; and

WHEREAS, it was determined that there is a need for the addition of pump stations to improve the drainage of Merion Park and sustain the Merion Park Road reconstruction project; and

WHEREAS, it is determined in the best interest of the City of Ocean City to have said engineering design services performed at this time; and

WHEREAS, Joseph S. Clark, QPA, City Purchasing Manager has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, Michael Baker Jr., Inc. has performed various types of engineering services for the City of Ocean City; and

WHEREAS, Frank Donato III, CMFO, Director of Financial Management; Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Arthur Chew, P.E. Assistant City Engineer; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principle Clerk and Joseph S. Clark, QPA, City Purchasing Manger have reviewed the proposal and recommended that Michael Baker Jr., Inc., 300 American Metro Boulevard, Hamilton, NJ 08619-2371 be awarded a alternative non-advertised professional service contract for engineering & design services for the City of Ocean City; and

WHEREAS, a professional service contract with Michael Baker Jr. Inc. may be entered into without competitive bidding pursuant to the provisions of N.J.S.A. 40A:11-5(1)(a)(i) & N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Michael Baker Jr. Inc. has submitted a Business Entity Disclosure Certification which certifies that Michael Baker Jr. Inc. has not made any contributions to a political or candidate committee for an elected office in the City of Ocean City, County of Cape May, New Jersey in the previous one (1) year period, and that the contract will prohibit Michael Baker Jr. Inc. from making any contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that a professional service contract with **Michael Baker Jr., Inc., 300 American Metro Boulevard, Hamilton, NJ 08619-2371** be awarded as follows:

Part 1. Pump Station Design & Construction Services

a. Pump Station Design	\$ 10,551.64
b. Construction Engineering Services	\$ 15,791.44
c. Project Management & Meetings	\$ 4,783.80

Burden, Fringe & Overhead Costs \$ 51,981.89

Direct Expenses

a. Mileage	
b. Plotting	
c. Reproduction/Miscellaneous	
d. Permit Fees-General Permits	
e. Postage-mailing	\$ <u>8,310.88</u>

TOTAL AMOUNT FOR PUMP STATION DESIGN FOR MERION PARK ROADWAY PROJECT..... \$ 96,500.00

1. Engineering services during the contract period are subject to the actual needs as established by the City of Ocean City. As items are required, the City Purchasing Manager shall issue a purchase order for those items based on the availability of funds. No items shall be sent to the City without first obtaining a purchase order for said service.
2. A copy of the Business Entity Certification, the Determination of Value and Business Registration Certificate (BRC) for Michael Baker Jr., Inc. has been submitted and shall be placed on file in the City's Purchasing Division Office.

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

3. A copy of this resolution and contract shall be available for inspection in the Ocean City Clerk's Office, 861 Asbury Avenue, City Hall, Room 101, Ocean City, NJ 08226 and shall be published on one (1) occasion in the Ocean City Sentinel.

BE IT FURTHER RESOLVED by the City Council of the City of Ocean City that the Mayor and the City Purchasing Manager are authorized to enter into a formal contract agreement with Michael Baker Jr., Inc., 300 American Metro Boulevard Hamilton, NJ 08619-2371 in accordance with this resolution and the associated proposal.

The Director of Financial Management certifies that funds are available and shall be charged to the Capital Account #C-04-55-285-010.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RPS 14 Michael Baker Jr Pump Station Merion Park Rd.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

#7

RESOLUTION

**AUTHORIZING THE CITY'S PARTICIPATION IN STATE CONTRACT #T-2776, POLICE VEHICLES:
SEDANS AND SPORT UTILITY VEHICLES FOR THE PURCHASE OF TWO (2) 2014 OR NEWER FORD
POLICE INTERCEPTOR UTILITY, AWD VEHICLE**

WHEREAS, the City of Ocean City is a participating agency under the New Jersey Department of the Treasury, Division of Purchase and Property, Purchase Bureau, Cooperative Purchasing Program; and

WHEREAS, the New Jersey Cooperative Purchasing Program has acted as lead agency and awarded a contract for Police Vehicles: Sedans and Sport Utility Vehicles (T-2776); and

WHEREAS, the one (1) 2014 or newer police vehicle is a replacement for a patrol vehicle utilized by the Police Department throughout the City for daily patrol; and

WHEREAS, Chief Chad C. Callahan, Director of the Police Department; John Jay Prettyman, Police Department Captain; James Toto, Public Works Repairer; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the contract for State Contract Index #T-2776, Police Vehicles: Sedans and Sport Utility Vehicles with the State Contract Vendor, Chas S. Winner, Inc., State Contract #82925; and

WHEREAS, it is recommended that the City Council approve the purchase of two (2), model year 2014 or newer, four door sport utility AWD vehicle for use by the Police Department for daily police operations from the State Contract Vendor, Chas S. Winner, Inc.; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that two (2), model year 2014 or newer, four door sport utility AWD vehicle for use by the Police Department be purchased from Chas S. Winner, Inc., State Contract Vendor #82925 as follows:

Chas S. Winner, Inc.
250 Haddonfield - Berlin Road
Cherry Hill, NJ 08034-3409

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
1.	Model Year 2014 or newer, Ford Police Utility Interceptor Manufacture's Body Code K7A (AWD) with: (per attached State Contract Configuration Sheet)			
	500A Package Code			
	422 Emission-California			
	99R 3.7L Ti-VCT V6 FFV Engine			
	44C 6 speed Automatic Transmission			
	60R Noise Suppression Bonds			
	153 Front License Plate Bracket			
	Dealer Options Included:			
	1 Filter Choke			
	2 Two 1" Holes in Firewall	2 each	\$ 23,141.60	\$ 46,283.20
2.	Additional Options:			
	59 E Keyed Alike			
	16D Police Interceptor Badge Delete			
	43D Dark Car Feature-Courtesy Lights Disabled			
	68G Rear Door Handles Inoperable Rear Door Locks Inoperable			
	18W Rear Window Power Switch Delete			
	51Y Driver Incandescent Spot Light			
	549 Heated Mirrors			

**CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY**

RESOLUTION

Chas S. Winner, Inc. (Continued)

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
3.	Additional Options: (Continued)			
	Red/Clear 5" Dome Light			
	Skid Plate			
	EAI53 80 AMP Wire Harness			
	Rearview Camera	2 each	\$ 2,036.41	\$ 4,072.82
Total Amount of State Contract #T-2776; Police Vehicles: Sedans and Sport Utility Vehicles.....				\$ 50,356.02

BE IT FURTHER RESOLVED by the City Council of Ocean City, New Jersey that the purchase of two (2), 2014 or newer Ford Utility Police Interceptor for use by the Police Department for daily patrol operations, be purchased from Chas S. Winner, Inc., 250 Haddonfield – Berlin Road Cherry Hill, NJ 08034-3409, State Contract Vendor #82925 in the amount of \$50,356.02 and that the City Purchasing Manager is authorized to issue a purchase order for said vehicles as stated above and in accordance with the terms of the State Contract for Police Vehicles: Sedan and Sport Utility Vehicles, State Contract Index #T-2776.

The Director of Financial Management certifies that funds are available and shall be charged to Operating Account No. 4-01-25-740-277.

CERTIFICATION OF FUNDS



Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RSC 14 Police Vehicles-Patrol.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#8

**AUTHORIZING THE FINAL ACCEPTANCE AND FINAL PAYMENT OF CITY CONTRACT #13-61,
2013 MUSIC PIER EXTERIOR PAINTING & WATERPROOFING**

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on October 2, 2013, the Notice to Bidders was posted on the City of Ocean City's website @ www.ocnj.us and the Invitation to Bid was distributed to twelve (12) prospective bidder(s) for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing; and

WHEREAS, bid proposals were opened for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing on Thursday, October 17, 2013 and eight (8) bid proposals were received per the attached Summary of Bids; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur Chew, P.E., Assistant City Engineer; Georgia Arnold, Manager; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manager reviewed the bid proposals and specifications and recommended that the contract be awarded to Gingerelli Bros., Inc., the lowest responsible bidder; and

WHEREAS, the City Council of Ocean City, New Jersey awarded City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing on November 7, 2013 by Resolution #13-49-359 to Gingerelli Bros., Inc., 2606 Route 37E, Toms River, NJ 08753 in the amount of \$42,000.00; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operation; Arthur Chew, P.E., City Engineer; Steven Longo, Manager Specialist; Marci Chew, Accountant; Dorothy F. McCrosson, Esq., City Solicitor and Joseph S. Clark, QPA, City Purchasing Manger have reviewed and certified all the work has been completed in accordance with the job specifications and that the Maintenance Bond, Release of Liens, Application for Final Payment and Certified Payrolls have been submitted and are in proper order for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing.

WHEREAS, the final contract cost is \$42,000.00 which represents a zero increase to the original contract for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, NJ that it authorizes Final Acceptance and Final Payment of \$8,085.00 (PO #13-03142) for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing; and

BE IT FURTHER RESOLVED that The Director of Financial Management is authorized to process the final payment of PO #13-03142 for City Contract #13-61, 2013 Music Pier Exterior Painting & Waterproofing to **Gingerelli Bros., Inc., 2606 Route 37E, Toms River, NJ 08753** in the amount of \$8,085.00 (PO Balance).

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Anthony P. Wilson
Council President

Files: RESFAFP 13-61.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

MEMORANDUM

TO: JOSEPH CLARK, PURCHASING MANAGER
FROM: STEVEN LONGO, MANAGER
DATE: JUNE 12, 2014
RE: **FINAL ACCEPTANCE AND CLOSEOUT CITY CONTRACT 13-61
PROJECT #5-13-061 MUSIC PIER EXTERIOR PAINTING AND WATERPROOFING**

Project number 5-13-061, City Contract 13-61 Music Pier Exterior Painting and Waterproofing is complete.

All of the final documentation has been received consistent with the project closeout procedures. The documents received from Gingerelli Brothers, Inc. include, Consent of Surety Release of Retainage, Affidavit of Payment, Affidavit of Release of Liens, Final Waiver of Lien, Contractors Certification of Completion and the Guarantee for Correction of Work after Final Payment.

There were no change orders to the project and the original dollar value of the contract is \$42,000 and as such please authorize the final payment of \$8,085 the amounts detailed on invoice #Inv 4 OCMP (\$5,985) and invoice #Inv 5 OCMP (\$2,100).

Please let me know if there are any questions.

Thank you.

SL

R McLarnon, Dir of Com Ops
M Chew, Senior Accountant

RESOLUTION

#9

**AUTHORIZING CHANGE ORDER #1 TO CITY CONTRACT #13-47,
2013 FALL ROAD IMPROVEMENT PROGRAM – PHASE III**

WHEREAS, specifications were authorized for advertisement by Resolution #13-49-316 on Thursday, September 26, 2013 for City Contract #13-47, 2013 Fall Road Program - Phase III; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on November 13, 2013, the Notice to Bidders was posted on the City of Ocean City's website @ www.ocnj.us and the Invitation to Bid was distributed to nineteen (19) prospective bidder(s) for City Contract #13-47, 2013 Fall Road Program - Phase III; and

WHEREAS, bid proposals were opened for City Contract #13-47, 2013 Fall Road Program - Phase III on Thursday, December 12, 2013 and seven (7) bid proposals were received per the attached Summary of Bid Proposals; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Arthur Chew, P.E., Assistant City Engineer; Georgia Arnold, Manager; Dorothy F. McCrosson, Esq., City Solicitor; Darleen H. Korup, Purchasing Assistant; Janice L. Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manager reviewed the bid proposals and specifications and recommended that the contract be awarded to GWP Enterprises, Inc., the lowest responsible bidder; and

WHEREAS, the City Council of Ocean City, New Jersey awarded City Contract #13-47, 2013 Fall Road Program - Phase III on January 9, 2014 by Resolution #14-50-001 to **GWP Enterprises, Inc., 4344 Tuckahoe Road, Williamstown, NJ 08094** in the amount of \$1,159,939.75; and

WHEREAS, Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Michael Rossbach, Manager Specialist; Marcia R. Chew, Senior Accountant; Dorothy F. McCrosson, Esq., City Solicitor; Janice L. Mruz, Principal Clerk and Joseph S. Clark, QPA, City Purchasing Manger have reviewed and certified Change Order #1 to City Contract #13-47, 2013 Fall Road Program - Phase III is correct as follows:

Change Order #1

Increases to Contract

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Cost</u>	<u>Total Cost</u>
Supplement				
S1	Restoration of Paver Driveway on Pinewood at 41 Arkansas after Concrete Curb was installed	1 Unit	\$ 1,500.00	\$ 1,500.00
S2	Restoration of Paver Driveway at 53 Arkansas after Concrete Curb was installed	1 Unit	\$ 2,800.00	\$ 2,800.00
S3	Saw Cutting	1,259 LF	\$ 4.00	\$ 5,036.00
S4	Additional Tree Removal on Pelham	1 Unit	\$ 237.00	\$ 237.00
S5	Additional Excavation on 12 th St for Drainage work	1 Unit	\$ 3,092.92	\$ 3,092.92
Total of Supplementals				\$ 12,665.92

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

Change Order #1

Increases to Contract

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Cost</u>	<u>Total Cost</u>
Extras				
6	HMA Profile Milling	2,086.6 SY	\$ 2.95	\$ 6,155.47
12.	8" x 18" Concrete Vertical Curb	98 LF	\$ 25.50	\$ 2,499.00
25	Inlets, Type "A"	32 Unit	\$ 2,392.00	\$ 4,784.00
29	Connect to Existing Storm Sewer	3 Unit	\$ 1,466.00	\$ 4,398.00
35	Storm Sewer Manholes, 4' Diameter	3 Unit	\$ 5,750.00	\$ 17,250.00
38	12" Ductile Iron Culvert Pipe, Class 52	100 LF	\$ 113.00	\$ 1,356.00
39	Reconstructed Inlet, Type E, Using New Casting	1 Unit	\$ 1,150.00	\$ 1,150.00
Total of Extras				\$ 37,592.47
Total Amount of Increases for Change Order# 1.....				\$ 50,258.39

Decrease to Contract

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Cost</u>	<u>Total Cost</u>
10	Open Graded Friction Course, 4" Thick	2,052 SY	\$ 24.50	(\$ 50,274.00)
Total Amount of Decreases for Change Order # 1.....				(\$ 50,274.00)
Total Amount of Change Orders #1 to City Contract #13-47, 2013 Fall Road Program - Phase III.....				(\$ 15.61)
Total Amount of City Contract #13-47, 2013 Fall Road Program - Phase III Including Change Order #1.....				\$ 1,159,924.14

WHEREAS, the new adjusted contract cost including Change Order #1 is \$1,159,924.14 which represents a net decrease to the original contract of .001 (%) percent decrease in the total for City Contract #13-47, 2013 Fall Road Program - Phase III; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, NJ that it authorizes Change Orders #1 to City Contract #13-47, 2013 Fall Road Program - Phase III; and

BE IT FURTHER RESOLVED that the Director of Financial Management will process Change Orders #1 to PO# 14-00040 issued to in the amount of (\$15.61).

CERTIFICATION OF FUNDS

 Frank Donato, III, CMFO
 Director of Financial Management

 Anthony P. Wilson
 Council President

Files: RESCO1 13-47 2013 Fall Road Program – Phase 3.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinasso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

 Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

Memo

To: Joseph Clark, Purchasing Agent

From: Michael Rossbach, Community Operations

Subject: GWP Enterprises INC.

Date: June 26, 2014

In reference to Contract #03-13-47 "2013 Fall Road Improvements Program - Phase 3" please accept the request for Change Order 1. This change order represents most of the paving, striping, concrete and all of the drainage work. The change order also includes some supplemental work originally unforeseen and is an effort to address changes in quantities directed by the city until the contractor can come back in the fall to finish the job. The contract completion was delayed due to unforeseen utility conflicts needing resolution in order to complete the required drainage work. This change order represents a reduction in the current contract amount of \$15.61.

Work on this contract will resume after Labor Day. If you have any questions or need further supporting material don't hesitate to contact me.

CC: Michael Dattilo, Administrator
Roger McLarnon, Director of Community Operations, Ocean City Engineer
Frank Donato, Director of Finance
Arthur Chew, Engineer
File

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

#10

**AUTHORIZING A SHARED SERVICE AGREEMENT BETWEEN
THE CITY OF OCEAN CITY AND THE OCEAN CITY BOARD OF EDUCATION FOR
THE USE OF THE OCEAN CITY AQUATIC AND FITNESS CENTER**

WHEREAS, the City of Ocean City, NJ is the owner of the Ocean City Aquatic and Fitness Center located at 1735 Simpson Avenue, Ocean City, NJ; and

WHEREAS, the Ocean City Board of Education desires to utilize the facility's swimming pool and locker room areas at designated times during the 2014-2015 school year for the purpose of physical education classes, athletic team practice and meet events; and

WHEREAS, an agreement has been drafted between the City of Ocean City and the Ocean City Board of Education for the school's utilization of these facilities throughout the 2014-2015 school year; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes and empowers local units to enter into this agreement; and

WHEREAS, the Ocean City Board of Education has agreed to compensate the City of Ocean City in the amount of \$17,200.00 for the utilization of said facilities payable in one (1) installment as outlined in the agreement; and

WHEREAS, the term of this agreement shall be from September 8, 2014 through June 11, 2015; and

WHEREAS, Michael A. Dattilo, Business Administrator; Roger D. McLarnon, P.E., P.P., C.M.E., C.F.M., C.P.W.M., Director of Community Operations; Wendy Moyle, Manager of Recreation Program; Dorothy F. McCrosson, Esq., City Solicitor and Darleen H. Korup, Purchasing Assistant have reviewed the agreement and recommend authorization by the City Council; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City that the agreement for the utilization of the City's Aquatic Facilities by the Ocean City Board of Education is hereby approved and authorized; and

BE IT FURTHER RESOLVED that the Mayor and the City Purchasing Assistant are authorized to enter into a formal contract agreement with the Ocean City Board of Education for the local school system's utilization of the City's Aquatic Facilities, as outlined in the terms and conditions of the attached agreement.

Anthony P. Wilson
Council President

FILES:RES 14-15 OCBE & COOC Aquatic & Fitness Center Use Agreement.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of

said Council duly held on the day of 2014

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
Linda P. MacIntyre, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF COMMUNITY OPERATIONS

Code Enforcement • Construction • Engineering • Environmental Management • Parks and Recreation • Planning • Zoning

Memorandum

To: Joseph Clark, Manager of Purchasing

From: Wendy Moyle, Recreation Manager

Date: July 2, 2014

Re: **Ocean City School Board Agreement 2014-15**

Please find the resolution and agreement for the Ocean City Aquatic and Fitness Center and the Ocean City Board of Education for the use of the Center's facilities.

This agreement is similar to last year's contract with the School Board that addresses the rental of the swimming pool for the Intermediate School's Physical Education classes and the High School's swim team practices and meets. The only change of the agreement is the dates of usage by the school that reflect the new calendar year, and, the fee remains the same as the school year 2013--14.

Please do not hesitate to contact me if you have any questions.

Thank you!



CITY OF OCEAN CITY
AMERICA'S GREATEST FAMILY RESORT
LEASE AGREEMENT

THIS AGREEMENT made this day of, 2014, between the City of Ocean City, a municipal corporation of the State of New Jersey (hereinafter referred to as "City" and the Ocean City Board of Education, a public entity of the State of New Jersey (hereinafter referred to as "Board of Education") as authorized by City Resolution No. adopted on, 2014.

RECITALS

1. The City is the owner of the Ocean City Aquatic and Fitness Center located at 1735 Simpson Avenue, Ocean City, NJ 08226.
2. The primary City contact person for this agreement shall be Wendy Moyle, Manager of Recreation Programs.
3. The Aquatic and Fitness Center contains an indoor swimming pool/natorium and related locker room areas.
4. The Board of Education desires to utilize the indoor swimming pool/natorium and related locker room areas at the Aquatic and Fitness Center for the period of Monday, September 8, 2014 through Thursday, June 11, 2015.

NOW THEREFORE, for a consideration of the mutual covenants and conditions and wishing to be bound, the parties agree as follows:

1. **Use of Facilities:** The City agrees to allow the Board of Education to have exclusive use of both the swimming pool/natorium and the designated locker rooms only when utilized at the Aquatic and Fitness Center pursuant to the terms of this agreement.
2. **Rent:** The Board of Education agrees to pay the City and the City agrees to accept from the Board of Education a lump sum of \$17,200.00 as rent for the use of the facilities as outlined in Section 1 above. The Board of Education shall be required to make payment to the City prior to December 31st, 2014.
3. **Pool Closing:** If the pool/natorium shall become unavailable for any extended period of time during this agreement due to construction or other causes, a prorated portion of the fee shall be negotiated by the parties and credited or refunded.
4. **Use of Facilities for the Intermediate School Program:** The Board of Education shall have the right to utilize the swimming pool/natorium and locker rooms for the Ocean City Intermediate School Program as follows:
 - a. From Monday, September 8, 2014 through Thursday, June 11, 2015, 9:20 a.m. to 10:20 a.m., Monday through Friday inclusive.

5. **Use of Facilities for High School Swim Team Program:** The Board of Education shall have the right to utilize the swimming pool and locker rooms for the Ocean City High School Program as follows:
 - a. Between Friday, November 14, 2014 through Friday, March 6, 2015, the use by the Ocean City High School Swim Team shall be from 3:00 p.m. to 5:00 p.m., Monday through Friday inclusive and 7:00 a.m. to 9:00 a.m., Saturday.
 - b. Additionally, the times shall be extended by one-half (1/2) hour on weekdays when the Ocean City Swim Team meets are held at the Ocean City Aquatic and Fitness Center.
6. **Rules and Regulations:** The Board of Education and the participants in the Intermediate School Program and the High School Swim Team Program shall abide by all rules and regulations of the Aquatic and Fitness Center as adopted from time to time by the City.
7. **Exclusive Use:** During the dates and times as outlined in Sections 3, 4 & 5 above, the Board of Education shall have exclusive use of the swimming pool/natatorium. The Board of Education shall be granted the exclusive use of the locker room facilities for the Intermediate School Program.
8. **Maintenance:** The City reserves the right to close the swimming pool and locker rooms from time to time, if necessary, to undertake repairs and required maintenance to the facilities. In the event, that it is necessary to perform said repairs or maintenance work, the City shall give advance notice to the Board of Education. Additionally, the City shall seek to undertake the repairs and maintenance in a manner, which will minimize interference with the programs offered by the Board of Education.
9. **Insurance:** The Board of Education shall furnish proof of insurance to the City at least seven (7) days prior to the date which the Board of Education plans to begin utilizing the Aquatic and Fitness Center in the minimum amounts of \$500,000.00 for property damage and \$1,000,000.00 for personal liability insurance. The insurance shall cover the period during which the Board of Education will be utilizing the Aquatic and Fitness Center. The City shall be named additional Insured on the policy that is provided. Additionally, the Board of Education shall be required to notify the City (60) days prior to any cancellation, intention not to renew, or material change in the required coverage.
10. **Damage:** In the event the Aquatic and Fitness Center, its furnishings or any portion of the building is damaged by the act, negligence or default of the Board of Education and/or the Board of Education's employees or any person admitted to the Aquatic and Fitness Center by the Board of Education, the Board of Education shall be required to pay to the City, upon demand, such sum as shall be necessary to restore the said premises to the condition that they were on the date thereof.
11. **Indemnification:** The Board of Education shall indemnify and hold harmless, the City, its agents, servants and employees for any injury to person, including death, or damage to property, arising out of the Board of Education's utilization of the Aquatic and Fitness Center pursuant to the terms and conditions hereof. The indemnification hereunder shall be construed to be the broadest possible permitted by the laws of the State of New Jersey. In the event of a claim, demand, presentation and/or suit against the City, the Board of Education shall save and hold harmless the City and shall at its own expense, defend the City. In connection therewith, the Board of Education shall name the City as an "additional insured" under the liability insurance policy as required in Section 8 above.
12. **Subletting:** The Board of Education shall not assign, transfer, convey, sublet or otherwise dispose of this Agreement nor any part thereof or its right, title or interest therein without first receiving the written consent of both the Business Administrator and/or Purchasing Manager of the City of Ocean City

13. **Default by the Board of Education:** In the event of any default in the terms and conditions of said Agreement and/or breach of any rules and regulations promulgated by the City from time to time for the Aquatic and Fitness Center, then the City may, at its option and in addition to any other remedy which it may have by law or in equity, terminate this Agreement and the Board of Education shall thereafter be prohibited from utilizing the Aquatic and Fitness Center's facilities.
14. **Supervision:** Adult supervision shall be provided by the Board of Education and shall be required in both the men's and women's locker room areas before and after indoor swimming pool use. The students shall not be permitted to congregate in the lobby area either before or after the use of the pool/natatorium.
15. **Lifeguards:** The City shall be required to supply certified lifeguards at its own expense for the use of the facilities by the Intermediate School and the High School Swim Team Programs, as set forth in Sections 3, 4 & 5 above.
16. **Default by the City of Ocean City:** In the event of any default in the terms and conditions of the Agreement, then the Board of Education may, at its option and in addition to any other remedy which it may have by law or in equity, terminate this Agreement and have no further obligation pursuant to this Agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

THE CITY OF OCEAN CITY

THE OCEAN CITY BOARD OF EDUCATION

Jay A. Gillian, Mayor

Joseph S. Clark, President
Ocean City Board of Education

Darleen H. Korup, RPPS
Purchasing Assistant

Pasquale Yacovelli, Business Administrator
Ocean City Board of Education

Linda P. MacIntyre, RMC
City Clerk

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

#11

AUTHORIZING THE PAYMENT OF CLAIMS

WHEREAS, N.J.S.A. 40A: 5-17 entitled "Approval and Payment of Claims and Required General Books of Account" generally sets forth the manner in which claims against municipalities are to be handled; and

WHEREAS, the attached bill list represent claims against the municipality for period including June 21, 2014 to July 03, 2014.

NOW, THEREFORE, BE IT RESOLVED that the attached bill list is approved for payment.

Frank Donato III
Chief Financial Officer

Anthony P. Wilson
Council President

FILES/AUTHORIZING THE PAYMENT OF CLAIMS -- 06.21.14 TO 07.03.14.doc

Offered by Secoded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 20

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Ping	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
City Clerk

P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N
 Range: First to Last Rcvd: Y Held: Y Aprv: N
 Format: Condensed Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
13-00586	03/18/13	WALTE	WALTERS MARINE CONSTRUCTION,IN	Open	158.80	0.00	B
13-02245	08/16/13	MBAKERJR	MICHAEL BAKER JR., INC	Open	22,963.50	0.00	B
13-02634	10/04/13	LANDBERG	LANDBERG CONSTRUCTION, LLC	Open	16,748.69	0.00	B
13-03142	11/25/13	GINGER	GINGERELLI BROS. INC.	Open	2,100.00	0.00	B
14-00011	01/15/14	SJGAS	SOUTH JERSEY GAS COMPANY	Open	3,865.73	0.00	B
14-00012	01/15/14	AC ELECT	ATLANTIC CITY ELECTRIC	Open	47,605.70	0.00	B
14-00015	01/15/14	NJAM3	NEW JERSEY-AMERICAN WATER CO.	Open	31,481.46	0.00	B
14-00016	01/15/14	VERIZONL	VERIZON ONLINE	Open	179.47	0.00	B
14-00019	01/15/14	THOMASMI	THOMAS G.SMITH, ESQ.	Open	2,471.32	0.00	B
14-00040	01/15/14	GWP	GWP ENTERPRISES, INC.	Open	135,252.42	0.00	B
14-00051	01/17/14	SCRATCH	SCRATCH THE SURFACE	Open	132.35	0.00	B
14-00052	01/17/14	TIX COM	TIX, INC.	Open	947.25	0.00	B
14-00061	01/17/14	CHLORKIN	Chlorking Innovations LLC	Open	1,200.00	0.00	B
14-00076	01/17/14	ARS	AMBULANCE REIMBURSEMENT SYSTEM	Open	1,833.38	0.00	B
14-00224	02/05/14	LINCS	LINWOOD CLOCK SHOP	Open	285.00	0.00	B
14-00225	02/05/14	WASTM	WASTE MANAGEMENT OF NJ INC.	Open	3,503.14	0.00	B
14-00243	02/05/14	JUSTR	JUST RIGHT TV PRODUCTIONS LLC	Open	495.00	0.00	B
14-00250	02/07/14	SPINN	SPINNING WHEEL FLORIST INC.	Open	187.00	0.00	B
14-00256	02/07/14	BLUEDIAM	BLUE DIAMOND DISPOSAL, INC.	Open	32,346.75	0.00	B
14-00258	02/07/14	CMCU	C.M.C.M.U.A.	Open	61,926.95	0.00	B
14-00260	02/07/14	BLUEDIAM	BLUE DIAMOND DISPOSAL, INC.	Open	11,033.00	0.00	B
14-00261	02/07/14	BLUEDIAM	BLUE DIAMOND DISPOSAL, INC.	Open	68,705.50	0.00	B
14-00262	02/07/14	IPSGROUP	IPS GROUP CORPORATION	Open	24,616.25	0.00	B
14-00270	02/07/14	THOMASMI	THOMAS G.SMITH, ESQ.	Open	68.97	0.00	B
14-00301	02/11/14	SCHULE	SCHULE PLANNING SOLUTIONS LLC	Open	1,650.00	0.00	B
14-00302	02/11/14	BATTISTI	BATTISTINI CONSULTING SERVICES	Open	5,395.00	0.00	B
14-00304	02/11/14	STEIN	MARK H. STEIN, ESQUIRE	Open	1,428.00	0.00	B
14-00305	02/11/14	STEIN	MARK H. STEIN, ESQUIRE	Open	822.50	0.00	B
14-00312	02/11/14	RIGGI	RIGGINS, INC.	Open	38,376.03	0.00	B
14-00382	02/20/14	BPI	BROADWAY POPS INTERNATIONAL,IN	Open	10,700.00	0.00	B
14-00433	02/21/14	ALLCLEAN	ALL CLEAN BUILDING SERVICES	Open	5,758.50	0.00	B
14-00435	02/21/14	JERSE	JERSEY CAPE DIAGNOSTIC CENTER	Open	4,993.12	0.00	B
14-00451	02/26/14	SOUTS	SOUTHERN SHORE REGION TOURISM	Open	3,250.00	0.00	B
14-00474	03/04/14	TRI-STAT	TRI-STATE DIAGNOSTICS CORP.	Open	1,860.00	0.00	B
14-00475	03/04/14	JPBAINBR	J. P. BAINBRIDGE & ASSOC., INC	Open	2,175.00	0.00	B
14-00479	03/05/14	CANONSOL	CANON SOLUTIONS AMERICA, INC	Open	436.72	0.00	B
14-00622	03/13/14	JERSA	JERSEY ARCHITECTURAL DOOR &	Open	4,865.00	0.00	B
14-00639	03/21/14	BLAST	APM BLAST TERMITE PEST CONTROL	Open	150.00	0.00	B
14-00640	03/21/14	BLAST	APM BLAST TERMITE PEST CONTROL	Open	140.00	0.00	B
14-00652	03/21/14	OCFAM	OCEAN CITY FAMILY PRACTICE, PA	Open	1,980.00	0.00	B
14-00666	03/26/14	DUNNC	DR. E. CHARLES DUNN, JR, MD	Open	2,100.00	0.00	B
14-00668	03/26/14	ATLPHYSI	ATLANTICARE PHYSICIAN GROUP,PA	Open	7,620.00	0.00	B
14-00707	03/31/14	CANONSOL	CANON SOLUTIONS AMERICA, INC	Open	4,808.42	0.00	B
14-00717	03/31/14	WILHM	J. WILHELM ROOFING COMPANY	Open	112,321.13	0.00	B
14-00718	03/31/14	SHAWL	F.W. SHAWL & SONS, INC.	Open	156,321.95	0.00	B
14-00732	04/07/14	WAVE	WAVE ONE SPORTS INC.	Open	2,360.00	0.00	B
14-00785	04/11/14	ELTRU	EASTERN LIFT TRUCK, INC.	Open	150.10	0.00	B
14-00901	04/16/14	AGUZZO	A. GUZZO LANDSCAPING LLC	Open	2,088.63	0.00	B
14-00902	04/16/14	ATLLA	ATLANTIC LAWN CARE LLC	Open	2,972.00	0.00	B
14-00928	04/23/14	AUSTN	AUSTIN'S SPORTS	Open	1,084.50	0.00	B

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
14-00943	04/25/14	PEPSI	THE PEPSI BOTTLING COMPANY	Open	256.44	0.00	B
14-00999	05/01/14	AUSTN	AUSTIN'S SPORTS	Open	476.75	0.00	
14-01069	05/18/14	FORDS	FORD, SCOTT & ASSOCIATES, LLC RES# 13-50-398	Open	12,000.00	0.00	
14-01075	05/18/14	F E	F & E BUSINESS MACHINES	Open	35.00	0.00	
14-01250	05/22/14	CAROL	CAROLINA BIOLOGICAL SUPPLY CO.	Open	254.05	0.00	
14-01254	05/22/14	NAOFFICE	NATIONAL OFFICE FURNITURE, INC State Contract #A81721	Open	3,960.00	0.00	
14-01259	05/22/14	AUSTN	AUSTIN'S SPORTS	Open	1,545.30	0.00	
14-01351	05/30/14	ACTIO	ACTION SUPPLY, INC.	Open	50.00	0.00	B
14-01356	05/30/14	WESTG	THOMAS REUTERS NJ STATE STATUTE	Open	432.00	0.00	
14-01358	05/30/14	PROFORM	PROFORMA DYNAMIC RESOURCES,LLC QUOTES ATTACHED	Open	633.00	0.00	
14-01368	06/03/14	JGBSPORT	JGB SPORTS, LLC 2nd Quote & BRC Attached	Open	12,366.20	0.00	
14-01370	06/03/14	AUSTN	AUSTIN'S SPORTS	Open	5,497.50	0.00	
14-01371	06/03/14	PROFORM	PROFORMA DYNAMIC RESOURCES,LLC	Open	555.00	0.00	
14-01372	06/03/14	VAUGHANJ	JOHN VAUGHAN	Open	112.00	0.00	
14-01375	06/03/14	RECRA	RECREATION SUPPLY COMPANY INC.	Open	252.95	0.00	
14-01377	06/03/14	AUSTN	AUSTIN'S SPORTS	Open	798.00	0.00	
14-01405	06/05/14	S S	S & S WORLDWIDE, INC. D/B/A	Open	5,596.80	0.00	
14-01407	06/05/14	GREAA	THE GREAT AMERICAN TROLLEY	Open	450.00	0.00	
14-01440	06/11/14	CINTA	CINTAS FIRST AID, CORP	Open	591.85	0.00	
14-01445	06/11/14	DALEY	DALEY'S PIT	Open	1,100.00	0.00	
14-01450	06/11/14	NJSLOM	NJ STATE LEAGUE OF	Open	299.00	0.00	
14-01561	06/16/14	ACTIONUN	ACTION UNIFORM CO., L.L.C	Open	1,292.00	0.00	
14-01562	06/16/14	PREMIUMS	PREMIUMS AND SPECIALITIES, INC	Open	784.00	0.00	
14-01567	06/16/14	EDDIEBRU	EDDIE BRUCE MUSIC INC	Open	4,200.00	0.00	
14-01569	06/16/14	DIRECTEN	DIRECT ENERGY BUSINESS 2014 ELECTRIC SUPPLY CHARGES	Open	12,629.40	0.00	B
14-01577	06/16/14	AUSTN	AUSTIN'S SPORTS	Open	1,665.00	0.00	
14-01578	06/16/14	ARSEN	ARSENAL SOUND, L.L.C.	Open	670.00	0.00	
14-01583	06/17/14	SUPER	SUPER FRESH #473	Open	47.14	0.00	
14-01584	06/17/14	SUPER	SUPER FRESH #473	Open	39.32	0.00	
14-01585	06/17/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	306.46	0.00	
14-01586	06/17/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	389.76	0.00	
14-01587	06/17/14	HUB2	THE HUB	Open	185.94	0.00	
14-01588	06/17/14	WALLA	WALLACE HARDWARE INC.	Open	85.95	0.00	
14-01589	06/17/14	MACK	MANCO & MANCO PIZZA, INC.	Open	83.75	0.00	
14-01590	06/17/14	SHERW	SHERWIN WILLIAMS #3760 SC# 82236	Open	129.42	0.00	
14-01591	06/17/14	WALLA	WALLACE HARDWARE INC.	Open	117.40	0.00	
14-01595	06/23/14	CASSI	AMERICAS MUSIC, INC	Open	9,250.00	0.00	
14-01597	06/23/14	GARDE	GARDEN STATE HIGHWAY PROD. INC	Open	1,727.00	0.00	
14-01598	06/23/14	COOP2	COOPER ELECTRIC SUPPLY COMPANY CC 14-32; RES. 14-50-125	Open	27,710.00	0.00	
14-01601	06/23/14	DEPT	DEPTCOR	Open	144.00	0.00	
14-01608	06/25/14	HUBER	HUBER LOCKSMITHS, INC	Open	277.00	0.00	
14-01609	06/25/14	JOHNDEER	JOHN DEERE LANDSCAPES, INC.	Open	545.86	0.00	
14-01610	06/25/14	AUSTN	AUSTIN'S SPORTS	Open	3,827.40	0.00	
14-01611	06/25/14	VINEY	VINCENT & KIMBERLY VINEY RELEASE OF PERFOR. GUARANTEE	Open	17,648.76	0.00	
14-01614	06/25/14	MALLO	JAMES MALLON	Open	3,857.64	0.00	
14-01619	06/25/14	QUANT	QUANTUM INC.	Open	72.00	0.00	
14-01621	06/25/14	HATCHERM	MARY KATE HATCHER	Open	516.00	0.00	
14-01658	07/01/14	SHORH	SHORE HARDWARE	Open	324.07	0.00	
14-01660	07/01/14	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Open	875.00	0.00	
14-01661	07/01/14	SEETON	SEETON TURF WAREHOUSE, LLC	Open	287.56	0.00	
14-01662	07/01/14	NCRI	NATIONAL CONSTRUCTION RENTALS	Open	612.00	0.00	
14-01663	07/01/14	INSINGER	INSINGER MACHINE COMPANY	Open	243.50	0.00	
14-01664	07/01/14	AMSAN	AMSAN MID-ATLANTIC	Open	85.68	0.00	
14-01670	07/02/14	WALLA	WALLACE HARDWARE INC.	Open	29.40	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
14-01671	07/02/14	SUPER	SUPER FRESH #473	Open	48.45	0.00		
14-01672	07/02/14	WALLA	WALLACE HARDWARE INC.	Open	17.43	0.00		
14-01673	07/02/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY	Open	109.50	0.00		
14-01674	07/02/14	SCHOP	WILLIAM SCHOPPY TROPHY COMPANY	Open	230.50	0.00		
14-01675	07/02/14	SHERW	SHERWIN WILLIAMS #3760 SC# 81339	Open	311.19	0.00		
14-01676	07/02/14	SHERW	SHERWIN WILLIAMS #3760	Open	152.46	0.00		
14-01677	07/02/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	191.98	0.00		
14-01678	07/02/14	SHOEM	SHOEMAKER LUMBER COMPANY, INC	Open	270.35	0.00		
14-01679	07/02/14	SHERW	SHERWIN WILLIAMS #3760	Open	84.02	0.00		
14-01693	07/07/14	NJDEP2	STATE OF NJ DEP LAND USE REG DREDGED DISP/CDF PERMIT MODIFI	Open	13,500.00	0.00		
Total Purchase Orders:		115	Total P.O. Line Items:	289	Total List Amount:	998,750.36	Total Void Amount:	0.00

Outside Bill List
Released

June 25, 2014
10:26 AM

CITY OF OCEAN CITY
Check Register By Check Id

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 81120 to 81120
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
81120	06/25/14	COOC CITY OF OCEAN CITY	24.00	4-01-55-901-025	Budget		3250
14-01606	2	REIMBURSEMENT FOR TURNOVER CK		MRA/MRNA/OTHER REFUNDS			1

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	24.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>1</u>	<u>0</u>	<u>24.00</u>	<u>0.00</u>

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

#12

**APPOINTING LINDA P. MACINTYRE AS
MUNICIPAL REGISTRAR OF VITAL STATISTICS**

WHEREAS, Linda P. MacIntyre, City Clerk, is a Certified Municipal Registrar and is qualified for the position of Municipal Registrar of Vital Statistics, having received her Certification from the New Jersey Department of Health and Senior Services; and

WHEREAS, pursuant to N.J.S.A. 26:8-11et seq., in those districts where there is no Board of Health, the appointment shall be made by the Governing Body.

NOW, THEREFORE, BE IT RESOLVED that Linda P. MacIntyre is hereby appointed as Municipal Registrar for the City of Ocean City for a three term ending July 9, 2017.

Anthony P. Wilson
Council President

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Madden	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
City Clerk

RESOLUTION

#13

**DIRECTING THE PLANNING BOARD
TO EXAMINE A REDEVELOPMENT PLAN**

WHEREAS, by its adoption of Resolution No. 04-41-323 dated May 27, 2004 and pursuant to N.J.S.A. 40A:12A-1 et. seq., City Council declared the real property shown on the Ocean City Tax Map as Blocks 1101, Lots 1, 2 & 3 and Block 1001, Lot 10 (hereinafter, "the Redevelopment Property") to be Areas in Need of Redevelopment; and

WHEREAS, a Redevelopment Area Plan was adopted for Block 1101, Lots 1, 2 & 3 (hereinafter, "the Redevelopment Property") pursuant to Ordinance No. 05-18; and

WHEREAS, Select Properties, Inc. is the owner of the Redevelopment Property; and,

WHEREAS, Select Properties, Inc. now seeks to amend the Redevelopment Area Plan; and

WHEREAS, City Council desires to have the Ocean City Planning Board review the proposed amendment to the Redevelopment Area Plan pursuant to N.J.S.A. 40A:12A-7(e) and provide its recommendation concerning the proposed amendment.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the City of Ocean City hereby directs the Ocean City Planning Board to consider whether the Redevelopment Plan should be amended and to provide City Council with its recommendation concerning the proposed amendment of the Redevelopment Area Plan in accordance with N.J.S.A. 40A:12A-7.

Anthony P. Wilson
Council President

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2014.

NAME	AYE	NAY	ABSENT	ABSTAINED
Allegretto	_____	_____	_____	_____
DeVlieger	_____	_____	_____	_____
Guinosso	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Madden	_____	_____	_____	_____
McClellan	_____	_____	_____	_____
Wilson	_____	_____	_____	_____

.....
City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF LAW

Memo

DATE: July 2, 2014
TO: City Council
FROM: Dorothy F. McCrosson, Esquire
RE: Resolution Direction the Planning Board to Examine a Redevelopment Plan (Soleil Project)

In 2005, City Council adopted a Redevelopment Area Plan for the Area in Need of Redevelopment shown on the Tax Map as Blocks 1101, Lots 1, 2 and 3 (hereinafter, "the Property").

Also in 2004, City Council adopted Ordinance 05-20 and thereby authorized the execution of a Financial Agreement and Redevelopment Agreement with a developer of the Property which contemplated the construction of a multi-story garage and hotel structure.

No construction has yet taken place at the Property in furtherance of Ordinance 05-20.

The owner of the Property is now Select Properties, Inc.

Select Properties, Inc. seeks to have City Council amend the Redevelopment Area Plan to permit the construction of a 6-story, 94-unit residential condominium project with 340 parking spaces.

The attached resolution would direct the Ocean City Planning Board to formally review the requested changes to the Redevelopment Area Plan and provide City Council with its recommendations related thereto, and a determination as to whether the revised Plan would be substantially consistent with the City's Master Plan, within 45 days of the referral, all in accordance with N.J.S.A. 40A:12A-7(e).