

Borough of Longport Commission Meeting

1/2/2013 4:30 PM WORKSHOP/ 5 PM PUBLIC SESSION Longport Borough Hall AGENDA

The DOWNBEACH CURRENT and the PRESS OF ATLANTIC CITY were notified of this meeting and a copy of the notice is posted on the bulletin board in Borough Hall.

5 PM

Flag Salute, Call to order, Sunshine Notice, Roll Call

Public Announcements (fire exits, public speaking)

- 1) Approval / Minutes of the 12/19/12 Commission meeting
- 2) PUBLIC COMMENT ON AGENDA ITEMS
- 3) ORDINANCES 2ND READING/PUBLIC COMMENT
 - (2ND READING FOR O2012-19 has been tabled for 1/16/2013)
 - O2012-20 Bond Ordinance Providing for Various Capital Improvements
- 4) ORDINANCES- 1ST READING/INTRODUCTION (2ND READING 4/2/13)
 - O2013-01 Amending Chapter 82-8 Dogs on Beaches 1/16/13
- 5) **RESOLUTIONS**
- R2013-01 A Resolution Authorizing a Cash Management Plan
- R2013-02 A Resolution Appointing a Risk Management Consultant
- R2013-03 Temporary Budget for Year 2013
- <u>R2013-04</u> A Resolution Designating Depository Banks for Funds of the Borough of Longport and Authorizing Officials of the Borough to Sign Necessary Banking Documents.

R2013-05 A Resolution Appointing a Municipal Auditor 2013 **R2013-06** Authorizing Transfer of Appropriations

- 6) BILL PAY LIST
- 7) COMMISSIONERS' REPORTS
- 8) PUBLIC COMMENT A three minute per person public speaking session to allow anyone interested in addressing the Governing Body on matters regarding the Borough of Longport.
- 9) ADJOURNMENT

BOROUGH OF LONGPORT COUNTY OF ATLANTIC

ORDINANCE 2013-01

AN ORDINANCE AMENDING CHAPTER 82-8 OF THE CODE OF LONGPORT-DOGS ON BEACHES

BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT that:

82-8 Dogs on Beaches

- A. Summer Rule: Dogs are not permitted on Longport Beaches fronting that Atlantic Ocean during lifeguard season
- B. Winter Rule: Dogs are net permitted on Longport Beach after lifeguard season ends until it begins again, provided that the dog is securely fastened to a leash and accompanied by and under control of some person.

SHALL BE AMENDED TO READ

82-8 Dogs on Beaches

- A. Summer Rule: Commencing on and to include May 1st and continue to and include September 30th, dogs ARE NOT permitted on Longport beaches fronting the Atlantic Ocean.
- B. Winter Rule: Commencing October 1st and continue through April 30th, dogs ARE permitted on Longport beaches provided that the dog is securely fastened to a leash and accompanied by and under control of some person.

THIS ORDINANCE WILL TAKE EFFECT IMMEDIATELY UPON PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

First Reading: Publication: Second Reading Publication:	
	Mayor Nicholas M. Russo, Ed.D.
Emilia R. Strawder, RMC Municipal Clerk	Commissioner Daniel Lawler
	Commissioner James P. Leeds, Sr.

RESOLUTION #2013-01

A RESOLUTION AUTHORIZING A CASH MANAGEMENT PLAN

WHEREAS, it is the desire of the governing body to adopt a cash management plan to comply with the requirements of NJSA 40A:5-14 and to provide a guide to municipal officials and employees in carrying out their duties concerning the receipt and disbursement of all funds of the municipality.

WHEREAS, the following requirement shall be adhered to:

I. Statement of Purpose

The Cash Management Plan is prepared pursuant to the provisions of NJSA 40A:5-14 in order to set forth the basis for the deposit and investment of certain public funds of the Borough of Longport, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits, Transfers and the Permitted Investments will be done to insure the safety, liquidity, and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. Authorized Depositories

The Municipality shall annually designate the legal depositories, funds in certificates of deposits, and other time deposits in banks by resolution in accordance with NJSA 40A: 5-15.1, that must be covered by the Governmental Unit Depository Protection Act, NJSA 17:9-14 et seq. (GUDPA). The Municipality is also authorized to invest its assets in the New Jersey Cash Management Fund and the New Jersey Asset and Rebate Management program. This resolution may be amended or supplemented from time to time, as the Municipality deems necessary. Such resolution shall be deemed a part of the Cash Management Plan.

III. Authorized Signatures

The Municipality shall annually establish by resolution and adopted at its annual reorganization meeting the required signatories to all bank accounts.

IV. Identification of Funds and Accounts to be Covered by the Plan

The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough of Longport:

Current Fund Utility Fund

The following funds shall not be required to be maintained in interest bearing accounts:

Change Funds Petty Cash Funds Payroll Funds

Trust Funds – to the extent that the deposit of such funds to an interest bearing account would require by law the payment of interest to the provider of funds.

Checking Accounts – established for the express purpose of paying bills approved by the governing body. The balances in these funds shall be kept at the minimum amount required for the orderly operation of the account.

Compensating Balances – maintained for the purpose of obtaining specific services from financial institutions. Such accounts shall be established only under terms of written agreements approved by the governing body.

V. Designation of Officials of the Borough of Longport Authorized to Make Deposits, Transfers and Investments Under the Plan.

The Chief Financial Officer of The Borough of Longport and the CFO's designee are hereby authorized and directed to deposit, transfer and/or invest the funds referred to in the Plan. The CFO or CFO designee shall each have the authority to transfer and invest funds in excess of requirement in accordance with this plan in insured obligations, overnight repurchase agreements, collateralized repurchase agreements and certificates of deposit with eligible public depositories qualified by this plan.

In the absence of the Chief Finance Officer, the CFO's designee is authorized to transfer required funds to the payroll and checking accounts for the purposes of, and to the extent necessary for, issuance of required payroll and payment of claims and payables.

Prior to making any such Deposits, Transfers, or any Permitted Investments, such officials of the Borough of Longport are directed to supply to all active depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan.

No municipal funds shall be disbursed by any municipal official prior to approval of the governing body except for:

Debt Service payments

Investments and\or Transfers to\from Longport Current, Utility or Trust Funds.

Payroll turnovers to agencies

Discount vouchers or immediate needs

Debt Service payments, discount vouchers and immediate needs must be ratified after payment.

VI. Responsibilities

The Chief Finance Officer or Designee of the Chief Finance Officer:

a. Shall ensure that all funds held by the Borough are safeguarded in accordance with these procedures and applicable law.

BOROUGH OF LONGPORT R2013-02

RISK MANAGEMENT CONSULTANT ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the BOROUGH OF LONGPORT is a member of the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund, and;

WHEREAS, the Bylaws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the Bylaws and;

WHEREAS, the Bylaws indicate a fee not to exceed \$5900 per year of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body and;

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the Governing Body of the BOROUGH OF LONGPORT does hereby appoint **DAVID F. MILLER, C.J.ADAMS CO** as its Risk Management Consultant in accordance with 40A:11-5 and;

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a), (i).

ATTEST:	MUNICIPALITY:
Emilia R. Strawder, RMC	Mayor Nicholas M. Russo/Longport
ATTEST:	CONSULTANT:
<u></u>	David F. Miller/C.J.Adams.Co.
DATE: January 2, 2013	

RESOLUTION #2013-03 TEMPORARY BUDGET FOR YEAR 2013

WHEREAS, the total appropriations in the 2012 budget exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance is the sum of \$5,844,355.11 in the Current Fund and \$929,320.00 in the Water/Sewer Utility Fund;

WHEREAS, twenty six and one quarter percent (26.25%) of the total appropriations in the 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2013 budget is the sum of \$1,534,143.22 for the Current Fund and \$243,964.50 for the Water/Sewer Utility Fund;

THEREFORE, BE IT RESOLVED that the following appropriations shall constitute the temporary current and water and sewer budgets of the Borough of Longport for 2013:

CURRENT FUND

General Admin	OE	5,000
Human Resources	SW	9,180
Human Resources	OE	3,500
Mayor & Commissioners	SW	8,500
Mayor & Commissioners	OE	2,500
Clerk	SW	22,000
Clerk	OE	10,000
Finance	SW	9,180
Finance	OE	3,500
Audit		28,500
Data Processing		2,000
Tax Collection	SW	10,500
Tax Collection	OE	3,000
Tax Assessment	SW	5,100
Tax Assessment	OE	3,500
Legal	OE	45,000
Engineer	OE	24,000
Land Use	SW	2,700
Land Use	OE	3,500
Uniform Construction	SW	50,000
Uniform Construction	OE	5,000
Other Code Enforcement		

RESOLUTION #2013-04

RESOLUTION DESIGNATING DEPOSITORY BANKS FOR FUNDS OF THE BOROUGH OF LONGPORT AND AUTHORIZING OFFICIALS OF THE BOROUGH TO SIGN NECESSARY BANKING DOCUMENTS

WHEREAS, it is necessary for the efficient conduct of the business of the Borough of Longport that suitable banks and institutions be designated as official investment\depositories of the Borough; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Longport as follows:

That the banks and institutions listed below, any branches of same whether or not specifically listed by location, and/or their successors in the event of merger or acquisition of any such institution by another, be and hereby are designated as official depositories or investment banks

of the funds of the Borough of Longport

NAME	ADDRESS
BANK OF AMERICA	2900 Atlantic Ave, Atlantic City, NJ
CAPE SAVINGS BANK	7806 Ventnor Ave, Margate, NJ
TD BANK	1120 Tilton Road, Northfield, NJ
CROWN BANK	100 New Road, Linwood, NJ
FIRST NATIONAL BANK OF ABSECON	2201 New Road, Northfield, Nj
FOX CHASE BANK	6059 Black Horse Pike, Egg Harbor Twp, NJ
HUDSON UNITED BANK	3219 Atlantic Brigantine Blvd, Brigantine, NJ
MINOTOLA NATIONAL BANK	2106 New Road, Linwood, NJ
NEW JERSEY ASSET & REBATE	
MANAGEMENT PROGRAM	821 Alexander Road, Princeton, NJ
OCEAN CITY HOME BANK	9219 Atlantic Ave, Margate, NJ
SUSQUEHANNA PATRIOT BANK	2106 New Road, Ste B1, Linwood, NJ
PARKE BANK	501 Tilton Road, Northfield, NJ
PNC BANK	801 Boardwalk, Atlantic City, NJ
SELECT BANK	501 Zion Road, #9, Egg Harbor Twp, NJ
SUN NATION BANK	7903 Ventnor Ave, Margate, NJ
THE BANK	610 Mill Road, Absecon, NJ
WELLS FARGO BANK	1301 Atlantic Ave, Atlantic City, NJ
MERRILL LYNCH WEALTH	
MANAGEMENT	3100 Hingston Ave, Egg Harbor Twp, NJ
UBS FINANCIAL SERVICES	1337 Tilton Road, Northfield, NJ

New Jersey Asset & Rebate Management Program (NJ/ARM), to the extent authorized pursuant to applicable bond resolutions and the provisions of the New Jersey Arbitrage Rebate Management Trust Agreement associated therewith.

New Jersey Class Program (CLASS), to the extent authorized pursuant to applicable bond resolutions and the provisions of the New Jersey CLASS program.

State of New Jersey Cash Management Fund

That checks drawn on any account in which the Borough's funds are deposited hereunder be negotiable only upon signature by each of the following duly appointed or elected officials of the

Borough for their terms of office. Chief Financial Officer; Clerk of the Borough; Mayor of the Borough, and Commissioners of the Borough. Each of said officials of the Borough be and hereby is authorized to execute checks drawn on such accounts, provided that at all times, one of the required signatures for signing checks consist of the Chief Financial Officer or the Borough Clerk.

The Chief Financial Officer of the Borough be and hereby is authorized to execute such documents as may be necessary to open accounts in such institutions on the Borough's behalf. The Chief Financial Officer of his or her designee is authorized to effectuate any transfer of funds as required for the payment of debt service, immediate need payments, payroll, and regular payments approved by Commissioners at their formal commission meeting.

4. This resolution shall take effect only upon review and approval by the Borough of Longport Commissioners.

adopted:

RESOLUTION 2013-05

RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT

WHEREAS, the Borough of Longport has the need for a Borough Auditor; and

WHEREAS, the local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Longport, in the County of Atlantic and the State of New Jersey, as follows:

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a one-year term commencing January 1, 2013 to December 31, 2013, as follows:

Description of Service:

Municipal Auditor

Name of Professional:

Ford-Scott & Associates

Michael Garcia, CPA,RMA

Cost:

\$28,500 per year

- 2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough's Chief Financial Officer is annexed hereto.
- 3. A brief notice stating the nature, duration, service, reference to the contract regarding the amount and that this resolution and the contract are on file and available for public inspection in the borough of Longport Clerk's Office.
- 4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

adopted: 1-2-2013

RESOLUTION # 2013-06

AUTHORIZING TRANSFER OF APPROPRIATIONS

WHEREAS, the Chief Financial Officer of the Borough of Longport deems that it is in the best interest of the Borough to transfer appropriations from the specific line items in the 2012 Current Funds; and

WHEREAS, transfers are permitted by N.J.S.A.40A:4;

NOW THEREFORE BE IT RESOLVED that the following transfers are made:

CURRENT FUND

FROM:	Э:
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Legal	OE	\$11,100	Tax Collection	OE	\$500
20841	OL	Ψ11,100			-
			Police	sw	\$6,100
			Police	OE	\$2,500
			Beach Guards	sw	\$2,000

Adopted: 1-2-2013

BOROUGH OF LONGPORT 02012-20

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE BOROUGH OF LONGPORT, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,970,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,871,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOROUGH BOARD OF COMMISSIONERS OF THE BOROUGH OF LONGPORT, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Longport, in the County of Atlantic, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,970,000, including the aggregate sum of \$98,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,871,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or Notes	Period of <u>Usefulness</u>
d) ADA and general access improvements to Municipal Hall and various Beach Accesses between 26 th and 28 th Avenues, including all work and materials necessary therefor and incidental thereto.	\$50,000	\$47,500	10 years
e) Drainage improvements relating to Roadway Grant Work on Winchester, 31 st and 34 th Avenues, including all work and materials necessary therefor and incidental thereto.	\$200,000	\$190,000	20 years
f) Improvements to stormwater pumps, consisting of replacement piping, inlets and manholes as well as roadway improvements relating thereto, including all work and materials necessary therefor and incidental thereto.	\$250,000	\$237,500	15 years
g) The acquisition of equipment for the Public Works and Lifeguard Departments, including but not limited to loaders, street sweepers, stake body and utility trucks and beach maintenance and beach safety vehicles, including all related costs and expenditures incidental thereto.	\$145,000	\$137,750	5 years
h) Oceanfront Bulkhead improvements on street ends, including all roadway and drainage repair work and materials necessary therefor and incidental thereto.	\$ <u>75,000</u>	\$ <u>71,250</u>	10 years
TOTALS	\$ <u>1,970,000</u>	\$ <u>1,871,500</u>	•

- Section 6. The following additional matters are hereby determined, declared, recited and stated:
- (a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Borough may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.76 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,871,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.
- (d) An aggregate amount not exceeding \$394,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.
- Section 7. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.



Borough of Longport Commission Meeting Minutes

1/2/2013 4:30 PM WORKSHOP/ 5 PM PUBLIC SESSION Longport Borough Hall

The DOWNBEACH CURRENT and the PRESS OF ATLANTIC CITY were notified of this meeting and a copy of the notice is posted on the bulletin board in Borough Hall.

4:30 PM WORKSHOP called to order

In Attendance: Mayor Nicholas Russo, Commissioner Dan Lawler, Commissioner James P. Leeds, Sr., Richard Carter, Pat Agnellini, Emilia Strawder, Jenna Kelly The Mayor began the workshop session with a discussion regarding the vending machines throughout the Borough. The Mayor requested the number of machines in the Borough and who benefits from the profits.

The Mayor stated that a meeting will be held tomorrow in Margate regarding the FEMA map. The maps are advisory only and have not been adopted.

Commissioner Leeds reported that there are three (3) rental pieces on site for storm cleanup. Prices are needed to be obtained for a new street sweeper. The Mayor asked Mr. Carter if the State had been contacted regarding Shorefront Protection. Estimated damage to the Borough by Super Storm Sandy is \$17,500,000.00. The Mayor reported that every public building was damaged, at least 35 beach front homes were affected, 35 bay front homes were damaged, 150-200 homes on the North side of the Borough, beach steps, jetties, street ends and bulkheads were all affected. Commissioner Lawler asked about the status of the bulkheads and Mr. Carter stated that the paperwork is being completed to be submitted to FEMA for further processing.

With no further matters to discuss, Commissioner Leeds made motion to adjourn the workshop session. The motion was seconded by Commissioner Lawler. MOTION APPROVED.

5 PM REGULAR SESSION

Flag Salute, Call to order, Sunshine Notice, Roll Call

Public Announcements (fire exits, public speaking)

<u>Approval / Minutes of the 12/19/12 Commission meeting</u> –Commissioner Leeds made motion to accept the minutes of 12/19/12 meeting. Motion was seconded by Commissioner Lawler. ALL AYES- motion approved.

<u>PUBLIC COMMENT ON AGENDA ITEMS</u>- no questions or concerns from the public <u>ORDINANCES – 2^{ND} READING/PUBLIC COMMENT</u>

- (2ND READING FOR O2012-19 has been tabled for 1/16/2013)
- O2012-20 Bond Ordinance Providing for Various Capital Improvements
- BE IT ORDAINED BY THE BOROUGH BOARD OF COMMISSIONERS OF

THE BOROUGH OF LONGPORT, IN THE COUNTY OF ATLANTIC, NEW

JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

- Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Longport, in the County of Atlantic, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,970,000, including the aggregate sum of \$98,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.
- Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,871,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.
- Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of

bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	Period of Usefulness
\$250,000	\$237,500	10 years
\$990,000	\$940,500	15 years
\$10,000	\$9,500	5 years
\$50,000	\$47.500	10 years
	\$250,000 \$990,000	Appropriation and Estimated Cost Maximum Amount of Bonds or Notes \$250,000 \$237,500 \$990,000 \$940,500 \$10,000 \$9,500

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or Notes	Period of <u>Usefulness</u>
e) Drainage improvements relating to Roadway Grant Work on Winchester, 31 st and 34 th Avenues, including all work and materials necessary therefor and incidental thereto.	\$200,000	\$190,000	20 years
f) Improvements to stormwater pumps, consisting of replacement piping, inlets and manholes as well as roadway improvements relating thereto, including all work and materials necessary therefor and incidental thereto.	\$250,000	\$237,500	15 years
g) The acquisition of equipment for the Public Works and Lifeguard Departments, including but not limited to loaders, street sweepers, stake body and utility trucks and beach maintenance and beach safety vehicles, including all related costs and expenditures incidental thereto.	\$145,000	\$137,750	5 years
h) Oceanfront Bulkhead improvements on street ends, including all roadway and drainage repair work and materials necessary therefor and incidental thereto.	\$ <u>75,000</u>	\$ <u>71,250</u>	10 years
TOTALS	\$ <u>1,970,000</u>	\$ <u>1,871,500</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at

such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery The chief financial officer is directed to report in writing to the thereof. governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

- budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.
- Section 6. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Borough may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.76 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,871,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.
- (d) An aggregate amount not exceeding \$394,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.
- Section 7. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.
- Section 8. Certain of the appropriations authorized herein are in connection with projects that are or have received grants. Such appropriations are in addition to or are matching funds to such grants. Any such grant moneys received for the purposes described in Section 3 hereof shall be applied to direct payment of the cost of the improvements in addition to the amounts appropriated herein.
- Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.
- Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real

property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Mayor stated it is a bond that was considered some time ago to include addressing the drainage on 34th Ave/bayside and various other projects. The public was asked if anyone had any questions or comments. With no questions or comments from the public, Commissioner Lawler made motion to approve O2012-20 and seconded by Commissioner Leeds. ROLL CALL: Russo, YES-Leeds-YES, Lawler-YES

ORDINANCES- 1ST READING/INTRODUCTION (2ND READING 1/2/13)

• O2013-01 Amending Chapter 82-8 Dogs on Beaches

BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT that:

82-8 Dogs on Beaches

- A. Summer Rule: Dogs are not permitted on Longport Beaches fronting that Atlantic Ocean during lifeguard season
- B. Winter Rule: Dogs are not permitted on Longport Beach after lifeguard season ends until it begins again, provided that the dog is securely fastened to a leash and accompanied by and under control of some person.

SHALL BE AMENDED TO READ

82-8 Dogs on Beaches

- A. Summer Rule: Commencing on and to include May 1st and continue to and include September 30th, dogs ARE NOT permitted on Longport beaches fronting the Atlantic Ocean.
- B. Winter Rule: Commencing October 1st and continue through April 30th, dogs ARE permitted on Longport beaches provided that the dog is securely fastened to a leash and accompanied by and under control of some person.

THIS ORDINANCE WILL TAKE EFFECT IMMEDIATELY UPON PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

The Mayor explained that specific dates as to when dogs are and are not allowed on the beach were needed on the ordinance in order to avoid any confusion. Commissioner Lawler made motion to approve the first reading and the motion was seconded by Mayor Russo. ALL AYES

RESOLUTIONS

• R2013-01 A Resolution Authorizing a Cash Management Plan

WHEREAS, it is the desire of the governing body to adopt a cash management plan to comply with the requirements of NJSA 40A:5-14 and to provide a guide to municipal officials and employees in carrying out their duties concerning the receipt and disbursement of all funds of the municipality.

WHEREAS, the following requirement shall be adhered to:

I. Statement of Purpose

The Cash Management Plan is prepared pursuant to the provisions of NJSA 40A:5-14 in order to set forth the basis for the deposit and investment of certain public funds of the Borough of Longport, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits, Transfers and the Permitted Investments will be done to insure the safety, liquidity, and the maximum investment return within such limits. The Plan is intended to insure

that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. Authorized Depositories

The Municipality shall annually designate the legal depositories, funds in certificates of deposits, and other time deposits in banks by resolution in accordance with NJSA 40A: 5-15.1, that must be covered by the Governmental Unit Depository Protection Act, NJSA 17:9-14 et seq. (GUDPA). The Municipality is also authorized to invest its assets in the New Jersey Cash Management Fund and the New Jersey Asset and Rebate Management program. This resolution may be amended or supplemented from time to time, as the Municipality deems necessary. Such resolution shall be deemed a part of the Cash Management Plan.

III. Authorized Signatures

The Municipality shall annually establish by resolution and adopted at its annual reorganization meeting the required signatories to all bank accounts.

IV. Identification of Funds and Accounts to be Covered by the Plan

The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough of Longport:

Current Fund Utility Fund

The following funds shall not be required to be maintained in interest bearing accounts:

Change Funds
Petty Cash Funds
Payroll Funds

Trust Funds – to the extent that the deposit of such funds to an interest bearing account would require by law the payment of interest to the provider of funds.

Checking Accounts – established for the express purpose of paying bills approved by the governing body. The balances in these funds shall be kept at the minimum amount required for the orderly operation of the account.

Compensating Balances – maintained for the purpose of obtaining specific services from financial institutions. Such accounts shall be established only under terms of written agreements approved by the governing body.

<u>V. Designation of Officials of the Borough of Longport Authorized to Make Deposits, Transfers</u> and Investments Under the Plan.

The Chief Financial Officer of The Borough of Longport and the CFO's designee are hereby authorized and directed to deposit, transfer and/or invest the funds referred to in the Plan. The CFO or CFO designee shall each have the authority to transfer and invest funds in excess of requirement in accordance with this plan in insured obligations, overnight repurchase agreements, collateralized repurchase agreements and certificates of deposit with eligible public depositories qualified by this plan.

In the absence of the Chief Finance Officer, the CFO's designee is authorized to transfer required funds to the payroll and checking accounts for the purposes of, and to the extent necessary for, issuance of required payroll and payment of claims and payables.

Prior to making any such Deposits, Transfers, or any Permitted Investments, such officials of the Borough of Longport are directed to supply to all active depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan.

No municipal funds shall be disbursed by any municipal official prior to approval of the governing body except for:

Debt Service payments

Investments and\or Transfers to\from Longport Current, Utility or Trust Funds.

Payroll turnovers to agencies

Discount vouchers or immediate needs

Debt Service payments, discount vouchers and immediate needs must be ratified after payment.

VI. Responsibilities

The Chief Finance Officer or Designee of the Chief Finance Officer:

- a. Shall ensure that all funds held by the Borough are safeguarded in accordance with these procedures and applicable law.
- b. Shall maximize the Borough's interest income by prudently investing funds in excess of immediate needs in assets providing a high level of security for both principal and interest earnings, and in accordance with the rules and regulations of the State of New Jersey and the Borough's Bond Documents.
- c. Shall maintain records of all Borough bank accounts, investments, and certificate of deposits.
- d. Shall insure adequate separation of duties between authority to transfer or invest funds and the responsibility for recording in, accounting for and reconciling the Borough's ledgers and other books of account.
- e. Shall provide a monthly report that provides the summary of financial balances for revenues and appropriations.
- f. Shall provide a report that summarizes investment made or redeemed in the past month, each organization holding local unit funds, and the amount of securities purchased or sold, class or type of securities purchased, book value, earned income, fees incurred, and market value of all investments as of the report date, and any other information that the governing body may request or the CFO deems prudent to report.

VII. Liability

Provided that local unit funds are deposited or invested as designated or authorized by this cash management plan, the Chief Financial Officer and the CFO designee is relieved of any liability for any loss of such moneys due to the insolvency or closing of any depository designated by, or for the decrease in value of any investment authorized by, the cash management plan.

VIII. Audit

This plan, and all matters pertaining to the implementation of it, shall be subject to the Municipality's annual audit.

NOW, THEREFORE, BE IT RESOLVED, that the above cash management plan be adopted by the governing body of the Borough of Longport, effective for the 2011 calendar year.

Commissioner Lawler made motion to approve and seconded by Commissioner Leeds. APPROVED

R2013-02 A Resolution Appointing a Risk Management Consultant

WHEREAS, the BOROUGH OF LONGPORT is a member of the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund, and;

WHEREAS, the Bylaws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the Bylaws and;

WHEREAS, the Bylaws indicate a fee not to exceed \$5900 per year of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body and;

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the Governing Body of the BOROUGH OF LONGPORT does hereby appoint **DAVID F. MILLER, C.J.ADAMS CO** as its Risk Management Consultant in accordance with 40A:11-5 and;

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a), (i).

Commissioner Lawler made motion to approve and seconded by Mayor Russo. APPROVED

• R2013-03 Temporary Budget for Year 2013

WHEREAS, the total appropriations in the 2012 budget exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance is the sum of \$5,844,355.11 in the Current Fund and \$929,320.00 in the Water/Sewer Utility Fund;

WHEREAS, twenty six and one quarter percent (26.25%) of the total appropriations in the 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2013 budget is the sum of \$1,534,143.22 for the Current Fund and \$243,964.50 for the Water/Sewer Utility Fund;

THEREFORE, BE IT RESOLVED that the following appropriations shall constitute the temporary current and water and sewer budgets of the Borough of Longport for 2013:

CURRENT FUND

General Admin	OE	5,000
Human Resources	SW	9,180
Human Resources	OE	3,500
Mayor & Commissioners	SW	8,500
Mayor & Commissioners	OE	2,500
Clerk	SW	22,000
Clerk	OE	10,000
Finance	SW	9,180
Finance	OE	3,500
Audit		28,500
Data Processing		2,000
Tax Collection	SW	10,500
Tax Collection	OE	3,000
Tax Assessment	SW	5,100
Tax Assessment	OE	3,500
Legal	OE	45,000
Engineer	OE .	24,000
Land Use	SW	2,700
Land Use	OE	3,500
Uniform Construction	SW	50,000
Uniform Construction	OE	5,000
Other Code Enforcement	SW	500
Other Code Enforcement	OE	1000
Liability Insurance		55,000
Joint Insurance Fund		3,000
Workers Compensation		65,000
Group Insurance		130,883.22
Health Benefit Waiver		2400
Police	SW	444,000
Police	OE	35,000

Dispatch	SW	70,000
Emergency Mgmt	SW	500
Emergency Mgt	OE	500
Community Rating System	SW	500
Community Rating System	OE	500
Fire	SW	9,000
Fire	OE	8,000
Prosecutor	SW	2,500
Public Works	SW	91,800
Public Works	OE	18,000
Solid Waste Collection		51,000
Solid Waste Tip Fees		20,000
Buildings & Grounds	OE	26,000
Animal Control	OE	5,400
Recreation	SW	1,000
Recreation	OE	4,000
Parks	OE	5,000
Beach	SW	6,000
Beach	OE	3,000
Beach Control	OE	4,000
Electric		42,000
Street Lights		23,000
Telephone		8,000
Natural Gas		15,000
Fuel		18,000
Social Security		60,000
Municipal Court	SW	45,000
Municipal Court	OE	2,000
Public Defender	SW	1,500
Subtotal Current Fund	•	1,534,143.22
Debt Service		
Bond Payment		
Bond Interest		55,000.00
Loan Repayment		50,000.00
Subtotal Debt Service		105,000.00
Total Current Fund		1,639,143.22
Total Outfort Lund		1,000,140.22

UTILITY FUND

Utility	SW	118,964.25
Utility	OE	111,000.25
Social Security		14,000.00
Subtotal Utility Fund		243,964.50
Debt Service		
Bond Payment		
Bond Interest		
Subtotal Debt Service		
Total Utility	_	243,964.50

Commissioner Lawler made motion to approve and seconded by Commissioner Leeds. APPROVED

 R2013-04 A Resolution Designating Depository Banks for Funds of the Borough of Longport and Authorizing Officials of the Borough to Sign Necessary Banking Documents.

WHEREAS, it is necessary for the efficient conduct of the business of the Borough of Longport that suitable banks and institutions be designated as official investment\depositories of the Borough; and NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Longport as follows: That the banks and institutions listed below, any branches of same whether or not specifically listed by location, and/or their successors in the event of merger or acquisition of any such institution by another, be and hereby are designated as official depositories or investment banks of the funds of the Borough of Longport

NAME	ADDRESS
BANK OF AMERICA	2900 Atlantic Ave, Atlantic City, NJ
CAPE SAVINGS BANK	7806 Ventnor Ave, Margate, NJ
TD BANK	1120 Tilton Road, Northfield, NJ
CROWN BANK	100 New Road, Linwood, NJ
FIRST NATIONAL BANK OF ABSECON	2201 New Road, Northfield, NJ
FOX CHASE BANK	6059 Black Horse Pike, Egg Harbor Twp, NJ
HUDSON UNITED BANK	3219 Atlantic Brigantine Blvd, Brigantine, NJ
MINOTOLA NATIONAL BANK	2106 New Road, Linwood, NJ
NEW JERSEY ASSET & REBATE	
MANAGEMENT PROGRAM	821 Alexander Road, Princeton, NJ
OCEAN CITY HOME BANK	9219 Atlantic Ave, Margate, NJ
SUSQUEHANNA PATRIOT BANK	2106 New Road, Ste B1, Linwood, NJ
PARKE BANK	501 Tilton Road, Northfield, NJ
PNC BANK	801 Boardwalk, Atlantic City, NJ
SELECT BANK	501 Zion Road, #9, Egg Harbor Twp, NJ
SUN NATION BANK	7903 Ventnor Ave, Margate, NJ
THE BANK	610 Mill Road, Absecon, NJ
WELLS FARGO BANK	1301 Atlantic Ave, Atlantic City, NJ
MERRILL LYNCH WEALTH MANAGEMENT	3100 Hingston Ave, Egg Harbor Twp, NJ
UBS FINANCIAL SERVICES	1337 Tilton Road, Northfield, NJ

New Jersey Asset & Rebate Management Program (NJ/ARM), to the extent authorized pursuant to applicable bond resolutions and the provisions of the New Jersey Arbitrage Rebate Management Trust Agreement associated therewith.

New Jersey Class Program (CLASS), to the extent authorized pursuant to applicable bond resolutions and the provisions of the New Jersey CLASS program.

State of New Jersey Cash Management Fund

That checks drawn on any account in which the Borough's funds are deposited hereunder be negotiable only upon signature by each of the following duly appointed or elected officials of the Borough for their terms of office. Chief Financial Officer; Clerk of the Borough; Mayor of the Borough, and Commissioners of the Borough. Each of said officials of the Borough be and hereby is authorized to execute checks drawn on such accounts, provided that at all times, one of the required signatures for signing checks consist of the Chief Financial Officer or the Borough Clerk.

The Chief Financial Officer of the Borough be and hereby is authorized to execute such documents as may be necessary to open accounts in such institutions on the Borough's behalf. The Chief Financial Officer of his or her designee is authorized to effectuate any transfer of funds as required for the payment of debt service, immediate need payments, payroll, and regular payments approved by Commissioners at their formal commission meeting.

4. This resolution shall take effect only upon review and approval by the Borough of Longport Commissioners.

Commissioner Lawler made motion to approve and seconded by Mayor Russo. APPROVED

• R2013-05 A Resolution Appointing a Municipal Auditor 2013

WHEREAS, the Borough of Longport has the need for a Borough Auditor; and

WHEREAS, the local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Longport, in the County of Atlantic and the State of New Jersey, as follows:

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a one-year term commencing January 1, 2013 to December 31, 2013, as follows:

Description of Service: Municipal Auditor

Name of Professional: Ford-Scott & Associates

Michael Garcia, CPA,RMA

Cost: \$28,500 per year

- 2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough's Chief Financial Officer is annexed hereto.
- 3. A brief notice stating the nature, duration, service, reference to the contract regarding the amount and that this resolution and the contract are on file and available for public inspection in the borough of Longport Clerk's Office.
- 4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

Appointing Mike Garcia of Ford-Scott & Associates – Commissioner Lawler made motion to approve and seconded by Commissioner Leeds. APPROVED

R2013-06 Authorizing Transfer of Appropriations

WHEREAS, the Chief Financial Officer of the Borough of Longport deems that it is in the best interest of the Borough to transfer appropriations from the specific line items in the 2012 Current Funds; and

WHEREAS, transfers are permitted by N.J.S.A.40A:4;

NOW THEREFORE BE IT RESOLVED that the following transfers are made:

CURRENT FUND

FROM: TO:

Legal OE \$11,100 Tax Collection OE \$500

 Police
 SW
 \$6,100

 Police
 OE
 \$2,500

 Beach Guards
 SW
 \$2,000

Commissioner Lawler made motion to approve and seconded by Commissioner Leeds. APPROVED.

<u>BILL PAY LIST</u> - Commissioner Lawler asked if anyone from the public had any questions or concerns regarding the bill pay list. Hearing none, Commissioner Lawler made motion to approve the bill pay list and the motion was seconded by Mayor Russo. MOTION APPROVED. <u>COMMISSIONERS' REPORTS</u> The Mayor asked Bruce Funk to display the proposed FEMA map and explain it to the public. The map was received 12/24/12 and questions have been asked. Years ago, it flood areas were analyzed by FEMA and maps were developed. Longport designated "A" Zone with an elevation of 10 feet. 31st Ave from Pacific to Monmouth to Harding Ave in Margate is considered a "B" Zone which relates to a certain type of construction. A proposed change to elevation 12 feet and a change in the type of construction will be discussed at the meeting tomorrow in Margate.

<u>PUBLIC COMMENT</u> – A three minute per person public speaking session to allow anyone interested in addressing the Governing Body on matters regarding the Borough of Longport. A representative from AJ Hope and Healing introduced the support group to the Governing Body and left brochures for anyone needing crisis counseling from the aftermath of Super Storm Sandy.

<u>ADJOURNMENT-</u> With no further business to discuss, Commissioner Lawler made motion to adjourn the regular session. Commissioner Leeds seconded the motion. ALL AYES- Motion approved.

Time: 5:20 pm	
Emilia R. Strawder, RMC Municipal Clerk	Mayor Nicholas M. Russo
	Commissioner James P. Leeds, Sr.
	Commissioner Daniel Lawler