

**BOROUGH OF OCEAN GATE**

**COUNCIL WORKSHOP AGENDA**

**June 3, 2020**

**CALL TO ORDER:**

**SUNSHINE STATEMENT:** Notice of this meeting was advertised in the Asbury Park Press issue of April 25, 2020 and posted in the Municipal Office Building, Adrian Hall and the Ocean Gate Post Office.

**SALUTE TO THE FLAG AND MOMENT OF SILENCE**

**ROLL CALL:** Mayor Kennedy, Council President Kendrick, Councilwoman Nicastro, Councilman Haug, Councilman Martinez, Councilwoman Padham-Iaria, Councilman Livingston.

**PRIVILEGE OF THE FLOOR LIMITED TO 3 MINUTES (AGENDA OR NON-AGENDA)**

Report of James Gluck, Municipal Attorney

**REPORT OF MAYOR KENNEDY**

**CORRESPONDENCE**

**REPORTS OF COUNCIL**

Council President Kendrick  
Councilwoman Nicastro  
Councilman Haug  
Councilman Martinez  
Councilwoman Padham-Iaria  
Councilman Livingston

**ORDINANCE 634-20 AN ORDINANCE OF THE BOROUGH OF OCEAN GATE, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE BOROUGH OF OCEAN GATE AND APPROPRIATING \$687,210 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$451,449.50 IN BONDS OR NOTES OF THE BOROUGH OF OCEAN GATE TO FINANCE THE SAME**

Motion to introduce ord. 634-20: \_\_\_\_\_ Second: \_\_\_\_\_  
Roll call vote: Kendrick, Nicastro, Haug, Martinez, Padham-Iaria, Livingston

**PRIVILEGE OF THE FLOOR LIMITED TO 3 MINUTES (AGENDA ITEMS ONLY):**

**CONSENT AGENDA**

The items listed below are considered to be routine by the Borough of Ocean Gate and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_  
Roll call vote: Kendrick, Nicastro, Haug, Martinez, Padham-Iaria, Livingston

RESOLUTION 2020-115 Free Beach Passes to Active Members OGF, OGEMS and OGOEM  
RESOLUTION 2020-116 Hiring Seasonal Employees  
RESOLUTION 2020-117 Approval of Membership in Volunteer Fire Company  
RESOLUTION 2020-118 Payment of Bills

**Motion to adjourn:**

Motion: \_\_\_\_\_ Second: \_\_\_\_\_

Roll call vote: Kendrick, Nicastro, Haug, Martinez, Padham-Iaria, Livingston

**ORDINANCE 634-20**

**AN ORDINANCE OF THE BOROUGH OF OCEAN GATE,  
IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING  
FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER  
RELATED EXPENSES IN AND FOR THE BOROUGH OF  
OCEAN GATE AND APPROPRIATING \$687,210  
THEREFOR, AND PROVIDING FOR THE ISSUANCE OF  
\$451,449.50 IN BONDS OR NOTES OF THE BOROUGH OF  
OCEAN GATE TO FINANCE THE SAME.**

BE IT ORDAINED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF OCEAN GATE, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Borough of Ocean Gate, in the County of Ocean, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$687,210 and including the sum of \$212,000 grant funds expected to be received from the New Jersey Department of Transportation, and the aggregate sum of \$23,760.50 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 or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$451,449.50 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes,

negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (1) Purpose: Updating multiple desk top computers, routers, servers, hard drives for the Borough Police Department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$5,760
<u>Amount of Bonds or Notes:</u>	\$5,472
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 288

- (2) Purpose: Replacement of Permit Package, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$9,250
<u>Maximum Amount of Bonds or Notes:</u>	\$8,787.50
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 462.50

- (3) Purpose: Radio Update for the Borough Fire Department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$115,000
<u>Amount of Bonds or Notes:</u>	\$109,250
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 5,750

- (4) Purpose: Acquisition of Beach Skid/Machine and attachments, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$40,000
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<u>Amount of Bonds or Notes:</u>	\$38,000
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 2,000

(5) Purpose: Mill and resurface of basketball, tennis and pickle ball courts, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$275,000
<u>Amount of Bonds or Notes:</u>	\$261,250
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$13,750

(6) Purpose: Curb and bike path construction along Arverne Avenue, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$232,200
<u>Amount of Bonds or Notes:</u>	\$19,190
<u>Period or Average Period of Usefulness:</u>	10 years
<u>NJDOT Grant</u>	\$212,000
<u>Amount of Down Payment:</u>	\$ 1,010

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

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 bond 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 N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond 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.

Section 5. The capital budget or temporary capital budget, as applicable of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget, as applicable and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Borough may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.42 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 \$451,449.50 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$110,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Borough reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the

obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is 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 9. After passage upon first reading of this bond ordinance, the Borough Clerk is hereby directed to publish the full text of the bond, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections) or in summary form, at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The Borough Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the Borough Council, the Borough Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections) or in summary form, at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The Borough Council of the Borough hereby covenants on behalf of the Borough to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the



Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**INTRODUCED:**

**ADOPTED:**

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Ileana Vazquez-Gallipoli, R.M.C.  
Municipal Clerk

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Paul J. Kennedy, Mayor

**RESOLUTION 2020-115**

**FREE BEACH PASSES TO ACTIVE MEMBERS OF THE FIRE COMPANY,  
FIRST AID SQUAD, AND STAFF OF OFFICE OF EMERGENCY  
MANAGEMENT**

**WHEREAS**, the Borough of Ocean Gate is fortunate to have dedicated men and women serving as volunteers in the capacity of lifesaving emergency services; and

**WHEREAS**, the Borough Council of the Borough of Ocean Gate would like to demonstrate their appreciation to these dedicated citizens of our municipality.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Ocean Gate, County of Ocean, State of New Jersey, that one (1) beach pass shall be given free of charge to each active member of the Ocean Gate Fire Company, First Aid Squad, and Staff of the Office of Emergency Management. The maximum per household is two (2) free beach passes.

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

1. Fred Ebenue, Chief Financial Officer
2. Ocean Gate Fire Company
3. Ocean Gate First Aid
4. Coordinator, Office of Emergency Management

**CERTIFICATION**

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on June 3, 2020.

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Ileana Vazquez-Gallipoli, RMC, CMR  
Municipal Clerk

**BE IT FURTHER RESOLVED**, that the Clerk shall forward a certified copy of this resolution to the following:

1. Fred Ebenau, Chief Financial Officer
2. Personnel file
3. All applicants listed above.

**CERTIFICATION**

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on June 3, 2020.

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Ileana Vazquez-Gallipoli, RMC, CMR  
Municipal Clerk

**RESOLUTION 2020-116**

**HIRING SEASONAL EMPLOYEES – LIFEGUARD/BADGE CHECKERS**

**WHEREAS**, the following persons have completed employment applications for the positions of Lifeguard/Badge Checkers in the Borough of Ocean Gate; and

**BE IT NOW RESOLVED**, by the Borough Council of the Borough of Ocean Gate that the hiring of the following seasonal employees is hereby approved effective June 15, 2020. All Lifeguard applicants are certified as lifeguards as well as First Aid and CPR.

<b><u>POSITION</u></b>	<b><u>NAME</u></b>	<b><u>HOURLY RATE OF PAY</u></b>
Lifeguards	Jared Morris	\$12.00
	Emily Kalman	\$12.00
	Jacob Haug	\$12.00
	Antonia Gargano	\$12.00
	Gabriella Gmeiner	\$12.00
	Emma Haug	\$10.60
	Haidyn Gilmore	\$10.60
	Ryanne McShafrey	\$12.00
	Emma Gumbrecht	\$12.00
	Gianna Guadagno	\$10.60
Supervisor/Badge Checker	Isabella Gluck	\$12.00
Badge Checkers	Cailey Ellen Hudnut	\$10.30
	Alex Heinrich	\$10.30
	Jake Pauero	\$10.30
	Ethan Krempel	\$10.30
	David Kroon	\$10.30
	Sadie Zandman	\$10.30
	Isabella Alter	\$10.30
	Emily Danelson	\$10.30
	Ravyn Meyers	\$10.30

**BE IT ALSO RESOLVED**, that the foregoing seasonal employees are not entitled to benefits, sick time or vacation time.

**BE IT FURTHER RESOLVED**, that the Clerk shall forward a certified copy of this resolution to the following:

1. Fred Ebenau, Chief Financial Officer
2. Personnel file
3. All applicants listed above.

**CERTIFICATION**

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on June 3, 2020.

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Ileana Vazquez-Gallipoli, RMC, CMR  
Municipal Clerk

**RESOLUTION 2020-117**

**APPROVAL OF MEMBERSHIP IN THE OCEAN GATE  
VOLUNTEER FIRE COMPANY**

**WHEREAS, Samuel A. Serxner** has made application for membership in the Ocean Gate Volunteer Fire Company; and

**WHEREAS,** this application for membership has been approved by the members of the Ocean Gate Volunteer Fire Company;

**NOW, THEREFORE, BE IT RESOLVED,** by the Borough Council of the Borough of Ocean Gate, County of Ocean, State of New Jersey, that said application for membership in the Ocean Gate Volunteer Fire Company by Samuel A. Serxner is hereby approved.

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

1. Samuel A. Serxner
2. Chief Murray

**CERTIFICATION**

I, Ileana Vazquez-Gallipoli Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on June 3, 2020.

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Ileana Vazquez-Gallipoli, RMC, CMR  
Municipal Clerk

**RESOLUTION 2020-118**

**AUTHORIZATION FOR PAYMENT OF BILLS**

WHEREAS, the Borough Council has carefully examined all vouchers presented to the Borough for payment of claims; and

WHEREAS, after due consideration of said vouchers, the Borough Council has approved the payment of same; and

WHEREAS, the Chief Financial Officer has certified that the bill list has been audited and is in order for payment and funds totaling \$270,028.90 available in the respective accounts as set forth below;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Ocean Gate, County of Ocean, as follows:

1. The said approved 2020 vouchers amounting to the sum of \$270,028.90 and the same are hereby authorized to be paid on June 3, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk be, and is hereby directed to file the bill list in the Municipal Clerk's Office.

**CERTIFICATION**

I, Ileana Vazquez-Gallipoli Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on June 3, 2020.

\_\_\_\_\_  
Ileana Vazquez-Gallipoli, RMC, CMR  
Municipal Clerk