



# ***Borough of Seaside Park Mayor & Borough Council***

MEETING AGENDA

7:00 P.M.

September 22, 2011

- 1) Call to Order.
- 2) Statement of Compliance with the Open Public Meetings Act.

*"In accordance with the requirements of New Jersey's Open Public Meetings Act, public notice of this regular meeting was filed in the Office of the Seaside Park Borough Clerk; posted on the Bulletin Board located in the Municipal Building; and forwarded to the Asbury Park Press, Star-Ledger and Ocean Star and to all persons requesting notice and providing self-addressed, postage-paid envelopes."*
- 3) Announcements.
- 4) Silent Prayer and Pledge of Allegiance.
- 5) Roll Call.
- 6) Approval of Minutes: Work Session Meeting: August 4, 2011; Executive Session: August 4, 2011; Regular Meeting: August 11, 2011; Executive Session: August 11, 2011; Regular Meeting: August 25, 2011.
- 7) Scheduled Public Hearings:
  - a. Second and final reading of Ordinance No.1577 entitled:  
ORDINANCE NO. 1577 AMENDING CHAPTER 76 'VEHICLE & TRAFFIC'" as it pertains to handicap parking.
  - b. Second and final reading of Ordinance No.1578 entitled:  
ORDINANCE NO. 1578 AMENDING CHAPTER 61 "PERSONNEL".
- 8) Resolution amending the 2011 Capital Budget.
- 9) Proposed Ordinance Introduction.
  - a. BOND ORDINANCE NO. 1579 PROVIDING FOR THE PURCHASE OF TWO LIGHT DUTY TRUCKS AND APPROPRIATING \$47,169.00 THEREFOR AUTHORIZED BY THE BOROUGH OF SEASIDE PARK.
- 10) Resolutions.
  - a. Approval of bill list for the period September 9, 2011 thru September 22, 2011.
  - b. Authorizing cancellation of Accumulated Leave Compensation Balances and transfer to Sick Reserve.
  - c. Authorizing agreement with certain State Contract Vendors for 2011.
  - d. Authorizing the Implementation of the Pension and Health Benefits Reform Chapter 78.
  - e. Approval of funds from Ocean County Pump-Out Boat Program.
  - f. Authorizing Construction Management Services for Phase 2 Water System Improvements Project.
  - g. Authorizing Construction Management Services for Phase 2 Sewer System Improvements Project.
  - h. Authorizing Change Order No. 3 for Phase I Water Main Distribution & Sanitary Sewer Project.
  - i. Authorizing Change Order No. 4 for Phase I Water Main Distribution & Sanitary Sewer Project.
  - j. Approving designated Raffle License Application.
  - k. Authorizing renewal of membership in the Ocean County Municipal Joint Insurance Fund.
  - l. Authorizing shared services agreement with CRHS for Technology/Energy Specialist.
  - m. Authorizing Change Order No. 1 for Bathhouse Renovations.

- 11) Committee Reports & Announcements.
- 12) Public Comments.
- 13) Executive Session.
- 14) Adjournment.

**SEASIDE PARK BOROUGH COUNCIL**

The Work Session of the Borough Council of the Borough of Seaside Park was called to order at 7:00 p.m. on August 4, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park, Mayor Thomas Connors presiding.

*"In accordance with the requirements of New Jersey's Open Public Meetings Act, public notice of this meeting was included in the required Annual Meeting Notice which was filed in the Office of the Seaside Park Borough Clerk; posted on the Bulletin Board located in the Municipal Building; and forwarded to the Ashbury Park Press, the Ocean Star, and to all persons requesting notice and providing self-addressed, postage-paid envelopes."*

**Roll Call:**

Present:  
Thomas Connors, Mayor  
David Meyer, Council President  
Jack Moyses  
Andrew Kelly  
Jason Martucci  
Nancy Koury  
Michael Tierney

Absent:  
None

Also Attending:  
Bob Martucci, Borough Administrator  
Karen Barna, Borough Clerk  
Police Lieutenant Larkin

Mr. Tierney commented the 2012 Capital Budget was distributed to department heads. It is due back by August 19<sup>th</sup>, reviewed by the Administrator by August 23<sup>rd</sup>, CFO's review by August 26<sup>th</sup>, Operations review by September 7<sup>th</sup>, Finance Committee's review by September 14<sup>th</sup>, approval by September 30<sup>th</sup>.

The Council reviewed the "Use of Boro Facilities". Requests were approved with the following comments:

Mr. Martucci commented Item No. 2 was reviewed with Lt. Larkin. The Council declined approval as they felt blocking half of D Street will be a safety factor. Item No. 8 will be approved for a beach party but will stipulate bon fires are no longer allowed.

Council reviewed the request for a bulk trash refund. Mr. Martucci commented the items were picked up before the sticker was used and the property owner felt a refund was in order. Council felt there was no need to refund as she will be able to use the sticker at a later time.

Mr. Martucci commented on the requests for a memorial for a loved one. It may be possible at a later time when the memorial clock is installed.

Ms. Koury commented on the correspondence from Mr. Garrity regarding a combination land use board.

Mr. Tierney commented he, Mr. Kelly, and Mr. Martucci have volunteered to handle the PBA 2012 contract negotiations.

Mr. Martucci reported he will pursue grants available from NJDOT.

There were no public comments.

Resolution No. 2011-307 was presented by Mr. Meyer, seconded by Mr. Kelly, to enter into Executive Session for litigation, by the following vote:

In favor: Mr. Martucci, Mr. Kelly, Mr. Meyer, Ms. Koury, Mr. Moyses, Mr. Tierney.

The Council reconvened into Open Session at 7:20 pm.

Mr. Martucci commented this will be a second request to advertise for professional services. Resolution No. 2011-308: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING COMPETITIVE CONTRACTING FOR MANAGEMENT CONSULTING SERVICES.

Motion for approval made by Mr. Meyer seconded by Mr. Kelly.

For: Mr. Tierney, Mr. Kelly, Mr. Meyer, Mr. Moyses, Mr. Martucci, Ms. Koury.  
MOTION CARRIED.

**Adjournment.**

There being no further business, the meeting was adjourned at 7:26 p.m. by unanimous vote of the Council.

Approved:

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Karen Barna, RMC  
Borough Clerk

**SEASIDE PARK BOROUGH COUNCIL**

An Executive (Closed) Session of the Mayor and Borough Council of the Borough of Seaside Park was called to order at 7:19 p.m. on Thursday, August 4, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Mayor Connors presiding.

Roll Call:

Present:  
Thomas Connors, Mayor  
David Meyer, Council President  
Jack Moyses  
Andrew Kelly  
Jason Martucci  
Nancy Koury  
Michael Tierney

Absent:  
None.

Also Attending:  
Robert Martucci, Borough Administrator  
Karen Barna, Borough Clerk

Council discussed the prior RFP issued for consultant management services. Mr. Martucci reported no bids were received.

Session was adjourned at 7:19 p.m. with no action taken.

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Karen Barna, RMC  
Borough Clerk

**SEASIDE PARK BOROUGH COUNCIL**

The Regular Meeting of the Borough Council of the Borough of Seaside Park was called to order at 7:00 p.m. on Thursday, August 11, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Mayor Thomas E. Connors presiding.

Borough Clerk Barna read the following statement for inclusion in the meeting minutes:

*"In accordance with the requirements of New Jersey's Open Public Meetings Act, public notice of this meeting was included in the required Annual Meeting Notice which was filed in the Office of the Seaside Park Borough Clerk, posted on the Bulletin Board located in the Municipal Building; and forwarded to the Ashbury Park Press, the Ocean Star and to all persons requesting notice and providing self-addressed, postage-paid envelopes."*

Mayor Connors asked all to stand for a moment of silence and led the Pledge of Allegiance remembering those who serve in the Armed Forces to protect our country.

**Roll Call:**

Present:  
Thomas Connors, Mayor  
David Meyer, Council President  
Jack Moyses  
Andrew Kelly  
Jason Martucci  
Nancy Koury  
Michael Tierney

Absent:  
None

Also Attending:  
Steven Zabarsky, Borough Attorney  
Bob Martucci, Borough Administrator  
Karen Barna, Borough Clerk  
Police Lieutenant Larkin

On a motion by Mr. Meyer, seconded by Mr. Kelly, the minutes of the Work Session Meeting: July 7, 2011; Executive Session: July 7, 2011; Special Meeting July 13, 2011; Executive Session: July 13, 2011, were approved, by the following vote:

For: Mr. Tierney, Mr. Kelly, Mr. Meyer, Mr. Moyses, Mr. Martucci, Ms. Koury.

**Proposed Ordinance Introduction:**

AN ORDINANCE AMENDING ORDINANCE NO. 1522 DETERMINING SALARIES TO BE PAID TO DESIGNATED EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT.

Motion for approval made by Mr. Meyer seconded by Mr. Kelly.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.  
MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2011-309: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD July 29, 2011 TO August 11, 2011.

Resolution No. 2011-310: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING A TEN DAY GRACE PERIOD FOR PAYMENT OF TAXES DURING THE YEAR 2011.

Resolution No. 2011-311: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CANCELLATION OF DESIGNATED TAX SALE CERTIFICATE.

Resolution No. 2011-312: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 3 TO CLYDE LATTIMER CONSTRUCTION COMPANY FOR WELL 10 UPGRADES.

Resolution No. 2011-313: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING A SEASONAL EMPLOYEE FOR THE BEACH PATROL.

Resolution No. 2011-314: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING A SEASONAL EMPLOYEE FOR SUMMER RECREATION PROGRAM.

Resolution No. 2011-315: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE APPLICATION FOR A PRINCIPAL FORGIVENESS LOAN FROM THE NJEIT FINANCING PROGRAM.

Resolution No. 2011-316: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING PURCHASE OF STATE CONTRACT VENDOR – MOTOROLA SOLUTIONS INC.

Resolution No. 2011-317: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE TOWNSHIP OF MANCHESTER FOR THE USE OF THE MANCHESTER TOWNSHIP FIREARMS RANGE FACILITY AND PROPERTY.

Resolution No. 2011-318: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING USE OF BORO FACILITIES FOR NINTH AVENUE BEACH PARTY ON AUGUST 26, 2011.

Mayor Connors commented what the reason for Resolution No. 312 approving Change Order No. 3. Mr. Tierney commented when the finished product was inspected it was discovered electrical modifications were necessary. He will check for original bid documents. He further commented the CFO certified funds are available to finance this change order.

Public Comments:

Denise Koury, 33 Sixth Avenue, inquired what the original bid was for Resolution No. 312. Mr. Tierney will let her know.

Motion for approval of consent agenda was made by Mr. Meyer, seconded by Mr. Martucci.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Moyle, Ms. Koury.

Abstain: Mr. Moyle (Resolution No. 314).

MOTION CARRIED.

The following Council Committee Reports and Announcements were given.

Mr. Tierney reported the Finance Committee has reviewed and returned the insurance questionnaire to JIF regarding the staffing. He is hoping for a reduction from last year. The process for the sale of the Seascapes property is continuing. The Phase II Water/Sewer project is moving forward to go out to bid. Bids should be back by October 20<sup>th</sup>. That will determine how much will have to be borrowed for the project. Tax bills will be mailed out tomorrow.

Mr. Martucci reported he attended the regular monthly Environmental Advisory Committee meeting. A date for the 2012 Green Day Fair will be announced soon. Rain barrels have been installed at the Boro Hall. The Girl Scout Troop No. 2244 has planted a sustainable garden and created a booklet for their Silver Award project. He is investigating a company that has a herd of goats that eat invasive species such as poison ivy. This may be the answer for the bayfront.

Mr. Moyle thanked Ms. Koury for the help she provided to the Girl Scout Troop. Ms. Koury felt they did a good job with the flyer. The troop will be at next week's farmer's market to hand out the brochures.

Mr. Meyer reported the Boro received an award from the US Agriculture Department for the Seaside Park Farmer's Market. A special committee meeting was held regarding the animal house ordinance. Resident Moglia attended along with Lt. Larkin and Code Officer Linkevich. The committee hopes to improve the ordinance to identify houses in Seaside Park. New information and regulations will be included in the 2012 rental letter.

Lt. Larkin reported the police trailer is now empty and will be removed as soon as all wires are disconnected.

Mr. Moyle reported on proposed capital improvement projects.

Mr. Meyer reported the July police report for service is higher than last year.

Administrator Martucci reported court revenue year to date is up from 2010.

Mayor Connors proposed a procedure to bid out engineering projects above a certain dollar amount.

Mayor Connors read a proclamation from the Office of the Governor for Farmer's Market Week.

Mr. Meyer read the plaque received from the Ocean County Board of Chosen Freeholders in support of the Jersey Fresh Program.

Mayor Connors thanked all involved with the Farmer's Market.

### **Public Comments**

Paul Barna, 505 North Ocean Avenue, offered a positive comment regarding police dispatch as he called and received immediate response.

Mr. Meyers thanked the fire and first aid departments for their immediate response to the fire in Seaside Heights.

Roy Westcot, 103 South Main Street, South Toms River, inquired whether the hours changed in parking lots.

Lt. Larkin commented parking time limits have not changed.

MaryBeth Gorman, 126 N Street, felt the "no smoking" signs are too small as there are still many people smoking. Mayor Connors commented this year we are trying to get the word out on the no smoking ordinance. She also felt the boulders on Central Avenue are unsightly. Mr. Martucci commented it was part of a landscaping project to beautify the town. She further inquired how many children are attending Toms River high school and who is paying their tuition. Mr. Meyer commented approximately 14 students are attending and there are organizations raising funds to offset the tuition expense. Mr. Tierney commented Central's invoice is 4.4 million for less than 40 students. The boro is looking into cost savings methods by sending the students to Toms River.

Charlie Martowlis, E Street, felt the boulders should be replaced with bog irons used during the revolution.

Carl Anthony, 119 Thirteenth Avenue, complimented Mr. Martucci for the improvements happening in town. He also thanked Lt. Larkin for the goals he is attaining and would like to see a few more bikes budgeted for next summer. He thanked Mr. Kleva for the improvements in the marina. He inquired when Well No. 10 will be at 100%. Ms. Koury commented it is still not running. Mr. Martucci commented NJDEP shut it down until they finish testing. Mr. Tierney commented currently we have not lost any water as in the past.

Faye Haring, 21 I Street, would like to see beach scenes painted on the boulders.

Al Vassello, 609 Central Avenue, had a reason to call police dispatch and officers arrived within a few minutes. He commented at least 5 lights are out on Fifth Avenue pier. Lt. Larkin will report it.

Ms. Koury addressed the crescent issue. A local resident offered a hand to clean them up. She has received many compliments and some negative comments to the improvements. She hopes we can find grant money to continue improving the area. Mr. Martucci commented high quotes were received for landscape improvements. This resident offered his time and money to clean them up.

Resolution No. 2011-319 was presented by Mr. Tierney, seconded by Mr. Martucci, to enter into Executive Session for contracts, litigation, sale/lease of public lands and personnel by the following vote: In favor: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Moyse, Ms. Koury.

The Council reconvened into Open Session at 8:25 pm.

Resolution No. 2011-320: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SETTLEMENT OF THE TAX APPEAL WITH SEASIDE PARK YACHT CLUB.

Motion for approval made by Mr. Meyer seconded by Mr. Kelly.

For: Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyse, Mr. Martucci, Ms. Koury.

MOTION CARRIED.

***Adjournment.***

There being no further business, the meeting was adjourned at 8:30 p.m. by unanimous vote of the Council.

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Approved:

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Karen Barna, RMC  
Borough Clerk

**SEASIDE PARK BOROUGH COUNCIL**

An Executive (Closed) Session of the Mayor and Borough Council of the Borough of Seaside Park was called to order at 8:01 p.m. on Thursday, August 11, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Mayor Connors presiding.

Roll Call:

Present:  
Thomas Connors, Mayor  
David Meyer, Council President  
Jack Moyse  
Andrew Kelly  
Jason Martucci  
Nancy Koury  
Michael Tierney  
Michael Tierney

Absent:  
None

Also Attending:  
Steven Zabarsky, Borough Attorney  
Bob Martucci, Borough Administrator  
Karen Barna, Borough Clerk

Council discussed the potential auction sale of the Seascape lot on Ocean Avenue.

Mr. Zabarsky updated the Council regarding the Seaside Park Yacht Club tax appeal.

Session was adjourned at 8:24 p.m. with no action taken.

Karen Barna, RMC  
Borough Clerk

**SEASIDE PARK BOROUGH COUNCIL**

The Regular Meeting of the Borough Council of the Borough of Seaside Park was called to order at 7:00 p.m. on Thursday, August 25, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Councilman John Moyses presiding.

Borough Clerk Barna read the following statement for inclusion in the meeting minutes:

*"In accordance with the requirements of New Jersey's Open Public Meetings Act, public notice of this meeting was included in the required Annual Meeting Notice which was filed in the Office of the Seaside Park Borough Clerk; posted on the Bulletin Board located in the Municipal Building; and forwarded to the Asbury Park Press, the Ocean Star and to all persons requesting notice and providing self-addressed, postage-paid envelopes."*

Mayor Connors asked all to stand for a moment of silence and led the Pledge of Allegiance remembering those who serve in the Armed Forces to protect our country.

**Roll Call:**

**Present:**

Jack Moyses  
Andrew Kelly  
Jason Martucci  
Nancy Koury  
Michael Tierney

**Absent:**

Thomas Connors, Mayor  
David Meyer, Council President

**Also Attending:**

Bob Martucci, Borough Administrator  
Karen Barna, Borough Clerk  
Police Lieutenant Larkin

On a motion by Mr. Kelly, seconded by Mr. Tierney, the minutes of the Regular Meeting July 14, 2011; Executive Session: July 14, 2011, were approved, by the following vote:  
For: Mr. Tierney, Mr. Kelly, Mr. Moyses, Mr. Martucci, Ms. Koury.

**Scheduled Public Hearings:**

Ordinance #1574 AMENDING ORDINANCE NO. 1522 DETERMINING SALARIES TO BE PAID TO DESIGNATED EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT.

There were no public comments.

Motion for approval made by Mr. Martucci seconded by Mr. Tierney.

For: Mr. Martucci, Mr. Kelly, Mr. Tierney, Mr. Moyses, Ms. Koury.  
MOTION CARRIED.

**Proposed Ordinance Introduction:**

AN ORDINANCE AMENDING ORDINANCE NO. 1548 AMENDING CHAPTER 60 ENTITLED "SALARIES AND WAGES" as it pertains to Full Time Salaried Employees.

Motion for approval made by Mr. Martucci seconded by Mr. Tierney.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.  
MOTION CARRIED.

AN ORDINANCE AMENDING ORDINANCE NO. 1567 CHAPTER 44A ENTITLED "MARINA UTILITY" as it pertains to Storage Fees.

Motion for approval made by Mr. Martucci seconded by Mr. Tierney.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.  
MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2011-321: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER BILL LIST FOR THE PERIOD August 12, 2011 TO August 25, 2011.

Resolution No. 2011-322: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CANCELLATION OF DESIGNATED TAX SALE CERTIFICATE.

Resolution No. 2011-323: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SUBMISSION OF THE GRANT APPLICATION FOR MUNICIPAL ALLIANCE FOR THE YEAR 2012.

Resolution No. 2011-324: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ADDITIONAL ENGINEERING SERVICES, CONSTRUCTION MANAGEMENT AND INSPECTION FOR THE BATHHOUSE EXTENSIVE RETROFIT.

Resolution No. 2011-325: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING SERVICES FOR PHASE II WATER AND SEWER PROJECT.

Resolution No. 2011-326: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 1 FOR 9<sup>TH</sup> AVENUE ROADWAY IMPROVEMENTS.

Resolution No. 2011-327: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 3 FOR PHASE I WATER AND SEWER PROJECT.

Resolution No. 2011-328: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING SERVICES FOR PARKING LOT NO. 3 PROJECT.

Resolution No. 2011-329: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING SERVICES FOR THE NEW MARINA BUILDING PROJECT.

Resolution No. 2011-330: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING TE EXPENDITURE FROM THE CAPITAL IMPROVEMENT FUND FOR PRELIMINARY EXPENSES FOR BREAKWATER MARINA AT I STREET.

Resolution No. 2011-331: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING REMINGTON, VERNICK & VENA TO PREPARE AND SUBMIT APPLICATION TO NJDEP FOR BULKHEAD IMPROVEMENTS TO THE SEASIDE PARK MARINA AT I STREET.

Resolution No. 2011-332: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING NJ STATE RECYCLING TONNAGE GRANT.

Resolution No. 2011-333: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SALARY FOR PUBLIC WORKS EMPLOYEE SCOTT CRILLY.

Resolution No. 2011-334: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING SEASONAL EMPLOYEE FOR THE PUBLIC WORKS DEPARTMENT.

Resolution No. 2011-335: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SALE OF REAL PROPERTY NOT NEEDED FOR PUBLIC USE AND KNOWN AS BLOCK 71 LOTS 35, 36, & 37 ON THE SEASIDE PARK TAX MAP AND ALSO KNOWN AND DESIGNATED AS 1311-15 NORTH OCEAN AVENUE, SEASIDE PARK, NEW JERSEY PURSUANT TO N.J.S.A.40a:12-1 ET SEQ., OTHERWISE KNOWN AS THE "LOCAL LANDS AND BUILDINGS LAW".

Administrator Martucci commented Resolution No. 2011-335 will be auctioned with no minimum which will allow the council the ability to reject any bid received.

Ms. Koury commented on Resolution No. 2011-324 what engineering services were provided for this project.

Public Comments:

Denise Koury, 33 Sixth Avenue, inquired what the benefit is for Resolution No. 331. What services fall under the engineering aspect that the boro pays? Mr. Tierney commented it is for the planning and preparation of the permit documents. This is known as the "soft" costs that are capped by the State per project.

Motion for approval of consent agenda was made by Mr. Kelly, seconded by Mr. Martucci.

For: Mr. Martucci, Mr. Kelly, Mr. Tierney, Mr. Moyse, Ms. Koury.

Nays: Ms. Koury (Resolution No. 324).

MOTION CARRIED.

Mr. Moyse commented that due to the impending hurricane and state of emergency declared by the governor, comments and questions will be limited to the hurricane issue with Lt. Larkin who heads up the Office of Emergency Management and Borough Administrator Martucci who will provide the latest updates. Mr. Martucci held a department meeting today in preparation of Hurricane Irene. Another meeting will be held tomorrow after Lt. Larkin returns from the County meeting. Lt. Larkin reported the County is tracking the hurricane in anticipation of evacuating the barrier island. Reports predict New Jersey is in the path of the hurricane. Our local OEM will be activated tomorrow and will be fully operational and manned by trained volunteers. Right now evacuation is voluntary. Tomorrow will determine whether or not it will become mandatory.

**Adjournment.**

There being no further business, the meeting was adjourned at 7:30 p.m. by unanimous vote of the Council.

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Approved:

Karen Barna, RMC  
Borough Clerk

**BOROUGH OF SEASIDE PARK**

ORDINANCE NO. 1577

AN ORDINANCE OF THE BOROUGH OF SEASIDE PARK, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER 76 (VEHICLE AND TRAFFIC) OF THE BOROUGH CODE; ARTICLE XII ENTITLED "RESTRICTED PARKING FOR HANDICAPPED PERSONS"

BE IT ORDAINED by the Mayor and Council of the Borough of Seaside Park, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** Section 76-55 of the Code of the Borough of Seaside Park entitled "Locations designated" is hereby amended and supplemented at Schedule XI to include the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Brighton Avenue	South	Directly in front of 47 Brighton Avenue

**SECTION 2.** This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

**SECTION 3.** This Ordinance shall take effect immediately upon its final passage and publication as required by law.

**NOTICE OF PENDING ORDINANCE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on the first reading at the regular meeting of the Borough Council of the Borough of Seaside Park, in the County of Ocean, held on the 8th day of September, 2011 and will be considered for second reading and final passage at the regular meeting of said governing body to be held on the 22nd day of September, 2011 at 7:00 p.m. at the Council Chambers, Municipal Building, 6th & Central Avenues, Seaside Park, New Jersey at which time and place any person desiring to be heard upon same will be given an opportunity to be so heard.

  
KAREN BARNA  
Municipal Clerk

**BOROUGH OF SEASIDE PARK**  
**ORDINANCE NO. 1578**

AN ORDINANCE OF THE BOROUGH OF SEASIDE PARK, OCEAN COUNTY, NEW JERSEY  
AMENDING AND SUPPLEMENTING CHAPTER 61, PERSONNEL.

BE IT ORDAINED by the Mayor and Council of the Borough of Seaside Park, Ocean County, New Jersey as follows:

**SECTION 1.** Chapter 61 (Personnel) of the Borough Code is amended and supplemented to include the following:

**OVERTIME**

If a Non-Exempt employee, *whose normal work schedule does not include Sundays and/or paid holidays*, but works on Sunday or a paid holiday, the employee will receive overtime compensation of two (2) hour(s) for each hour worked less the number of hours of overtime compensation received under any other provision of the policy. If a Non-Exempt employee not on regular call out duty is required to return to work in an emergency or because of unusual circumstance, the employee will receive overtime compensation of the greater of (a) three (3) hours or (b) the actual number of hours worked.

**SICK LEAVE**

~~Effective June 1, 2009 employees with accumulated sick time in excess of 45 days on January 1, 2009 may use accumulated sick time only in case of personal illness and are unable to work. Employees will not accrue any additional sick time until their accumulated sick time bank is reduced below 45 days. Any employee hired after January 1, 2009 cannot accumulate more than 45 days of sick leave. Sick leave shall not accrue during a leave of absence without pay or suspension.~~

Employees may use accumulated sick time only in case of personal illness, and are unable to work. Sick leave shall not accrue during a leave of absence without pay or suspension.

There will be no compensation for accumulated sick days, at the time of separation, for any reason.

**SECTION TWO -- EMPLOYEE INSURANCE**

**HEALTH INSURANCE**

Effective January 1, 2011 each employee covered must contribute a specified percentage of the health benefits/prescription drug premiums for salary range, but not less than 1.5% of salary, as stated by Chapter 78, P.L.2011, and/or subject to any revisions under State Law.

**SECTION 2.** This Ordinance repeals any inconsistent ordinance or ordinances, or part or parts thereof.

**SECTION 3.** This Ordinance shall take effect upon its final passage and publication as required by law.

**NOTICE OF PENDING ORDINANCE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on the first reading at the regular meeting of the Borough Council of the Borough of Seaside Park, in the County of Ocean, held on the 8th day of September, 2011 and will be considered for second reading and final passage at the regular meeting of said governing body to be held on the 22nd day of September, 2011 at 7:00 PM at the Council Chambers, Municipal Building, 6<sup>th</sup> & Central Avenues, Seaside Park, New Jersey at which time and place any person desiring to be heard upon same will be given an opportunity to be so heard.

  
KAREN BARNA  
Municipal Clerk

**BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council amending the adopted Capital Budget.

Resolution No. 2011-

Adopted: September 22, 2011

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WHEREAS, the local Capital Budget for Calendar Year 2011 was adopted on the 28<sup>nd</sup> day of April, 2011; and,

WHEREAS, it is desired to amend said adopted Capital Budget:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Seaside Park, County of Ocean that the following amendment to the adopted Capital Budget herein appended be made:

Light Duty Trucks	\$47,169.00
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BE IT FURTHER RESOLVED that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services

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**BOROUGH OF SEASIDE PARK  
COUNTY OF OCEAN  
CAPITAL ORDINANCE NO. 1579**

**CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF TWO LIGHT DUTY TRUCKS, AND APPROPRIATING \$47,169 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF SEASIDE PARK, IN THE COUNTY OF OCEAN, NEW JERSEY.**

WHEREAS, the Borough Council of the Borough of Seaside Park, in the County of Ocean, New Jersey (the "Borough") has determined to provide for the purchase of two light duty trucks; and

WHEREAS, the Borough has available \$47,169 in the Borough's General Capital Surplus Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF SEASIDE PARK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Seaside Park, in the County of Ocean, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$47,169, said sum being inclusive of \$47,169 from the Borough's General Capital Surplus Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of two light duty trucks, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2011 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. An aggregate amount not exceeding \$5,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 6. This ordinance shall take effect as provided by law.

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council approving payment of the itemized claims as set forth on the Check Register/Bill List for the period September 9, 2011 to September 22, 2011.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the members of the Borough Council have reviewed the vouchers requesting payment of the itemized claims as set forth on the Bill List/Check Register for the period September 9, 2011 to September 22, 2011; and

WHEREAS, the vouchers requesting payment have been certified by the claimant and approved by the appropriate Borough official having knowledge of the materials or services supplied; and

WHEREAS, these vouchers have been previously reviewed and approved by at least a majority of the governing body.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey as follows:

1. The claims set forth on the Check Register/Bill List for the September 9, 2011 to September 22, 2011, as set forth in the Schedule A attached are hereby approved for payment.
  2. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Borough Chief Financial Officer.
-

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council cancelling Accumulated Leave Compensation Balances and transfer to Sick Reserve.

Resolution No. 2011-

Adopted: September 22, 2011

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WHEREAS, the Accumulated Leave Compensation Reserve of the Current Operating Fund presently has a balance of \$2.62 and the Accumulated Leave Compensation of the Water Sewer Operating Fund presently has a balance of \$45,000. It is the recommendation of the Chief Finance Officer to transfer these balances to the Accumulated Absence Liability Trust Fund as per N.J.A.C. 5:30-15; and

WHEREAS, according to N.J.A.C. 5:30-15 Current Funds appropriations for Accumulated Leave shall be deposited into a Dedicated Trust Fund. The Borough of Seaside Park has established a Dedicated Trust Fund for Accumulated Absence Liability as per N.J.S.A. 40A:4-39; and

WHEREAS, the Borough Council of the Borough of Seaside Park wish to authorize the Finance Department to transfer these balances into the Dedicated Trust Fund for Accumulated Absence Liability.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park as follows:

1. The balance in the Current Fund Reserve for Accumulated Leave Compensation and the balance in the Accumulated Leave Compensation of the Water Sewer Operating Fund be transferred to the Sick/Accumulated Absence Liability Trust Fund.
  2. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Borough's Chief Financial Officer.
-

**BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council Constituting an Agreement with certain State Contract Vendors for the year 2011.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the Borough of Seaside Park as a contracting unit may, without advertising for bids, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provision of N.J.S.A. 40A:11-12; and

WHEREAS, the Borough Council of the Borough of Seaside wish to evidence an agreement with the attached referenced State Contract Vendors through this Resolution and a properly executed purchase order, which Agreement shall be subject to all the conditions applicable to the State Contract; and

WHEREAS, the Borough Council of the Borough of Seaside Park wish to authorize the Finance Department to purchase those certain items from an approved New Jersey State Contract Vendor,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Seaside Park that this Resolution together with properly executed purchase order shall constitute an agreement between the Borough of Seaside Park and the below referenced State Contract Vendors subject to all conditions applicable to the current State Contract; and

BE IT FURTHER RESOLVED, that the Borough Council of Borough of Seaside Park hereby authorizes the Finance Department to purchase from approved New Jersey State Contract Vendors:

Flemington Buick Chevrolet	A78847
Chas S. Winner Inc.	A72467, A74939, A78761, A79009, A79008

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Seaside Park that pursuant to the rules of the Local Finance Board of the State of New Jersey no amount of this Contract shall be chargeable or certified, until such time as goods are ordered or otherwise called for prior to placing the order and a certification of available funds made by the Chief Financial Officer upon receipt of a properly executed purchase order. The individual issuing the purchase order shall have the obligation of securing the necessary certification as to the availability of funds from the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2011 or upon the expiration of the vendors State Contract, whichever event first occurs.

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Chief Financial Officer, and Public Works Supervisor.

**BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council Authorizing the Implementation of the Pension and Health Benefits Reform Under P.L.2011 Chapter 78 as of October 1, 2011.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, Chapter 78 of the Laws of 2011 implements changes to the State-administered retirement systems and increases the share of health benefits coverage paid by public employees and retirees who receive employer paid health benefits.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Seaside Park sets October 1, 2011, as the administratively feasible date to start implementing the Health Benefits reform under P.L. 2011 c. 78. Under the provisions of Chapter 78, the employee contribution towards health benefits is determined as a specified percentage of the health benefits/prescription drug premiums for a salary range, but not less than 1.5% of salary.

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Seaside Park authorizes the Chief Financial Officer to put into place, as of the first payroll of the month of October 2011, employee contributions as set forth under the provisions of Chapter 78.

**BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council REQUESTING APPROVAL OF  
ITEMS OF REVENUE AND APPROPRIATION ACCORDING TO  
N.J.S.A.40A:4-87.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Seaside Park in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$10,000.00, which is now available from the County of Ocean Planning Board in the amount up to \$5,000.00 per pump-out boat for a total of \$10,000.00 for operational and maintenance funding increase for the 2011 boating season.

BE IT FURTHER RESOLVED, that the like sum of \$10,000.00 is hereby appropriated under the caption County of Ocean Pump-Out Boat; and

BE IT FURTHER RESOLVED that the above is the result of funds from the County of Ocean Planning Board in the amount of \$10,000.00.

---

RICHARD WORK, CHAIRMAN  
DONALD REED, VICE CHAIRMAN  
JOSEPH H. VICARI, FREEHOLDER DIRECTOR  
GERRY P. LITTLE, FREEHOLDER DEPUTY DIRECTOR  
FRANK S. SCARANTINO, COUNTY ENGINEER  
DONALD P. BERTRAND  
JOSEPH BILOTTA  
ELAINE McCRYSTAL  
JAMES B. RUSSELL  
JOHN P. KELLY, FREEHOLDER ALTERNATE  
C. ROBERTS MULLOY, ALTERNATE  
WILLIAM R. ENNIS, ALTERNATE  
EARL F. SUTTON, JR., ALTERNATE



DAVID J. McKEON  
PLANNING DIRECTOR

JOHN C. SAHRADNIK  
COUNSEL

ROBIN L. FLORIO  
SECRETARY

## OCEAN COUNTY PLANNING BOARD

P O Box 2191  
Toms River, New Jersey 08754-2191  
Telephone (732) 929-2054  
Telecopier (732) 244-8396

September 13, 2011

Robert Martucci, Administrator  
Borough of Seaside Park  
1701 North Ocean Ave.  
PO Box B  
Seaside Park, NJ 08752

**RE: Operational and Maintenance for the 2011 Boating Season**

Dear Mr. Martucci:

Per the attached letter, the NJ CVA Steering Committee has once again made available additional grant funding for pumpout boat operators and marinas for operation and maintenance costs.

The County will be applying for these funds and will be reimbursing the operators as a "pass through" payment in an amount up to \$5,000 per boat. This is in addition to the \$20,000 per boat that the County currently provides for O&M expenses. Under this grant, eligible costs include pumpout staff costs, repairs, maintenance, fuel and boat sewage hauling fees.

If your expenses at the end of the boating season total over \$20,000.00 per boat, you would then be eligible for additional reimbursement of costs up to \$5,000.00 per boat. This is in accordance with the existing intergovernmental agreement. No additional action is required by you at this time, other than the usual submission of the expense and operational reports at the end of the boating season.

If you have any questions or need additional information, please do not hesitate to contact Vicki Pecchioli of my Planning staff.

Sincerely,

David J. McKeon  
Planning Director

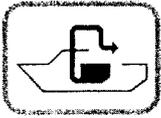
DJM:vp

Cc: Freeholder Joseph H. Vicari, Liaison, Ocean County Pumpout Boat Program  
Vicki Pecchioli, Principal Planner  
Michael Danko, Chair, NJ Clean Vessel Act Committee  
Eugenia Bermudez, Chief Financial Officer  
Jerry Golembeski, Pumpout Boat Captain

Printed on  Recycled Paper



SPECIAL ASSISTANCE/ACCOMMODATIONS UPON REQUEST.



**KEEP OUR  
WATER CLEAN -  
USE PUMPOUTS**

Steering Committee

Marine Trades  
Association of NJ

Monmouth County  
Health Department

NJ Department of  
Environmental  
Protection Division  
of Fish and Wildlife

NJ Sea Grant  
Consortium

Ocean County  
Planning  
Department

Advisory Group

Barnegat Bay  
Partnership

Edson International

EMP Industries, Inc.

NJ Department of  
Environmental  
Protection Division  
of Watershed  
Management

NuWorx  
Construction, LLC.

United States  
Environmental  
Protection Agency

# **NEW JERSEY CLEAN VESSEL ACT PROGRAM**

A Partnership of New Jersey Government, Educational Institutions and Private Industry Working to  
Improve the Boating Environment

## **KEEP OUR WATER CLEAN - USE PUMPOUTS**

Date: June 29, 2011  
To: Vicki Pecchioli, Ocean County Planning Department  
From: Mike Danko, Chair

RE: Operation and Maintenance Funding for Pumpout Boats; "Circle of Life", "Waste  
Watcher", "Bay Saver" and "Water Warrior" *& BAY SWEEPER (S)*

OCEAN COUNTY  
PLANNING DEPT.  
SOLID WASTE  
JUL 1 11 11 AM '11

The New Jersey Clean Vessel Act Program is pleased to announce the availability of Operation and Maintenance (O&M) funding to New Jersey Pumpout Boat Operators. Up to \$5,000 in expenses will be reimbursed per boat for the O & M of pumpout equipment during the 2011 boating season. Operators can be reimbursed for pumpout staff costs, repairs, and maintenance, fuel, and boat sewage hauling fees, less any income generated from fees charged for pumpout service. On behalf of the Program, the Marine Trades Association of New Jersey will be administering O&M funding requests and forwarding all documentation to the State of New Jersey for processing.

If you are interested in participating in the O & M Program, please check the appropriate box below, provide the name of your entity, sign and return this memo. This memo can be faxed to (732) 291-4483 or mailed to Attention: NJCVA Program, NJS GC 22 Magruder Road, Fort Hancock, NJ 07732. You must indicate your interest in participating in order to receive O&M funding and additional information including a formal agreement. Indicating your interest in participating does not obligate you in any way. A formal agreement with the State of New Jersey is currently being developed and will be mailed to you as soon as it is completed. After reviewing the formal agreement, you may choose not to participate in the O&M Program

If you have any questions or would like more information, please do not hesitate to contact me at 732-872-1300 ext. 29.

Yes, I would like to participate in the NJCVA Operation and Maintenance Funding Program.

No, I do not wish to participate in the NJCVA Operation and Maintenance Funding Program.

County of Ocean

Name of Pumpout Boat Owner/Entity

*David J. McKeon*  
David J. McKeon

Ocean

Signature of Pumpout Boat Owner/Entity

Name of County/Municipality

## BOROUGH OF SEASIDE PARK

Resolution of the Borough Council Awarding a Contract to Remington, Vernick & Vena for Construction Management Services for the Phase 2 Water System Improvements Project.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, pursuant to the requirements of the NJDEP and NJEIT for the submittal of an NJEIT Loan application, the Borough Council of the Borough of Seaside Park recommends \$170,067.75 be allocated for Construction Management Services for this project including but not limited to: review of shop drawings, review and processing of change orders and payment requests, loan reimbursement payment requests, construction observation, overall project coordination and closeout; and

WHEREAS, it is the desire of the Borough Council to issue a purchase order to Remington, Vernick & Vena for \$170,067.75 for Construction Management Services pursuant to the requirements of the NJDEP & NJEIT Loan application for Phase 2 Water Improvements Project.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey as follows:

1. The Borough Council hereby authorizes the Borough's Chief Financial Officer to issue a purchase order in the amount of \$170,067.75 for Construction Management Services pursuant to the requirements of the NJDEP & NJEIT Loan application for Phase 2 Water System Improvements Project.
  2. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to Remington, Vernick & Vena, the Borough's Public Works Department and Chief Financial Officer.
-

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council Awarding a Contract to Remington,  
Vernick & Vena for Construction Management Services for the Phase 2  
Sewer System Improvements Project.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, pursuant to the requirements of the NJDEP and NJEIT for the submittal of an NJEIT Loan application, the Borough Council of the Borough of Seaside Park recommends \$146,780.35 be allocated for Construction Management Services for this project including but not limited to: review of shop drawings, review and processing of change orders and payment requests, loan reimbursement payment requests, construction observation, overall project coordination and closeout; and

WHEREAS, it is the desire of the Borough Council to issue a purchase order to Remington, Vernick & Vena for \$146,780.35 for Construction Management Services pursuant to the requirements of the NJDEP & NJEIT Loan application for Phase 2 Sewer System Improvements.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey as follows:

1. The Borough Council hereby authorizes the Borough's Chief Financial Officer to issue a purchase order in the amount of \$146,780.35 for Construction Management Services pursuant to the requirements of the NJDEP & NJEIT Loan application Phase 2 Sewer System Improvements.
  2. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to Remington, Vernick & Vena, the Borough's Public Works Department and Chief Financial Officer.
-

# REMINGTON & VERNICK ENGINEERS AND AFFILIATES

EDWARD VERNICK, PE, CME, President  
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS  
Michael D. Vena, PE, PP, CME, (deceased 2006)  
Edward J. Walberg, PE, PP, CME  
Thomas F. Beach, PE, CME  
Richard G. Arango, PE, CME

DIRECTOR OF OPERATIONS  
CORPORATE SECRETARY  
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Christopher J. Fazio, PE, CME  
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Gregory J. Sullivan, PE, PP, CME  
Richard Czekanski, PE, CME, BCEE

Remington &  
Vernick Engineers  
232 Kings Highway East  
Haddonfield, NJ 08033  
(856) 795-9595  
(856) 795-1882 (fax)

15-33 Halsted Street, Suite 204  
East Orange, NJ 07018  
(973) 323-3065  
(973) 323-3068 (fax)

Remington, Vernick  
& Vena Engineers  
9 Allen Street  
Toms River, NJ 08753  
(732) 286-9220  
(732) 505-0416 (fax)

3 Jicama Boulevard, Suite 300-400  
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4907 New Jersey Avenue  
Wildwood City, NJ 08260  
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(609) 522-5313 (fax)

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922 Fayette Street  
Conshohocken, PA 19428  
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(610) 940-1161 (fax)

5010 East Trindle Road, Suite 203  
Mechanicsburg, PA 17050  
(717) 766-1775  
(717) 766-0232 (fax)

U.S. Steel Tower  
600 Grant Street, Suite 1251  
Pittsburgh, PA 15219  
(412) 263-2200  
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building  
262 Chapman Road, Suite 105  
Newark, DE 19702  
(302) 266-0212  
(302) 266-6208 (fax)

Remington, Vernick  
& Arango Engineers  
The Presidential Center  
Lincoln Building, Suite 600  
101 Route 130  
Cinnaminson, NJ 08077  
(856) 303-1245  
(856) 303-1249 (fax)

March 3, 2011

Mr. Robert Martucci, Administrator  
Borough of Seaside Park  
1701 N. Ocean Avenue  
Seaside Park, New Jersey 08752

Re: Engineering Services  
Phase 2 Water System Improvements  
Borough of Seaside Park  
Our File: 1528-T-006

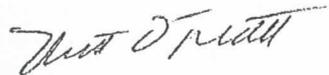
Dear Mr. Martucci:

Pursuant to the requirements of the NJDEP and NJEIT for the submittal of an NJEIT Loan application, we are outlining below the scope and budget for our engineering services related to the above referenced project. Accordingly, we will provide construction management services for this project that include, but are not limited to: review of shop drawings, review and processing of change orders and payment requests, loan reimbursement payment requests, construction observation, overall project coordination and closeout. The total cost to complete all the above work will be in the lump sum amount of \$170,067.75.

We trust the above is helpful. Should you have any questions, please do not hesitate to contact our office.

God Bless America

REMINGTON, VERNICK & VENA ENGINEERS



Robert D. Forsyth, PE, PP, CME

RDF:ktr

cc: Ms. Karen Barna, Municipal Clerk  
Ms. Eugenia Bermudez, C.F.O.

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# REMINGTON & VERNICK ENGINEERS AND AFFILIATES

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& Arango Engineers  
The Presidential Center  
Lincoln Building, Suite 600  
101 Route 130  
Cinnaminson, NJ 08077  
(856) 303-1245  
(856) 303-1249 (fax)

March 3, 2011

Mr. Robert Martucci, Administrator  
Borough of Seaside Park  
1701 N. Ocean Avenue  
Seaside Park, New Jersey 08752

Re: Engineering Services  
Phase 2 Sewer System Improvements  
Borough of Seaside Park  
Our File: 1528-T-006

Dear Mr. Martucci:

Pursuant to the requirements of the NJDEP and NJEIT for the submittal of an NJEIT Loan application, we are outlining below the scope and budget for our engineering services related to the above referenced project. Accordingly, we will provide construction management services for this project that include, but are not limited to: review of shop drawings, review and processing of change orders and payment requests, loan reimbursement payment requests, construction observation, overall project coordination and closeout. The total cost to complete all the above work will be in the lump sum amount of \$146,780.35.

We trust the above is helpful. Should you have any questions, please do not hesitate to contact our office.

God Bless America

REMINGTON, VERNICK & VENA ENGINEERS



Robert D. Forsyth, PE, PP, CME

RDF:ktr

cc: Ms. Karen Barna, Municipal Clerk  
Ms. Eugenia Bermudez, C.F.O.

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## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council approving contract Change Order No. 3 to the contract between the Borough of Seaside Park and P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements Project.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the Borough of Seaside Park previously awarded a contract to P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements Project in the amount of \$5,888,794.27; and

WHEREAS, the requested additional authorization reflects the installation of water main distribution system and sanitary sewer system on Ninth Avenue from West Central Avenue to Barnegat Avenue and on Ninth Avenue from East Central Avenue to Ocean Avenue for a net contract increase of \$385,131.15; and

WHEREAS, the Borough previously approved Change Orders No. 1 and 2 increasing the contract amount to \$6,292,485.77; and

WHEREAS, the project engineer has recommended the approval of Change Order No. 3 which will increase the contract amount by \$385,131.15 for a revised contract total of \$6,677,616.92; and

WHEREAS, the Borough's Chief Financial Officer has certified that funds are available to finance this change order; and

WHEREAS, based on the project engineer's recommendation, the Borough desires to approve said Change Order No. 3.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey, as follows:

1. Change Order No. 3 to the contract between the Borough of Seaside Park and P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements in the amount of \$385,131.15 is hereby approved.
  2. The Borough Administrator is hereby authorized and directed to execute said Change Order No. 3 on behalf of the Borough of Seaside Park.
  3. The Borough Clerk is directed to forward certified copies of this Resolution to Borough Engineer Robert Forsyth of Remington, Vernick & Vena, Department of Public Works and the Borough's Chief Financial Officer.
-

# REMINGTON & VERNICK ENGINEERS

AND AFFILIATES

EDWARD VERNICK, PE, CME, President  
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS  
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CORPORATE SECRETARY  
Bradley A. Blubaugh, BA, MPA

#### SENIOR ASSOCIATES

John J. Cantwell, PE, PP, CME  
Aan Dittmeijer, PE, PP, CME  
Frank J. Seney, Jr., PE, PP, CME  
Terence Vogt, PE, PP, CME  
Dennis K. Yoder, PE, PP, CME, LEED  
Charles E. Adamson, PLS, AET  
Kim Wendell Bibbs, PE, CME  
Marc DeBiasio, PE, PP, CME  
Leonard A. Falola, PE, CME  
Christopher J. Fazio, PE, CME  
Kenneth C. Ressler, PE, CME  
Gregory J. Sullivan, PE, PP, CME  
Richard Czekanski, PE, CME, BOEE

#### Remington &

**Vernick Engineers**  
232 Kings Highway East  
Haddonfield, NJ 08033  
(856) 795-9595  
(856) 795-1832 (fax)

15-33 Halsted Street, Suite 204  
East Orange, NJ 07018  
(973) 323-3065  
(973) 323-3068 (fax)

#### Remington, Vernick & Vena Engineers

9 Allen Street  
Toms River, NJ 08753  
(732) 286-6220  
(732) 591-8416 (fax)

3 Locama Boulevard, Suite 300-400  
Old Bridge, NJ 08857  
(732) 955-8000  
(732) 591-2815 (fax)

#### Remington, Vernick & Walberg Engineers

845 North Main Street  
Pleasantville, NJ 08232  
(609) 645-7110  
(609) 645-7076 (fax)

4907 New Jersey Avenue  
Wildwood City, NJ 08260  
(609) 522-5150  
(609) 522-5313 (fax)

#### Remington, Vernick & Beach Engineers

922 Fayette Street  
Conshohocken, PA 19428  
(610) 940-1050  
(610) 940-1161 (fax)

5010 East Trindle Road, Suite 203  
Mechanicsburg, PA 17050  
(717) 765-1775  
(717) 765-0232 (fax)

U.S. Steel Tower  
600 Grant Street, Suite 1251  
Pittsburgh, PA 15219  
(412) 263-2200  
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building  
262 Chapman Road, Suite 105  
Newark, DE 19702  
(412) 266-0212  
(412) 266-6208 (fax)

#### Remington, Vernick & Arango Engineers

The Presidential Center  
Lincoln Building, Suite 600  
101 Route 130  
Cinnaminson, NJ 08077  
(856) 303-1245  
(856) 303-1249 (fax)

October 8, 2010

Mr. Robert Martucci, Administrator  
Borough of Seaside Park  
1701 N. Ocean Avenue  
Seaside Park, New Jersey 08752

Re: Contract Change Order Request No. 3  
Phase 1 Water Main Distribution & Sanitary Sewer Improvements  
P.M. Construction  
New Jersey Environmental Infrastructure Financing Program  
Project No. S340083-01 & 1527001-001  
Our File 1528-U-002

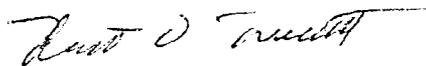
Dear Mr. Martucci:

Enclosed for the Borough's records please find one (1) original copy of the above referenced contract Change Order which has been approved by the NJDEP.

We trust the above is sufficient, but should you have any questions regarding this matter, please do not hesitate to contact our Toms River office.

God Bless America,

REMINGTON, VERNICK & VENA ENGINEERS



Robert D. Forsyth, P.E., P.P., C.M.E.

RDF:ktr

Enclosure

cc: E. Bermudez, C.F.O. w/copy  
K. Barna, Borough Clerk  
J. Walker, Water/Sewer Supervisor  
P.M. Construction  
S. Williams, Chief Inspector

N:\SECRETAR\Seaside Park\U002\CO 3 approved.doc

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State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Municipal Finance and Construction Element  
P.O. Box 425, Trenton, New Jersey 08625-0425

CHRIS CHRISTIE  
Governor

BOB MARTIN  
Commissioner

KIM GUADAGNO  
Lt. Governor

Robert Forsyth, P.E.  
Remington & Vernick Engineers  
9 Allen Street  
Toms River, New Jersey 08753

SEP 15 2010

Dear Mr. Forsyth:

Subject: New Jersey Environmental Infrastructure Financing Program (NJEIFP)  
Project No. S340083-01 & 1527001-001  
Borough of Seaside Park  
Change Order Request No. 3  
Contract: Phase I Water Main Distribution & Sanitary Sewer Improvements

This office has received the following change order for the above referenced project.

This change order has been reviewed and approved. One copy is forwarded herewith, with our stamp of approval. Please incorporate this into the appropriate sets of plans, specifications, or contract documents.

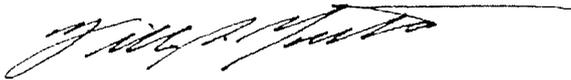
<u>Change Order</u>	<u>Unallowable Amount</u>	<u>Allowable Amount</u>
No. 3	\$ - 0 -	\$385,131.15

Note: Change Order No. 3 as approved by the NJDEP extends the contract completion time by 45 days resulting in a new contract completion date of February 13, 2012 (December 30, 2011 to February 13, 2012).

The Department has reviewed this change order for compliance with the NJEIFP rules and requirements. The approval of this change order by the Department does not relieve you of your responsibility of obtaining other applicable approvals that may be required for this change order, including but not limited to Federal, State, County and Local approvals. In addition, the acceptance of this change order should not be considered as an obligation for additional federal or state funds. Where the Department's determination of allowability concurs with that of the loanee, no comment is necessary. Where there is a difference of opinion, the Department's comments can be found in the appendix to this letter.

Any correspondence regarding this matter should be directed to David Helfrich at (609) 633-1180, Municipal Finance and Construction Element, P.O. Box 425, Trenton, NJ 08625.

Very truly yours,

A handwritten signature in black ink, appearing to read "William P. Machotka", with a horizontal line extending to the right from the end of the signature.

William P. Machotka, P.E., Section Chief  
Bureau of Administration & Management  
Municipal Finance and Construction Element

c: Maryclaire D'Andrea, NJEIT  
Stanley V. Cach, Jr., MFCE

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE** Page 1

1. Issuing Office Remington, Vernick & Vena Engineers	2. Project No. W:1527001-001 S: S340083-01	3. Contract No. CME:HSS00401-01 CMX: 060366103 RVV: 1528U002	4. Modification No.  3
---	--	---	------------------------------

5. To (Contractor):  PM Construction	6. Project Location and Description Phase 1 Water Main & Sanitary Sewer Improvements along NJSH35 for Porter Ave. to 14 <sup>th</sup> Ave. in Seaside Park and associated work.
--	--

7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See the clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you receive a copy signed by the Contracting Officer or a directive to proceed).

6/28/10 Robert Forsyth, Borough Engineer *Robert D. Forsyth*  
 Date Type Name and Title Signature

8. Description of Change: Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material and all work necessary to accomplish the following described work; **Installation of water main distribution system and sanitary sewer system on 9<sup>th</sup> Ave. from West Central Ave to Barnegat Ave. and on 9<sup>th</sup> Ave. from East Central Ave. to Ocean Ave.**

As a result of the above, the contract price is revised as follows:

Item No.	Item Description	Unit Price	Estimated Quantity	Total Cost
(See Attached - Description of Changes)				

TOTAL COST OF THIS MODIFICATON \$ 385,131.15

The contract time is hereby: Increase X Decrease \_\_\_\_\_ or remains the same \_\_\_\_\_ by  
45 calendar days as a result of this modification.

The foregoing modification is hereby accepted: (NJPE Seal)

Contractor: PM Construction Date: 8-26-10 Signature: <i>Ed [Signature]</i>	Owner: Seaside Park Date: 8/31/10 Signature: <i>Robert D. Forsyth</i>	Engineer: Robert Forsyth Date: 8-23-10 Signature: <i>Robert D. Forsyth</i>
--	---	--

APPROVAL: WILLIAM P. MACHOTKA, P.E. 9/15/10  
SECTION CHIEF, CONSTRUCTION  
MUN. FINANCE & CONST. ELEMENT DATE  
STATE OF NEW JERSEY  
NJDEP

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE** Page 2

9. Issuing Office: Remington, Vernick & Vena Engineers	10. Project No. W:1527001-001 S: S340083-01	11. Contract No. CME:HSS00401-01 CMX: 060366103 RVV: 1528U002	12. Modification No.  3
--	---	--	-------------------------------

13. Contractor's Proposal- Change in Contract Price (detailed breakdown, attach additional sheets as necessary)

(See Attached Contractor's Proposal)

(All items are as per contract bid price with the exception of Sewer - Item No. 4a and New Item "Connect to Existing MH w/ inside Drops", Water – Item No. 3a and 7a)

Net Increase: \$ <u>385,131.15</u>	Net Decrease: \$ _____	Calendar Days Increase: <u>45</u> Days
Date: <u>8-26-10</u>	Name and Title: <u>Ed Horja Proj. Mgr</u>	Signature: <u>Ed Horja</u>

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE** Page 3

14. Issuing Office and Project No.: Remington, Vernick & Vena Engineers, W:1527001-001 S: S340083-01	15. Contract No.: CME:HSS00401-01 CMX: 060366103 RVV: 1528U002	16. Modification No.;  <p style="text-align: center;">3</p>
--	---	---

17. Original Contract Bid Price	\$ <u>5,888,794.27</u>
Total of Previous Change Orders	\$ <u>403,691.50</u>
Total Contract Cost Including Change Orders	\$ <u>6,677,616.92</u>

18. Necessity for Change and Reason for Omission From Plans and Specifications:

The replacement of the water system and sanitary sewer system on 9<sup>th</sup> Ave. is already part of the Borough's scheduled overall utility infrastructure improvements. The installation of the proposed improvements needs to be completed early in anticipation of an NJDOT funded Municipal Aid road reconstruction of 9<sup>th</sup> Ave., which needs to be postponed until the Spring of 2011 so the replacement of the water distribution system and sanitary sewer system can be completed at this time instead of a future phase.

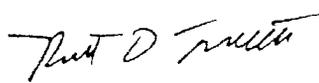
19. Other Impacts Resultant of this Change:

Avoidance of future disturbance within the area of 9<sup>th</sup> Avenue.

Reduction of I&I associated with the Borough water and sanitary sewer systems due to replacement of existing infrastructure.

20. Resume Of Negotiations or Recommendations (Loanee's representative)

Proposed improvements associated with this contract modification have been discussed and endorsed by the Mayor & Council  
 Designed and drafted by the office of the Municipal Engineer  
 Presented to and approved by the Contractor to be added to current contract  
 Municipal Engineer has reviewed the costs associated with Modification No. 3 and finds them to be fair and reasonable  
 Presented to NJDEP for consideration as Modification No. 3

Date:	Name and Title of Loanee's Representative:  Robert Forsyth, Borough Engineer	Signature:  
-------	--	--

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council approving contract Change Order No. 4 to the contract between the Borough of Seaside Park and P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements Project.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the Borough of Seaside Park previously awarded a contract to P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements Project in the amount of \$5,888,794.27; and

WHEREAS, the requested additional authorization reflects various extra work performed due to unforeseen conditions required to successfully complete the sanitary sewer system and water distribution system in accordance with the project plans a net contract increase of \$76,311.88; and

WHEREAS, the Borough previously approved Change Orders No. 1, 2 and 3 increasing the contract amount to \$6,677,616.92; and

WHEREAS, the project engineer has recommended the approval of Change Order No. 4 which will increase the contract amount by \$76,311.88 for a revised contract total of \$6,753,928.80; and

WHEREAS, the Borough's Chief Financial Officer has certified that funds are available to finance this change order; and

WHEREAS, based on the project engineer's recommendation, the Borough desires to approve said Change Order No. 4.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey, as follows:

1. Change Order No. 4 to the contract between the Borough of Seaside Park and P.M. Construction Company, Inc., for Phase 1 Water Main Distribution & Sanitary Sewer Improvements in the amount of \$76,311.88 is hereby approved.
  2. The Borough Administrator is hereby authorized and directed to execute said Change Order No. 4 on behalf of the Borough of Seaside Park.
  3. The Borough Clerk is directed to forward certified copies of this Resolution to Borough Engineer Robert Forsyth of Remington, Vernick & Vena, Department of Public Works and the Borough's Chief Financial Officer.
-

# REMINGTON & VERNICK ENGINEERS AND AFFILIATES

EDWARD VERNICK, PE, CME, President  
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS  
Michael D. Vena, PE, PP, CME, (deceased 2008)  
Edward J. Walberg, PE, PP, CME  
Thomas F. Beach, PE, CME  
Richard G. Arango, PE, CME

DIRECTOR OF OPERATIONS  
CORPORATE SECRETARY  
Bradley A. Blubaugh, BA, MPA

SENIOR ASSOCIATES  
John J. Cantwell, PE, PP, CME  
Alan Dittenhofer, PE, PP, CME  
Frank J. Seney, Jr., PE, PP, CME  
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Christopher J. Fazio, PE, CME  
Kenneth C. Ressler, PE, CME  
Gregory J. Sullivan, PE, PP, CME  
Richard Czekanski, PE, CME, BCEE

Remington &  
Vernick Engineers  
232 Kings Highway East  
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(856) 795-9595  
(856) 795-1882 (fax)

1533 Halsted Street, Suite 204  
East Orange, NJ 07016  
(973) 323-3065  
(973) 323-3068 (fax)

Remington, Vernick  
& Vena Engineers  
9 Allen Street  
Toms River, NJ 08753  
(732) 286-9220  
(732) 286-8416 (fax)

3 Jicama Boulevard, Suite 300-400  
Old Bridge, NJ 08857  
(732) 955-8000  
(732) 591-2815 (fax)

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& Walberg Engineers  
845 North Main Street  
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(609) 645-7110  
(609) 645-7076 (fax)

4907 New Jersey Avenue  
Wildwood City, NJ 08260  
(609) 522-5150  
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922 Fayette Street  
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Remington, Vernick  
& Arango Engineers  
The Presidential Center  
Lincoln Building, Suite 600  
101 Route 130  
Cinnaminson, NJ 08077  
(856) 303-1245  
(856) 303-1249 (fax)

October 8, 2010

Mr. Robert Martucci, Administrator  
Borough of Seaside Park  
1701 N. Ocean Avenue  
Seaside Park, New Jersey 08752

Re: Contract Change Order Request No. 4  
Phase 1 Water Main Distribution & Sanitary Sewer Improvements  
P.M. Construction  
New Jersey Environmental Infrastructure Financing Program  
Project No. S340083-01 & 1527001-001  
Our File 1528-U-002

Dear Mr. Martucci:

Enclosed for the Borough's records please find one (1) original copy of the above referenced contract Change Order which has been approved by the NJDEP.

We trust the above is sufficient, but should you have any questions regarding this matter, please do not hesitate to contact our Toms River office.

God Bless America,

REMINGTON, VERNICK & VENA ENGINEERS



Robert D. Forsyth, P.E., P.P., C.M.E

RDF:ktr

Enclosure

cc: E. Bermudez, C.F.O. w/copy  
K. Barna, Borough Clerk  
J. Walker, Water/Sewer Supervisor  
P.M. Construction  
S. Williams, Chief Inspector

N:\SECRETAR\Seaside Park\U002\CO 4 approved.doc

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State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Municipal Finance and Construction Element  
P.O. Box 425, Trenton, New Jersey 08625-0425

CHRIS CHRISTIE  
Governor

BOB MARTIN  
Commissioner

KIM GUADAGNO  
Lt. Governor

Robert Forsyth, P.E.  
Remington & Vernick Engineers  
9 Allen Street  
Toms River, New Jersey 08753

SEP 15 2010

Dear Mr. Forsyth:

Subject: New Jersey Environmental Infrastructure Financing Program (NJEIFP)  
Project No. S340083-01 & 1527001-001  
Borough of Seaside Park  
Change Order Request No. 4  
Contract: Phase I Water Main Distribution & Sanitary Sewer Improvements

This office has received the following change order for the above referenced project.

This change order has been reviewed and approved. One copy is forwarded herewith, with our stamp of approval. Please incorporate this into the appropriate sets of plans, specifications, or contract documents.

<u>Change Order</u>	<u>Unallowable Amount</u>	<u>Allowable Amount</u>
No. 4	\$ - 0 -	\$76,311.88

Note: Change Order No. 4 as approved by the NJDEP extends the contract completion time by 15 days resulting in a new contract completion date of February 28, 2012 (February 13, 2012 to February 28, 2012).

The Department has reviewed this change order for compliance with the NJEIFP rules and requirements. The approval of this change order by the Department does not relieve you of your responsibility of obtaining other applicable approvals that may be required for this change order, including but not limited to Federal, State, County and Local approvals. In addition, the acceptance of this change order should not be considered as an obligation for additional federal or state funds. Where the Department's determination of allowability concurs with that of the loanee, no comment is necessary. Where there is a difference of opinion, the Department's comments can be found in the appendix to this letter.

Any correspondence regarding this matter should be directed to David Helfrich at (609) 633-1180, Municipal Finance and Construction Element, P.O. Box 425, Trenton, NJ 08625.

Very truly yours,

A handwritten signature in black ink, appearing to read "William P. Machotka", with a long horizontal flourish extending to the right.

William P. Machotka, P.E., Section Chief  
Bureau of Administration & Management  
Municipal Finance and Construction Element

c: Maryclaire D'Andrea, NJEIT  
Stanley V. Cach, Jr., MFCE

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE** Page 1

1. Issuing Office Remington, Vernick & Vena Engineers	2. Project No. W: 1527001-001 S: S340083-01	3. Contract No. CME: HSS00401-01 CMX: 060366103 RVV: 1528U002	4. Modification No.  4
--	---	--	------------------------------

5. To (Contractor):  PM Construction	6. Project Location and Description Phase 1 Water Main & Sanitary Sewer Improvements along NJSH35 for Porter Ave. to 14 <sup>th</sup> Ave. in Seaside Park and associated work.
--	--

7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See the clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you receive a copy signed by the Contracting Officer or a directive to proceed).

6/28/10	Robert Forsyth, Borough Engineer	<i>Robert O Forsyth</i>
Date	Type Name and Title	Signature

8. Description of Change: Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material and all work necessary to accomplish the following described work; **Various extra work performed due to unforeseen conditions required throughout the project from September 28, 2009 to June 15, 2010**

As a result of the above, the contract price is revised as follows:

Item No.	Item Description	Unit Price	Estimated Quantity	Total Cost
(See Attached – Summary of Extra Work Claims)				

TOTAL COST OF THIS MODIFICATION \$ 76,311.88

The contract time is hereby: Increase X Decrease \_\_\_\_\_ or remains the same \_\_\_\_\_ by 15 calendar days as a result of this modification.

The foregoing modification is hereby accepted:

Contractor: PM Construction Date: <u>8-26-10</u> Signature: <i>Ed Vena</i>	Owner: Seaside Park Date: <u>8/31/10</u> Signature: <i>Robert Forsyth</i>	(NJPE Seal) Engineer: Robert Forsyth Date: <u>8-23-10</u> Signature: <i>Robert O Forsyth</i>
--	---	---

**WILLIAM P. MACHOTKA, P.E.**

**SECTION CHIEF, CONSTRUCTION  
MUN. FINANCE & CONST. ELEMENT**

APPROVAL:

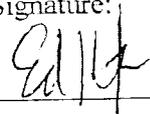
STATE OF NEW JERSEY NJDEP DATE 9/15/10

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE** **Page 2**

9. Issuing Office: Remington, Vernick & Vena Engineers	10. Project No. W:1527001-001 S: S340083-01	11. Contract No. CME:HSS00401-01 CMX: 060366103 RVV: 1528U002	12. Modification No.  4
--	---	--	-------------------------------

13. Contractor's Proposal- Change in Contract Price (detailed breakdown, attach additional sheets as necessary)

(See Attached Summary of Extra Work Claims)

Net Increase: \$ <u>76,311.88</u>	Net Decrease: \$ _____	Calendar Days Increase: <u>15</u> Days
Date: <u>8-26-10</u>	Name and Title: <u>ED HORTA PROJ. MGR</u>	Signature: 

**CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE**

14. Issuing Office and Project No.: Remington, Vernick & Vena Engineers, W:1527001-001 S: S340083-01	15. Contract No.: CME:HSS00401-01 CMX: 060366103 RVV: 1528U002	16. Modification No.;  <p style="text-align: center;">4</p>
--	---	---

17. Original Contract Bid Price	\$ 5,888,794.27
Total of Previous Change Orders	\$ 788,822.65
Total Contract Cost Including Change Orders	\$ 6,753,928.80

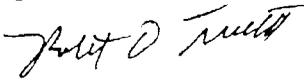
18. Necessity for Change and Reason for Omission From Plans and Specifications:

**Extra work performed due to unforeseen conditions required to successfully complete the sanitary sewer system and water distribution system in accordance with the project plans.**

19. Other Impacts Resultant of this Change:

20. Resume Of Negotiations or Recommendations ( Loanee's representative )

**Repairs & extra work associated with this contract modification have been discussed and endorsed by the Mayor & Council Presented to and approved by the Contractor to be added to current contract Municipal Engineer has reviewed the costs associated with Modification No. 4 and finds them to be fair and reasonable Presented to NJDEP for consideration as Modification No. 4**

Date:	Name and Title of Loanee's Representative:  Robert Forsyth, Borough Engineer	Signature: 
-------	--	--

**BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council approving designated year 2011 Raffle License Application.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the designated year 2011 Raffle License Application has been filed with the Borough Clerk; and

WHEREAS, said applicant has been issued a non-profit organization Raffle Identification Number by the New Jersey Legalized Games of Chance Control Commission and have submitted the proper license fees and applications; and

WHEREAS, it is the desire of the Borough Council to approve the designated Raffle License.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey as follows:

1. The following year 2011 Raffle License application is hereby approved:

<i>No.</i>	<i>Applicant</i>	<i>Game Type</i>
2011-10	Manchester Lakehurst Baseball	On-premise Draw Raffle

2. The Borough Clerk is hereby authorized and directed to execute the documents necessary for this approval.

---

# Application for Raffles License

Application No. RA: 2011-10

Identification No. 242-5-33793

Insert name  
of Municipality \_\_\_\_\_

Prepare 4 copies of application. One copy will be returned

## Part A GENERAL

1 Name of applying organization Manchester Lakehurst Baseball

2 a. Street address of headquarters 196 Brandon R.D  
Manchester NJ 08759

b. Mailing address (if different) 978 Utah Drive TOMS RIVER NJ 08753

3 A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
<u>October 22 2011</u>	<u>7PM-11PM</u>		

4 Address of place where Raffles will be played 1807 Boardwalk Ave Seaside  
Park New Jersey

5 Does the applicant own the premises or regularly occupy them for its general purposes?  Yes  No

6 If raffles equipment is rented, attach statement of raffles equipment lessor to application on Form 13.

## Part B QUALIFICATION OF APPLICANT

1 Is this the first time the applicant has applied for a license in this municipality?  Yes  No

2 If not, has there been any change in the applicant's certificate of incorporation, charter, constitution or by-laws since the latest application was made?  Yes  No

3 If applicant is unincorporated, state number of members: \_\_\_\_\_ members.

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council authorizing renewal of membership in the Ocean County Municipal Joint Insurance Fund.

Resolution No. 2011-

Adopted: September 22, 2011

---

WHEREAS, the Borough of Seaside Park is a member of the Ocean County Municipal Joint Insurance Fund (OCMJIF), a duly chartered Municipal Insurance Fund as authorized by N.J.S.A. 40A: 10-36 et seq.; and

WHEREAS, said membership terminates as of December 31, 2011 unless earlier renewed by agreement between the Borough and the Fund; and

WHEREAS, it is the desire of the Borough Council to authorize the renewal of the Borough's membership in the OCMJIF.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey, as follows:

1. The Borough of Seaside Park agrees to renew its membership in the Ocean County Municipal Joint Insurance Fund for a three (3) year period, beginning January 1, 2012 and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
  2. The Mayor and Borough Clerk are hereby authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Ocean County Municipal Joint Insurance Fund evidencing the Borough's intention to renew its membership.
-

**Ocean County Municipal Joint Insurance Fund**

250 Pehle Avenue, Suite 701

Saddle Brook, NJ 08663

Telephone (201) 587-0555 Fax (201) 587-8662

September 9, 2011

Dear Fund Commissioner:

A check of Fund records indicates that your municipality's membership in the Ocean County Municipal Joint Insurance Fund is scheduled to expire on December 31, 2011. Accordingly, we ask that you please adopt the enclosed Resolution and Trust Agreement extending your membership for three (3) years in compliance with NJSA 40A:10-36 et seq. and the Fund Bylaws.

Your accomplishments continue to earn recognition as one of the most successful *shared service programs* in New Jersey history. Since its formation 24 years ago, the Municipal Excess Liability Joint Insurance Fund and its affiliated Joint Insurance Funds have produced taxpayer savings of more than \$838 million dollars by operating effectively at lower premium rates than commercial insurers. Financial stability has been the result of a relentless emphasis on safety training, effective risk management, responsive coverage, and the personal involvement of your peers – the leaders of the 18 Joint Insurance Funds that form the MEL/JIF system. The Ocean County Municipal Joint Insurance Fund has returned over 23.5 million dollars to its members since 1990 and the Fund's financial condition is excellent. At this time, a continuance of the dividend paying history is expected for the upcoming and challenging budget formulation for 2012.

Please complete the enclosed documents and return them to the office of the Fund's Executive Director (PERMA) by October 15, 2011. Thank you in advance for your prompt response and continued dedication to your extraordinary MEL/JIF system.

**Very truly yours,**

**James Pine, Ocean JIF Chairman**

Cc: Stephen Zabarsky, Esquire, JIF Attorney  
Michael Avalone, RMC

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council authorizing shared services agreement  
for the provision of technology/energy specialist support to the Seaside  
Park Municipality with the Central Regional School District.

Resolution No. 2011-

Adopted: September 22, 2011

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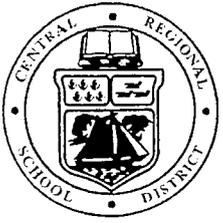
WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act N.J.S.A.40A:65-1et.seq.authorizes a local unit to enter into a contract with any other local unit for the provision of services jointly within the jurisdictions of both board of education and local municipality, to the extent that either board of education and municipality Is empowered to rent the service within its own jurisdictions; and

WHEREAS, the Seaside Park Borough Council has requested the Board of Education of the Central Regional School District to provide technology/energy education application services in the amount of \$15,500; and

WHEREAS, it is the desire of the Borough Council to enter into a shared services agreement for the provision of technology/energy education application services with the Board of Education of the Central Regional School District.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean and State of New Jersey, as follows:

1. The Mayor and Borough Administrator are authorized to enter into a Shared Services Agreement for the provision of technology/energy education application services with the Board of Education of the Central Regional School District for a set fee of \$15,500 effective as of August 1, 2011 through August 1, 2012.
  2. The Borough of Seaside Park and the Board of Education of the Central Regional School District shall abide by the terms and conditions contained within this agreement.
  3. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Board of Education of the Central Regional School District, Borough of Seaside Park Borough Administrator and the Chief Financial Officer.
-



# Central Regional School District

PO BOX C  
FOREST HILLS PARKWAY  
BAYVILLE, NEW JERSEY 08721-0288  
(732) 269-1100  
Fax (732) 237-8872  
[www.centralreg.k12.nj.us](http://www.centralreg.k12.nj.us)

TRIANTAFILLOS PARLAPANIDES, Ed.D.  
Superintendent of Schools

KEVIN O'SHEA, CPA  
School Business Administrator/  
Board Secretary

September 16, 2011

Mr. Robert Martucci, Administrator  
Borough of Seaside Park  
1701 North Ocean Avenue  
Seaside Park, NJ 08752

Dear Mr. Martucci:

Enclosed please find a revised shared services agreement for the provision of technology/energy specialist support to the Seaside Park Municipality with the Central Regional School District.

Once the signatures have been affixed to the agreement, please return a copy to my office.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin O'Shea".

Kevin O'Shea  
Business Administrator/Board Secretary

SHARED SERVICES AGREEMENT FOR THE PROVISION OF TECHNOLOGY/ENERGY SPECIALIST SUPPORT TO  
THE SEASIDE PARK MUNICIPALITY WITH THE CENTRAL REGIONAL SCHOOL DISTRICT

This agreement is made by and between the Seaside Park Municipality of the State of New Jersey, having its principal offices located at 1701 North Ocean Ave, P.O. Box B, Seaside Park, New Jersey 08752 and the Board of Education of the Central Regional School District, an educational entity of the State of New Jersey, having its principal offices located at Forest Hills Parkway, Bayville, New Jersey 08721.

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act N.J.S.A. 40A:65-1, et seq., a board of education, as a local unit of the State of New Jersey, has the authority to enter into a contract with any other local unit for the provision of services jointly within the jurisdictions of both board of education and local municipality, to the extent that either board of education and municipality is empowered to rent the service within its own jurisdictions; and

WHEREAS, the Municipality of Seaside Park (here in after Seaside Park) has requested that the Board of Education of the Central Regional School District (here in after Central Regional) provide Technology/Energy Education application services; and

WHEREAS, it is the desire of Central Regional to provide Seaside Park with the requested services upon mutually agreeable terms and conditions.

Terms and Conditions

THEREFORE, in consideration of the mutual terms, conditions and covenants contained in this agreement, the parties hereby agree as follows:

- 1.) Central Regional will prepare all necessary paper work, repairs and system upgrades in connection with Seaside Park's technology/energy planning needs. Seaside Park will reimburse Central Regional for a set fee of \$15,500 dollars for August 1, 2011, through August 1, 2012.
- 2.) Central Regional will provide to Seaside Park all necessary support that Seaside Park requires in order to maintain its systems. All services will be invoiced and detailed to identify repairs and costs for material. Terms of this agreement are for the period August 1, 2011, through August 1, 2012.
- 3.) It is agreed between Central Regional and Seaside Park that the financial terms of this contract may be modified by the parties, if, in the opinion of Central Regional or Seaside Park, the effect of the agreement in its operation is unfair to either school district or Municipality by reason of costs or other burdens that were not anticipated by the parties at the inception of this agreement. Any such modification may only be made if given 90 days notice of termination of contract to the other party.

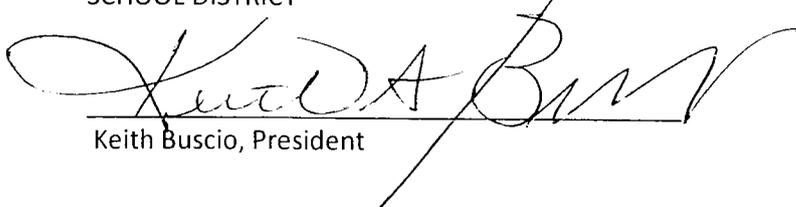
Pursuant to N.J.S.A. 40A:65-1, Central Regional and Seaside Park shall adopt resolutions authorizing this agreement and the agreement shall be effective as of August 1, 2011. The resolutions adopted by Seaside Park and Central Regional shall authorize the execution of this form of agreement by the President of the Central Regional School Board and Mayor of Seaside Park and by the Business Administrator for each respective party.

IN WITNESS WHEREOF, the parties have authorized their duly established officers to set their hands and seals below to confirm the agreement of the respective parties to the terms of this Interlocal Services Agreement.

ATTEST/WITNESS

BOARD OF EDUCATION OF THE CENTRAL REGIONAL  
SCHOOL DISTRICT

  
\_\_\_\_\_  
Kevin O'Shea, Business Administrator

  
\_\_\_\_\_  
Keith Buscio, President

ATTEST/WITNESS

SEASIDE PARK MUNICIPALITY

\_\_\_\_\_  
Robert Martucci, Business Administrator

\_\_\_\_\_  
Thomas E. Connors, Mayor

## **BOROUGH OF SEASIDE PARK**

Resolution of the Borough Council approving contract Change Order No. 1 to the contract between the Borough of Seaside Park and Gavan General Contracting, Inc., for the Bathhouse Renovations.

Resolution No. 2011-

Adopted: September 22, 2011

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WHEREAS, the Borough of Seaside Park previously awarded a contract to Gavan General Contracting, Inc., for Bathhouse Renovations in the amount of \$62,512.08; and

WHEREAS, the requested additional authorization reflects additional building modifications, electrical upgrades and lighting for a net contract increase of \$7,666.46 which is 12.29% of the original contract amount;

WHEREAS, the Borough's Chief Financial Officer has certified that funds are available to finance this change order; and

WHEREAS, based on the project engineer's recommendation, the Borough desires to approve said Change Order No. 1.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey, as follows:

Change Order No. 1 to the contract between the Borough of Seaside Park and Gavan General Contracting, Inc., for Bathhouse Renovations in the amount of \$7,666.46 is hereby approved.

1. The Borough Administrator is hereby authorized and directed to execute said Change Order No. 1 on behalf of the Borough of Seaside Park.
  2. The Borough Clerk is directed to forward certified copies of this Resolution to Gavan General Contracting, Inc., Borough Engineer Alan Dittenhofer of Remington, Vernick & Vena, Department of Public Works and the Borough's Chief Financial Officer.
-

# REMINGTON & VERNICK ENGINEERS AND AFFILIATES

EDWARD VERNICK, PE, CME, President  
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS  
Michael D. Vena, PE, PP, CME (deceased 2006)  
Edward J. Walberg, PE, PP, CME  
Thomas F. Beach, PE, CME  
Richard G. Arango, PE, CME

DIRECTOR OF OPERATIONS  
CORPORATE SECRETARY  
Bradley A. Blubaugh, BA, MFA

SENIOR ASSOCIATES  
John J. Cantwell, PE, PP, CME  
Alan Dittenhofer, PE, PP, CME  
Frank J. Seney, Jr., PE, PP, CME  
Terence Vogt, PE, PP, CME  
Dennis K. Yoder, PE, PP, CME, LEED  
Charles E. Adamson, PLS, AET  
Kim Wendell Bibbs, PE, CME  
Marc DeBlasio, PE, PP, CME  
Leonard A. Faiola, PE, CME  
Christopher J. Fazio, PE, CME  
Kenneth C. Ressler, PE, CME  
Gregory J. Sullivan, PE, PP, CME  
Richard B. Czekanski, PE, CME, BCEE

Remington & Vernick Engineers  
232 Kings Highway East  
Haddonfield, NJ 08033  
(856) 795-9595  
(856) 795-1882 (fax)

Remington, Vernick  
& Vena Engineers  
9 Allen Street  
Toms River, NJ 08753  
(732) 286-9220  
(732) 505-8416 (fax)

3 Jucama Boulevard, Suite 300-400  
Old Bridge, NJ 08857  
(732) 955-8000  
(732) 591-2815 (fax)

Remington, Vernick  
& Walberg Engineers  
845 North Main Street  
Pleasantville, NJ 08232  
(609) 645-7110  
(609) 645-7076 (fax)

4907 New Jersey Avenue  
Wildwood City, NJ 08260  
(609) 522-5150  
(609) 522-5313 (fax)

Remington, Vernick  
& Beach Engineers  
922 Fayette Street  
Conshohocken, PA 19428  
(610) 940-1050  
(610) 940-1161 (fax)

5010 East Trindle Road, Suite 203  
Mechanicsburg, PA 17050  
(717) 766-1775  
(717) 766-0232 (fax)

U.S. Steel tower  
600 Grant Street, Suite 1251  
Pittsburgh, PA 15219  
(412) 263-2200  
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building  
262 Chapman Road, Suite 105  
Newark, DE 19702  
(302) 266-0212  
(302) 266-6208 (fax)

Remington, Vernick  
& Arango Engineers  
The Presidential Center  
Lincoln Building, Suite 600  
101 Route 130  
Cinnaminson, NJ 08077  
(856) 303-1245  
(856) 303-1249 (fax)

300 Penhorn Avenue, 3rd Floor  
Secaucus, NJ 07094  
(201) 624-2137  
(201) 624-2136 (fax)

September 15, 2011

Ms. Eugenia Bermudez, CFO  
Borough of Seaside Park  
1701 N. Ocean Avenue  
Seaside Park, New Jersey 08752

Re: Bathhouse Renovations at Parking Lot No. 3  
Gavan General Contracting, Inc.  
Purchase Order No. 11-00566  
Contract No. C1-00003  
Change Order No. 1  
Our File: 1528-U-005

Dear Ms. Bermudez:

Enclosed for the Borough's approval are three (3) original copies of Change Order No. 1 representing additional building modifications, electrical upgrades and lighting for a net contract increase of \$7,666.46 which is 12.29% of the original contract amount.

Upon your approval please return two (2) executed copies for further processing with the contractor.

Should you have any questions or need additional information, please do not hesitate to contact Steve Williams at our Toms River office.

God Bless America,

REMINGTON, VERNICK & VENA ENGINEERS

Alan B. Dittenhofer, P.E., P.P., C.M.E.

SJW/ABD: ktr

Enclosure

cc: Mr. Robert Martucci, Administrator  
Ms. Karen Barna, Clerk  
Gavan General Contracting, Inc.  
Mr. Felipe Contreras  
Mr. Steven J. Williams, Chief Inspector

N:\SECRETAR\Seaside Park\U005\CO 1 rev.doc

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www.rve.com

**CHANGE ORDER NO. 1**

DATE: 9/9/11

**BATH HOUSE RENOVATIONS**

**Gavan General Contracting**

Name of Project

Contractor

**BOROUGH OF SEASIDE PARK**

**1500 N. Apple Street**

Owner

Address

**1528-U-005**

**Lakewood, NJ 08701**

Project Number

**NATURE AND REASON OF CHANGE: Additional Building Modifications, Electrical Upgrades & Lighting**

Item Number	Description	Quantity	Unit Price	Change in Contract Cost
E1	Additional Building Modifications, Electrical Upgrades & Lighting	1 LS	\$7,666.46	\$7,666.46
<b>NET CHANGE IN CONTRACT PRICE</b>				<b>\$7,666.46</b>

The previous Contract Amount was: \$65,512.08

The current Contract total, including this Change Order equals: \$73,178.54

Seventy Three Thousand One Hundred Seventy Eight and 54/100

Dollars

The Contract Period for Completion will be UNCHANGED.

This Document shall become an Amendment to the Contract and all provisions of the contract will apply hereto.

ACCEPTED BY CONTRACTOR: *K. P. Y. SR.*

DATE: 9/9/2011

RECOMMENDED BY ENGINEER: *[Signature]*

DATE: 9/15/11

APPROVED BY OWNER: *[Signature]*

DATE: 9/24/11