

TENTATIVE  
COUNCIL MEETING AGENDA

FEBRUARY 03, 2016

5:00 PM

ATLANTIC CITY COUNCILMEMBERS

MARTY SMALL, SR., PRESIDENT

AARON 'SPORTY' RANDOLPH, VICE PRESIDENT

CHUEN 'JIMMY' CHENG

JESSE O. KURTZ

MOISSE 'MO' DELGADO

WILLIAM H. MARSH

FRANK M. GILLIAM, JR.

KALEEM SHABAZZ

GEORGE TIBBITT

- 1) ROLL CALL
- 2) PLEDGE OF ALLEGIANCE  
INVOCATION: IMAM AMIN MUHAMMAD, MASJID MUHAMMAD OF ATLANTIC CITY
- 3) OPEN PUBLIC MEETING ACT
- 4) APPROVAL OF MINUTES – JANUARY 13, 2016
- 5) REPORTS AND RECOMMENDATIONS FROM THE MAYOR

APPOINTMENT ANGELO DeMAIO TO EMERGENCY MANAGEMENT COORDINATOR FOR A THREE (3) YEAR TERM.

RE-APPOINTMENT OF HERBERT USHEWOKUNZE VII TO THE ATLANTIC CITY PLANNING BOARD FOR A FOUR (4) YEAR TERM.

RE-APPOINTMENT OF CHIEF HENRY WHITE AS A CLASS II MEMBER OF THE ATLANTIC CITY PLANNING BOARD FOR A ONE (1) YEAR TERM.

RE-APPOINTMENT OF DENNIS KONZELMAN AS AN ALTERNATE MEMBER OF THE ATLANTIC CITY PLANNING BOARD FOR A TWO (2) YEAR TERM.

APPOINTMENT OF MEA SOLOMON AS AN ALTERNATE MEMBER OF THE ATLANTIC CITY PLANNING BOARD FOR A ONE (1) YEAR TERM.

6) PRESIDENT OF COUNCIL COMMITTEE REPORTS

7) COMMUNICATIONS AND PETITIONS

("Matters related to Communications and petitions have been listed in the agenda and will not be read.")

CIVIL ACTION..... DANIEL ZLOTNICK; TERESA M. EBY; QUICKEN LOANS, INC.; vs CITY OF ATLANTIC CITY, ET AL

NOTICE OF CLAIM..... DANIELLE GARGANO; MARIE TALMADGE; ESTATE OF CENOBIO APARICIO-GALINDO; CHARLES PAYNES; NAOMI ORTIZ; LUIS D. GONZALEZ; vs CITY OF ATLANTIC CITY, ET AL.

8) **PUBLIC COMMENT ON AGENDA ITEMS**

9) **GOOD AND WELFARE**

10) **ORDINANCE(S) FIRST READING**

- |         |     |   |
|---------|-----|---|
| SMALL   | 2-A | AN ORDINANCE AMENDING ARTICLE II, CHAPTER 4, SECTION 15 OF THE CITY CODE REGULATING THE PROCEDURE RULES FOR COUNCIL MEETINGS. |
| SHABAZZ | 2-B | MORTGAGE REGISTRATION OF PROPERTIES IN FORECLOSURE.   |

**ORDINANCE(S) ON SECOND AND FINAL READING**

- |                    |   |   |
|--------------------|---|---|
| SHABAZZ & RANDOLPH | 1 | AN ORDINANCE AMENDING CHAPTER 243-71 OF THE CITY CODE, SCHEDULE XIII, WHICH PROHIBITS PARKING AT ALL TIMES ON CERTAIN STREETS AND WHICH SETS FORTH THE SCHEDULE OF STREETS UPON WHICH PARKING IS PROHIBITED AT ALL TIMES. |
| SHABAZZ & MARSH    | 2 | AN ORDINANCE TO AMEND THE ATLANTIC CITY CODE CHAPTER 201 REGULATING PARKING FACILITIES.   |

**NEW BUSINESS ORDINANCE(S)**

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**11) REGULAR RESOLUTIONS**

- 05 - APPOINTMENT TO THE PURCHASING BOARD. (CHUEN 'JIMMY' CHENG)
- 13 - AUTHORIZATION FOR AN INTEREST RATE of EIGHT (8%) PERCENT ON THE FIRST ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS OF ANY DELINQUENT TAXES AND AT THE RATE OF EIGHTEEN (18%) PERCENT ON ANY AMOUNT IN EXCESS OF SAME, PURSUANT to N.J.S.A. 54:5-67.
- 25 - 2016 JANUARY BUDGET TRANSFER
- 51 - RESOLUTION OF CONDOLENCE TO THE FAMILY OF ALBERTA COOR JACKSON.
- 52- RESOLUTION OF CONDOLENCE TO THE FAMILY OF ELMER LISTON JONES.
- 54 - RESOLUTION NO. 892 OF 2015 IS HEREBY AMENDED TO REFLECT THE CORRECT VENDOR AS SEASHORE FAMILY FUN CENTER, LLC .
- 55 - RESOLUTION TO ACCEPT A GRANT FOR 2012 DWI DISBURSEMENT FROM THE MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT FUND.
- 56 - RESOLUTION TO ACCEPT BODY WORN CAMERAS FROM THE OFFICE OF ATTORNEY GENERAL BODY WORN CAMERA ASSISTANCE PROGRAM (BWC).
- 57 - APPROVAL TO ACCEPT A GRANT FOR 3<sup>RD</sup> WARD ACCESSIBLE PLAYGROUND AND RECREATION FACILITY a/k/a HAROLD BROWN MEMORIAL PARK - \$666,296.00.
- 58 - AUTHORIZATION TO ISSUE A WARRANT TO ATLANTIC COUNTY IMPROVEMENT AUTHORITY FOR DEMOLITION CONSULTANT SERVICES - \$18,560.00.
- 59 - 2016 TEMPORARY BUDGET.
- 60 - AUTHORIZATION TO DISCHARGE MORTGAGE APPLICANT ADRIENNE HARRISON OF 1614 McKINLEY AVENUE -\$564.55.
- 61 - AUTHORIZATION TO DISCHARGE OF MORTGAGE APPLICANT ADRIENNE HARRISON OF 1614 McKINLEY AVENUE -\$15,210.45.

- 62 - AGREEMENT WITH WILLIS OF NEW JERSEY FOR FLOOD INSURANCE FOR A TERM OF ONE YEAR -\$100,000.00.
- 63 - AUTHORIZATION TO ENTER INTO VARIOUS TAX COURT SETTLEMENTS.
- 66 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO MEDICAL AND LEGAL PROVIDERS FOR WORKERS COMPENSATION CLAIMS - \$307,037.56 AND PAYMENTS FOR PERMANENT PARTIAL DISABILITY - \$94,360.28
- 67 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO AMERIHEALTH CASUALTY SERVICES, INC. - \$444,104.55.
- 69 - AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. FOR DREDGING REQUIREMENTS FOR CRUISE LINE FOR THE CITY OF ATLANTIC CITY -\$19,618.00.
- 70 - AGREEMENT WITH R. WILKINSON & SONS CONSTRUCTION, INC. FOR IMPROVEMENTS TO REDENIA GILLIAM-MOSEE PARK -\$613,409.93.
- 71 - AGREEMENT WITH COUNTY OF ATLANTIC TO PREPARE THE MEALS FOR THE MEALS ON WHEELS PROGRAM -\$175,000.00.
- 72 - CHANGE ORDER NO. 2 WITH ZARWIN, BAUM, DEVITO, KAPLAN, SCHAER, TODDY, PC FOR ADDITIONAL LEGAL SERVICES FOR MUNICIPAL DEFENSE MATTERS – \$83,000.00.
- 73 - AGREEMENT WITH QUANTUM, INC. TO PROVIDE LANGUAGE INTERPRETING SERVICES FOR THE MUNICIPAL COURT - \$15,000.00.
- 74 - CHANGE ORDER NO. 2 WITH TUOHY & TUOHY FOR ADDITIONAL LEGAL SERVICES FOR MUNICIPAL DEFENSE MATTERS - \$15,000.00.
- 75 - AUTHORIZATION FOR CANCEL TAX SALE CERTIFICATE #14-00302.
- 76 - CHANGE ORDER NO. 1 WITH STRADLEY RONAN STEVENS & YOUNG FOR ADDITIONAL LEGAL SERVICES FOR ENVIRONMENTAL LAW - \$62,000.00.
- 77 - AUTHORIZATION CANCEL OF TAX BALANCES ON PROPERTIES THAT HAVE ENTERED INTO A PILOT.
- 78 - RESOLUTION TO CREATE A LIST OF QUALIFIED ENGINEERING FIRMS TO PROVIDE ENGINEERING SERVICES IN THE FUTURE.
- 79 - AUTHORIZATION CANCEL OF TAX BALANCES ON TAX EXEMPT PROPERTIES OWNED BY CITY OF ATLANTIC CITY.
- 80 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH INTERLINE BRANDS, INC. d/b/a SUPPLY WORKS FOR JANITORIAL SUPPLIES.

- 81 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH WB MASON COMPANY, INC. FOR JANITORIAL SUPPLIES .
- 82 - AGREEMENT WITH SPECIALTY CLEANING & MAINTENANCE, INC. FOR CLEANING SERVICES AT THE PUBLIC SAFETY BUILDING - \$30,000.00.
- 84 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH PENN JERSEY PAPER COMPANY FOR JANITORIAL SUPPLIES.
- 85 - RESOLUTION RECOGNIZING VALGENE KING FOR ALL OF HER GOOD WORKS.
- 86 - RESOLUTION REAPPOINTMENT ALMA JOHNSON TO THE FINE ARTS COMMISSION OF THE CITY OF ATLANTIC CITY TO A FOUR (4) YEAR TERM.
- 87 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH SINGER EQUIPMENT CO., INC. FOR JANITORIAL SUPPLIES.
- 88 - RESOLUTION AUTHORIZING TAX ABATEMENT FOR DOCK'S OYSTER HOUSE, INC.
- 89 - RESOLUTION ADOPTING A CITY COUNCIL VEHICLE USES POLICY.
- 90 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH ALL CLEAN JANITORIAL SUPPLY CO., INC. FOR JANITORIAL SUPPLIES.
- 91 - RESOLUTION AUTHORIZING OPEN END CONTRACT WITH GENERAL CHEMICAL AND SUPPLY FOR JANITORIAL SUPPLIES.
- 92 - CHANGE ORDER NO. 4 WITH MALEY & ASSOCIATES FOR ADDITIONAL LEGAL SERVICES FOR REDEVELOPMENT MATTERS - \$60,000.00.
- 93 - VENDORS LIST BEGINNING WITH #1. WIDMEYER COMMUNICATIONS, 15-02942 AND ENDING WITH REMINGTON VERNICK 15-02970, \$23,448.00.

**NEW BUSINESS RESOLUTIONS**

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12) **EXECUTIVE SESSION**

- 64 - (A) PBA DISCUSSION
- (B) COHN V. CITY OF ATLANTIC CITY/ SETTLEMENT

**RESOLUTION(S)**

- 65 - AUTHORIZATION TO SETTLE THE EXECUTIVE SESSION WITH COHN V. CITY OF ATLANTIC CITY/SETTLEMENT.

13) **OTHER PENDING BUSINESS**

14) **ADJOURNMENT**

- 15) **RHONDA WILLIAMS, CITY CLERK**  
**PAULA GELETEI, DEPUTY CITY CLERK**  
**MONICA WEBB, ASSISTANT CITY CLERK**

# Ordinance

Ordinance No.02-A

OF THE  
CITY OF ATLANTIC CITY, N.J.

Date...02-03-2016  
Date to Mayor.....

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by the Legislative Counsel

Council Member SMALL Presents the following Ordinance:

## AN ORDINANCE AMENDING ARTICLE II, CHAPTER 4, SECTION 15 OF THE CITY CODE REGULATING THE PROCEDURE RULES FOR COUNCIL MEETINGS

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Atlantic City that Chapter 4, Section 15(b) of the City Code is amended as follows:

- (1) Roll Call.
- (2) Pledge of allegiance/prayer.
- (3) Open Public Meetings Act announcement.
- (4) Approval of minutes of previous meetings. Minutes need not be read at length if they have been distributed to members at least 24 hours before the meeting.
- (5) Reports and recommendations of the Mayor and other officials.
- (6) Reports of committees.
- (7) Communications and petitions.
- ~~(8) Executive session.~~
- ~~(9)~~ (8) Public comment on agenda items; good and welfare.
- ~~(10)~~ (9) Ordinances.
  - ~~(a)~~ Introduction and first reading by title. Second reading and public hearing.
  - ~~(b)~~ Second reading and public hearing. Action after public hearing.
  - ~~(c)~~ Action after public hearing. Introduction and first reading by title.
- ~~(11)~~ (10) Resolutions and motions.

~~(12)~~ (11) New business on the calendar.

- (12) Executive Session
- (a) Action after Executive Session

(13) Other pending business.

(14) Adjournment.

**SECTION 1:** All Ordinances of parts of Ordinances inconsistent with any of the terms of this Ordinance are hereby repealed to the extent of such inconsistency or inconsistencies.

**SECTION 2:** This Ordinance shall take effect immediately upon its final passage and publication, as provided by law.

January 29, 2016 12:11 PM

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on .....

Adopted on second and final reading after hearing on.....

Approved By.../s/.....Date.....By Council.....Reconsidered Over Ride \_\_\_\_\_

Mayor

Aye N  
ay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....RHONDA WILLIAMS, City Clerk

# Ordinance

Ordinance No.02-B

OF THE  
CITY OF ATLANTIC CITY, N.J. Date to Mayor.....

Date..02-03-2016

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Deputy City Solicitor /s/ Irving B. Jacoby

Director/s/ Dale Finch, Licensing & Inspections

Prepared by the City Solicitor's Office

Council Member SHABAZZ Presents the following Ordinance:

## MORTGAGE REGISTRATION OF PROPERTIES IN FORECLOSURE

**WHEREAS**, it is the purpose and intent of this article to establish a process to mitigate the amount of deteriorating property located within the City of Atlantic City, which is in default and vacant, or where the ownership has been transferred to a lender or mortgagee by any legal method. It is further intended to establish a registration program as a mechanism to protect neighborhoods from becoming blighted through the lack of adequate maintenance of abandoned, vacated and foreclosed properties which are subject to a mortgage.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Atlantic City as follows:

### Section 1.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them, except where the context clearly indicates a different meaning. Where the context will permit and no definitions are provided herein, the definitions provided in the State of New Jersey Building Code shall apply. When consistent with the context, words used in the present tense include the future, words in the plural include the singular and works in the singular include the plural. The word "shall" is always mandatory and not merely directory.

**ABANDONED REAL PROPERTY** -- Defined as any real property located in the municipality, whether vacant or occupied, that is in default on a mortgage, has had a lis pendens filed against it by the Lender holding a mortgage on the property, is subject to an ongoing foreclosure action by the Lender, is subject to an application for tax deed or pending tax assessor's lien sale, or has been transferred to the Lender under a deed in lieu of foreclosure.

The designation of a property as “abandoned/foreclosed” shall remain in place until such time as the property is sold or transferred to a new owner, the foreclosure action has been dismissed, and any default on the mortgage has been cured.

**CITY** – The City of Atlantic City, Atlantic County, New Jersey

**COMMERCIAL PROPERTY** – Any real property and structure(s) for other than residential use.

**DEFAULT** - When a mortgagee declares said mortgage to be in default either in writing, by recording a lis pendens, or by its actions, or commences foreclosure proceedings.

**ENFORCEMENT AUTHORITY** – The Code Enforcement Office/Property Maintenance Unit of the Department of Licensing & Inspections, the Police Department and any other department designated as such by the City Administrator.

**ENFORCEMENT OFFICER** – Any Code Enforcement Office/Property Maintenance Unit Officer, law enforcement officer, building official, zoning inspector, fire inspector or building inspector, or other person authorized by the City of Atlantic City to enforce the applicable code(s).

**FORECLOSING** – The process by which property, placed as security for a real estate loan, is prepared for sale to satisfy the debt if the borrower defaults.

**FORECLOSURE** – The judicial process by which a property, placed as security for a mortgage loan, after a judicial process, is to be sold at an auction to satisfy a debt upon which the borrower has defaulted.

**LOCAL PROPERTY MANAGER** – An individual property manager, property management company, property maintenance company or similar entity located within a fifty (50) mile radius of the Atlantic City, New Jersey, designated by the owner or mortgagee who is responsible for the maintenance of abandoned real estate.

**MANAGEMENT COMPANY** – A local property manager, property maintenance company or similar entity responsible for the maintenance of abandoned/foreclosed real property.

**MORTGAGEE** – The creditor, including but not limited to, service companies, lenders in a mortgage agreement and any agent, servant or employee of the mortgagee, or any successor in interest and/or assignee of the mortgagee’s rights, interests or obligations under the mortgage agreement.

**OWNER** – Any person, legal entity or other party having any ownership interest whether legal or equitable, in real property. This term shall also apply to any person, legal entity or agent responsible for the construction, maintenance or operation of the property involved.

**PROPERTY** – Any real estate, residential property, or portion thereof, located in the City, including buildings or structures situated on the property. For the purposes of this section only, “property” does not include property owned or subject to the control of the City or any of its governmental bodies or agencies.

**RESIDENTIAL PROPERTY** – Any property that contains one or more dwelling units used, intended or designed to be occupied for living purposes.

**SECURITY** – Taking measures that assist in making the property inaccessible to unauthorized persons.

**Section 2. APPLICABILITY.**

This article relates to abandoned, vacant, foreclosed property. This chapter shall be considered cumulative and is not superseding or subject to any other law or provision for same, but shall rather be a remedy available to the City of Atlantic City in addition to, above and beyond any other State, County and/or local provisions for same; and in addition to any other remedies in law or equity not set forth herein.

**Section 3. REGISTRATION OF VACANT AND/OR FORECLOSING PROPERTIES; DUTY TO PROVIDE WRITTEN NOTICE.**

A. Registration of real property by owner.

- (1) All owners as defined in Paragraph 2. above must register vacant, abandoned, foreclosed properties with the Code enforcement office/property maintenance unit on forms to be provided by the Department of Licensing & Inspections' Code Enforcement Office/Property Maintenance Unit.
- (2) All registrations must state the individual owner's or agent's name, phone numbers and mailing addresses. The mailing address may not be a P.O. Box. This registration must also certify that the property was inspected and identify whether the property is vacant at the time of filing. If the property is vacant, the owner and/or registrant must designate and retain an individual or local property management company responsible for the security and maintenance of the property. This designation must state the individual or company's name, phone number and local mailing address.
- (3) If the property is in the process of foreclosure, the registration must be received within ten (10) days of the initiation of the foreclosure process as required by N.J.S.A. 46:10B-51. All owners must also provide proof of utility (gas, electric, water) connections or disconnections which must be submitted to the Code Enforcement Office/Property Maintenance Unit.

B. Any mortgagee who holds a mortgage on real property located within the City of Atlantic City shall perform an inspection of the property serving as the security for the mortgage, upon default by the mortgagor, or within thirty (30) days following issuance of a notice of default to mortgagor. If the property is found to be vacant or shows evidence of vacancy, it shall be deemed abandoned and the mortgagee shall, within ten (10) days of the inspection, register the property with the Code Enforcement Office/Property Maintenance Unit, his or her designee, or other authorized representative, on forms provided by the City of Atlantic City's Code enforcement office/property maintenance. A registration is required for each foreclosed property.

C. If the property is occupied but remains in default, it shall be inspected by the owner or his designee monthly until the mortgagor or other party remedies the default; or if it is found to be vacant and shows evidence of vacancy at which time it is deemed to be abandoned, then the mortgagee shall, within ten (10) days of that inspection, register the property with the Code Enforcement Office/Property Maintenance Unit on forms provided by the City of Atlantic City's Code Enforcement Office/Property Maintenance Unit. A registration is required for each vacant property.

D. Registration pursuant to this section shall contain at a minimum the name and address of owner along with the corresponding mailing address of both the mortgagee/servicer, e-mail addresses, and telephone numbers. The mailing address may not be a P.O. Box. This registration must also certify that the property was inspected and identify whether the property is vacant at the time of filing. If the property is vacant, the owner and/or registrant must designate and retain an individual or local property management company responsible for the security and maintenance of the property. This designation must state the individual or company's name, phone number and local mailing address.

- (1) The local property manager shall be responsible to inspect, secure and maintain the property. The local property manager named in the registration shall be located within a fifty (50) mile radius of Atlantic City, Atlantic County, New Jersey and available to be contacted Monday through Friday between 9:00 a.m. and 5:00 p.m., holidays and lunch hours excepted.

E. Annual Registration.

- (1) All property registrations are valid for one (1) year from the date of registration. The initial registration fee is \$500.00 and must accompany the registration form. Subsequent annual registration fees are \$500.00 for the first renewal and thereafter. All applications and fees are due by the registration renewal date. Registration fees and renewal fees will not be prorated or refunded.
- (2) No governmental agency is required to pay the annual registration fee.
- (3) Properties subject to this section shall remain under the annual registration, inspection, security, and maintenance standards of this section as long as they remain vacant.

F. Change in Status.

- (1) Any person or other legal entity that has registered a property under this chapter must report any change of information contained in the registration within ten (10) days of the change. There is no fee for modifying contact information if the organizational information remains the same and within one (1) year of the last registration payment.
- (2) Once the property is no longer vacant or is sold or otherwise transferred, the owner must provide proof of sale, transfer or occupancy to the enforcement authority within ten (10) days of sale, transfer or occupancy.

G. Failure of the owner to properly register or to revise from time to time the registration to reflect a change of circumstances as required by this chapter is a violation of this and may result in a citation by the Code Enforcement Office/Property Maintenance Unit with subject to the penalty provided herein.

H. Pursuant to a finding and determination by the Code Enforcement Office/Property Maintenance Unit or the Police Department that any property is in violation of the City ordinance or ordinances, and if not corrected within the timeframe prescribed in the Notice of Violation to mortgagee, the City may take necessary action to ensure compliance with its ordinance(s) and place a lien(s) on the property for the cost of the work performed plus an Administrative Fee of \$100.00 to benefit the property and to bring it into compliance, which lien may be assigned to either the entity that performed the work or arranges to have the work performed.

I. At such time that the property becomes abandoned the mortgagee shall submit a no trespass affidavit with the Code Enforcement Office/Property Maintenance Unit that the property has been posted as "No Trespass."

**Section 4. MAINTENANCE REQUIREMENTS.**

A. The owner of any property subject to this article shall:

- (1) Keep the property free of:

- (a) Dead vegetation, trash, junk, debris, building materials, any accumulation of newspapers, circulars, flyers, notices, except those required by federal, state or local law, discarded personal items including, but not limited to, furniture, clothing, large and small appliances, or any other items that give the appearance that the property is abandoned or not being properly maintained.
  - (b) Weeds, overgrown brush or dead vegetation over the height limitations imposed by the City's Municipal Code. The obligation to maintain shall include, but not be limited to, watering, irrigation, cutting and mowing of required landscape and removal of all trimmings and weeds.
  - (c) Rubbish, broken glass, stumps, roots, obnoxious growth, filth, garbage, trash, refuse and debris, dead and dying trees or other natural growth which, by reason of rotting or deteriorating condition or storm damage within fifty (50) feet of a structure on an adjacent property or public right-of-way which constitutes a hazard to persons or structures in the vicinity thereof; and
  - (d) Dilapidated bulkheads.
- (2) Maintain property on which and along which sidewalks and curbs are located in property condition and good repair, free of obstruction, debris, or other unsafe conditions, projections, obstructions, icy conditions, and snow accumulation.
  - (3) Maintain the property free of graffiti or similar markings by removal or painting over with an exterior-grade paint that matches the color of the existing structure.
  - (4) Keep pools, fountains, ponds and spas in working order or properly winterized and covered or lawfully demolished as that pool, foundation, pond and spa water remains free and clear of pollutants and debris. Pools, fountains, ponds and spas shall comply with the enclosure requirement of the City Codes and the State of New Jersey Building Code. Demolition or removal of pools, fountains, ponds and spas shall be performed in compliance with the New Jersey Building Code, the City Code and all other applicable laws, rules and regulations.

B. Failure to maintain. Failure of the owner to properly maintain the property as required by this article is a violation of the City Code and may result in the issuance of a citation by the Code Enforcement Office/Property Maintenance Unit. Pursuant to a finding and determination by the Code Enforcement Office/Property Maintenance Unit that any property in violation of a City ordinance or ordinances, the City may take the necessary action to ensure compliance with its ordinances and place a lien(s) on the property and assign it as provided elsewhere herein.

C. Maintenance to comply with applicable laws, codes, rules and regulations. Properties subject to the requirements of this article must be maintained in accordance with all applicable federal, state and local laws, rules and regulations. The owner or local property management company must inspect the property monthly for the duration of the vacancy.

D. Posting of notice on vacant or abandoned property.

(1) When a property becomes a vacant, abandoned/foreclosed property, within not less than ten (10) calendar days following the date it becomes vacant or abandoned, the property shall be posted with the name and twenty-four (24) hour contact telephone number of the local property manager. The posting shall be no less than 18 inches by 24 inches, and shall be of the font that is legible from a distance of 45 feet. The posting shall contain the following language: "THIS PROPERTY IS MAINTAINED BY (Name of the Local Property Manager). TO REPORT PROBLEMS OR CONCERNS, CALL (Telephone number of Local Property Manager)." The sign shall be kept properly maintained and legible during the period of vacancy.

(2) The posting shall be placed on the interior of a window facing the street to the front of the property so that it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the property so that it is visible from street or if no such area exists, on a stake of sufficient size to support the posting in a location that is at all times visible from the street to the front of the property but not readily accessible to vandals. Exterior posting shall be constructed of and printed with weather-resistant materials. The posting shall be kept properly maintained and legible during the period of the vacancy.

E. Not exclusive. Adherence to this section does not relieve the owner of any applicable obligations set for in this code, covenant conditions and restrictions, and/or home owners' association rules and regulations.

**Section 5. SECURITY REQUIREMENTS.**

A. Properties subject to these Sections shall be maintained in a secure manner so as not to be accessible to unauthorized persons.

B. A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure. Broken windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure must be repaired. Broken windows shall be secured by re-glazing of the window.

C. If a mortgage on a property is in default, and the property has become vacant or abandoned, a property manager shall be designated by the mortgagee to perform the work necessary to bring the property into compliance with the applicable code(s), and the property manager must perform regular inspections to verify compliance with the requirements of this article, and any other applicable laws.

**Section 6. ADDITIONAL AUTHORITY.**

The Code Enforcement/Property Maintenance Officer, Police Officer or other designee, or authorized representative, shall have authority to require the owner of any property affected by this article to implement additional maintenance and/or security measures including, but not limited to, securing any and all door, window or other openings, employment of an on-site security guard, or other measures as may be reasonable required to help prevent further decline of the property.

**Section 7. INSPECTIONS.**

The enforcement authority shall have the authority and the duty to inspect properties subject to this article for compliance and to issue summonses for any violations.

**Section 8. VIOLATIONS AND PENALTIES.**

- A. Failure to initially register with the enforcement authority is punishable by a fine of \$500.00
- B. Failure to report any change of information contained in the registration within ten (10) calendar days of the change is punishable by a fine of \$500.00 for each day after the expiration of the 10<sup>th</sup> calendar day continuing through to the day prior to the date on which the information shall have been supplied.
- C. Failure of an in-state creditor to identify the name of the individual or property management company is punishable by a fine of \$500.00 for each day of the violation. Any fines imposed on a creditor for the failure to appoint an in-state representative or agent shall commence on the day after the ten-day period set forth in Paragraph (1) of Subsection a of Section 17 of P.L. 2008, c. 127 (N.J.S.A. 46:10B-51) for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- D. An out-of-state creditor found by the municipal court of the City of Atlantic City, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-state representative or agent pursuant to this article shall be subject to a fine of \$2,000.00 for each day of the violation. Any fine imposed on a creditor for the failure to appoint an in-state representative or agent shall commence on the day after the ten-day period set forth in Paragraph (1) of Subsection a of Section 17 of P.O. 2008, c. 127 (N.J.S.A. 46:10B-51) for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- E. A creditor found by the municipal court of the City of Atlantic City, or by any other court of competent jurisdiction, to be in violation of the requirement to correct a care, maintenance, security, or upkeep violation cited in a notice issued pursuant to this article shall be subject to a fine of \$1,500.00 for each day of the violation. Any fines imposed pursuant to this subsection shall commence thirty-one (31) days following receipt of the notice, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11-days following receipt of the notice.

(1) In addition to the fine set forth above, the creditor shall be responsible for the costs associated with cleanup, including, but not limited to, tipping fees and overtime for use of personnel and equipment which shall constitute a lien on the property.

F. Where the property is vacant or show evidence of vacancy, and foreclosure proceedings have not been initiated, the failure of an owner or creditor to file a registration within the required ten-day period following the enforcement authority's first notice of violations or summons improper maintenance is punishable by a fine of \$500.00 per day which shall commence on the day after the ten-day period set forth in Paragraph (1) of Subsection a of Section 17 of P.L. 2008, c. 127 (N.J.S.A. 46:10B-51) has expired.

G. Failure to renew a registration with the enforcement authority is punishable by a fine of not less than \$500.00 nor greater than \$2,000.00 per occurrence. Each day during which the registration was not renewed following is expiration shall be deemed a separate occurrence.

H. As required by N.J.S.A. 48:1.12.s, no less than 20% of any money collected pursuant to this section shall be utilized by the municipality for municipal code enforcement purposes.

I. In all cases where, after expiration of the notice and opportunity to comply with any of the requirements set forth in this Chapter, such condition is corrected by the City by or under the direction of the Department of Licensing & Inspections or by a contractor retained by the City, including, but not limited to, mowing, removal of brush, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris removed from any land or property, the Director of Licensing & Inspections or Contractor, as the case may be, shall certified the cost thereof to the City Administrator who shall examine the certificate, and if found correct shall cause the cost as shown thereon to be charged against said lands.

(1) The amount so charged plus a \$100.00 administrative fee shall forthwith become a lien upon such lands and shall be added to and become and for part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

J. Nothing contained herein shall prevent the Department of Licensing & Inspections, in a case of an unregistered or delinquent registered owner, from cleaning up the property on an as-needed basis and imposing a lien against the property for costs associated for cleanup as set forth in this section.

K. Any fine(s) or cost(s) associated with cleaning up the property that remains uncollected or unpaid shall, by resolution of the City Council, become a lien upon the property, which lien shall hereafter form part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes to be collected and enforced by the same officers and in the same manner as taxes in accordance with the provision of N.J.S.A. 40:48-2.14 and this Code.

**Section 9. IMPLEMENTATION AND COMPLIANCE.**

Upon the effective date of the ordinance from which this article derives, any existing vacant or foreclosing properties shall have thirty (30) days to comply with the provisions of this article.

**Section 10. SUPPLEMENTAL PROVISIONS.**

Nothing contained in this article shall prohibit the City of Atlantic City from enforcing its codes by any other means, include, but not limited to, injunction, abatement or as other provided by the Atlantic City Code or applicable laws.

**Section 11.**

All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to remedy the inconsistency.

**Section 12.**

This Ordinance shall become effective upon final passage and publication as provided by law.

SH January 29, 2016 12:11 PM 02-B

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on .....

Adopted on second and final reading after hearing on.....

Approved By.../s/.....Date.....By Council.....Reconsidered Over  
 Mayor Aye Nay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

.../s/.....Rhonda Williams, City Clerk

# Ordinance

Ordinance No. 01

OF THE Date. 01-13-2016  
CITY OF ATLANTIC CITY, N.J. Date to Mayor.....

Approved as to Form and Legality on Basis of Facts Set Forth Factual contents certified to by

Assistant City Solicitor /s/ Benjamin J. Kaufman

Director of Planning & Development/s/ Elizabeth Terenik

Prepared by the City Solicitor's Office

Council Members SHABAZZ & RANDOLPH present the following Ordinance:

An Ordinance amending Chapter 243-71 of the City Code, Schedule XIII, which prohibits parking at all times on certain streets and which sets forth the schedule of streets upon which parking is prohibited at all times.

**BE IT RESOLVED** by the City Council of the City of Atlantic City:

**Section 1.** That Chapter 243-71 shall be amended as follows:

Name of Street	Side	Location
Maryland Avenue	East	From Absecon Blvd. (Route 30) to Brigantine Boulevard

**Section 2.** All ordinances or parts of any ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency; and

**Section 3.** This ordinance shall take effect immediately upon its final passage and publication as provided by law.

tc January 29, 2016 12:11 PM 1-A

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on .....JANUARY 13, 2016.....

Adopted on second and final reading after hearing on.....

Approved By.../s/.....Date.....By Council.....Ride Reconsidered Over  
Aye Nay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....RHONDA WILLIAMS, City Clerk

# Ordinance

Ordinance No. 02 OF THE  
CITY OF ATLANTIC CITY, N.J.

Date..01-13-2016  
Date to Mayor.....

Approved as to Form and Legality on Basis of Facts Set Forth Factual contents certified to by

Deputy City Solicitor /s/ Irving B. Jacoby Director of Licensing & Inspection/s/ Dale Finch  
REVISED 1/12/2016 & 1/20/16 Prepared by the City Solicitor's Office

Council Members SHABAZZ & MARSH Present the following Ordinance:

## AN ORDINANCE TO AMEND THE ATLANTIC CITY CODE CHAPTER 201 REGULATING PARKING FACILITIES

WHEREAS, Chapter 201 of the Atlantic City Municipal Code establishes the regulations under which parking facilities are permitted to operate; and

WHEREAS, certain sections of Chapter 201, most of which have not been updated since 1998 or prior, require revisions and updating to effectuate the continued safe operation of parking facilities and to reflect the changes in structure within Atlantic City government and in parking lot operational systems; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Atlantic City that the following City Code sections shall be amended as described below by the replacement section underlined and the deleted section with line a through them.

### SECTION 1: Code amendments:

Section 201-1. Definitions, shall be amended as follows:

The following words, terms and phrases shall have the meanings indicated:

#### BUS PARKING FACILITY

Any building, structure, garage, outdoor space, place, lot, parcel, yard or enclosure or adjacent property, or any portion thereof, where passenger buses may be stored, parked, housed or kept, for which any charge is made, and which is not open to the general public.

#### DIRECTOR

The Director in charge of the Department of Licensing and Inspection or his authorized representative.

#### OPERATOR

The person to whom the mercantile license is issued.

#### PARK

To stand a vehicle for a period of time greater than is reasonably necessary to load or unload persons or property.

#### PATRON PARKING FACILITY

Any building, structure, garage, outdoor space, place, lot, parcel, yard or enclosure or adjacent property, or any portion thereof, provided exclusively for the use and convenience of persons doing business at or with a business establishment, for which no charge to park is made, and whether or not a ticket is validated.

#### PRIVATE PROPERTY

Any outdoor space, place, lot or parcel or driveway having a capacity to park four vehicles or fewer, and which is not for public use. This shall not apply to a driveway of a home that holds three or fewer vehicles.

#### PUBLIC PARKING FACILITY

Any building, structure, garage, outdoor space, place, lot, parcel, yard or enclosure or adjacent property, or any portion thereof, where motor vehicles may be stored, parked, housed or kept, for which any charge is made, and which is open to the general public. This definition shall not apply to a valet parking operation.

#### SEMIPUBLIC PARKING FACILITY

Any building, structure, garage, outdoor space, place, lot, parcel, yard or enclosure, or any portion thereof, where motor vehicles may be stored, parked, housed or kept, pursuant to an agreement with the owner, operator or manager, and for which a charge is made on a daily, weekly, monthly or yearly rate under such agreement and which is not otherwise open to the general public.

#### VALET PARKING OPERATION

Any operation wherein motor vehicles are relinquished by a patron to an operator or its employee or contractor at a designated location, stored or parked by the operator, employee or contractor and delivered back to the patron upon the patron's request, for which any charge is made, and which is open to the general public.

#### VEHICLE

Any motor powered device upon which any person or property is transported from one place to another.

**Section 201-2. License Required; Fees; Applications**, shall be amended as to Sections A, C, D & E as follows:

- A. ~~No premises shall be used for the purposes of operating a patron parking facility, public parking facility or semipublic parking without first securing a license for the same in the manner hereinafter provided, but no license shall be issued that has not been approved by the Director.~~
- A. No premises shall be used for the purposes of operating a bus parking facility, patron parking facility, public parking facility, semipublic parking or valet parking operation without first securing a license for the same in the manner hereinafter provided, but no license shall be issued that has not been approved by the Director.

**[Amended 10-21-1998 by Ord. No. 62-1998]**

(1) The mercantile license fees for parking facilities shall be as follows:

Number of Vehicles	Fee
1 or 2	No charge
3 to 15	\$50
16 to 50	\$100
51 to 100	\$200
Over 100	\$200, plus \$2 for each vehicle space over 100

Number of Buses	Fee
Parking (buses)	
10-bus capacity or less	\$500
Over 10 to 25 buses	\$1,000
Over 25 to 50 buses	\$1,500
Over 50 buses, additionally, per bus	\$5

(2) The license shall be renewed every year, and the licensing year shall run from August 1 and run until July 31 of the subsequent year.

B. The applicant for a license to operate a parking facility shall make a truthful written application therefor, on a form to be provided by the Division of Local Vehicle Licensing, which application shall be sworn to, and shall file the same with the Department of Transportation. The application shall include the following information:

- (1) The full name of the applicant.
- (2) Residential address.
- (3) If the applicant is a corporation, the location of the registered office in New Jersey and the registered agent.
- (4) Address of the parking facility, along with a brief sketch and photograph of the parking facility showing the entire facility, including buildings, booths and fence or shrubbery.
- (5) If the applicant is not the owner of the parking facility, his interest (lease or otherwise) in the premises or, in the alternative, an affidavit of the owner attesting to the applicant's right to use the facility.
- (6) A description of the manner and type of fence or shrubbery and the height thereof used to enclose the parking facility.
- (7) The maximum number of cars to be parked on the facility.
- (8) A schedule of rates to be charged for the parking or storage of motor vehicles, setting forth the time, per hours, for each of said prices to be charged.
- (9) Certificates showing public liability and property damage insurance in the following amounts: \$1,000,000 liability and \$200,000 property damage.
- (10) A certificate of occupancy for the location of the parking lot from the Department of Planning and Development.
- (11) On new parking lots, all approvals from the Bureau of Investigations and Inspections.
- (12) A telephone number that can reach a responsible person 24 hours a day in case of police or fire emergency.

- (13) ~~Whether or not the applicant has a conviction for a crime involving moral turpitude and the dates and jurisdiction of that conviction.~~
- (1) The full name of the applicant.
  - (2) If the applicant is an individual, the applicant's residential address.
  - (3) If the applicant is a corporation, the location of the registered office in New Jersey and the registered agent.
  - (4) Address of the parking facility, along with a brief sketch and/or photograph of the parking facility showing the entire facility, including buildings, booths and fence or shrubbery.
  - (5) If the applicant is not the owner of the parking facility, a document showing his interest (lease or otherwise) in the premises or, in the alternative, an affidavit of the owner attesting to the applicant's right to use the facility.
  - (6) A Certificate of Land Use Compliance from the Atlantic City Planning Department or the Casino Reinvestment Development Authority, as appropriate.
  - (7) The maximum number of cars to be parked on the facility.
  - (8) A tariff sign, if so required under Section 201-3(A).
  - (9) Certificates showing public liability and property damage insurance in amounts not less than the following: \$1,000,000 liability and \$200,000 property damage.
  - (10) A telephone number that can reach a responsible person 24 hours a day in case of police or fire emergency.
- C. ~~After the application has been made, the Director will cause an inspection to be made by the transportation inspectors and, following their report, if all conditions are in order, shall approve the application, and a mercantile license shall be issued. The mercantile license shall reflect the maximum number of cars permitted on the facility.~~
- C. After the applicant for a license to operate a parking facility shall make a truthful written application therefor, on a form to be provided by the Director, which application shall be sworn to, and shall file the same with the Mercantile Division of the Department of Licensing and Inspection. The application for initial licensure or a transfer license shall include the information below. Applications for license renewal shall require the applicant to indicate any changes to the information provided on the initial or transfer application and such other information as requested by the Director.
- E. ~~Background check.~~
- (1) ~~The Director is hereby given the power and authority to investigate all applications for licensing under this chapter and is authorized and empowered to request of the Atlantic City Police Department a full background check of all applicants.~~
  - (2) ~~If the Director, after the background check, is satisfied that the information in the application is true, then he may authorize the issuance of the license. If he finds that the information is false, then he may deny the application. If the application is not denied within 30 days of date of the filing of the application, then the application shall be deemed approved.~~
  - (3) ~~An appeal to that denial may be made within 10 days to the Mayor.~~
- E. ~~Background check.~~
- (1) The Director is hereby given the power and authority to investigate all applications for licensing under this chapter and is authorized and empowered to request of the Atlantic City Police Department a full background check of all applicants.

- (2) If the Director, after the background check, is satisfied that the information in the application is true, then he may authorize the issuance of the license. If he finds a conviction of a crime, whether or not disclosed, that may indicate that the issuance of the license is not in the public interest, then he may deny the application. If the application is not denied within 30 days of the date of the filing of the application, then the application shall be deemed approved.
- (3) An appeal to that denial may be made within 10 days to the Mayor.

**Section 201-3. Signs,** shall be amended as follows:

**§ 201-3. Signs.**

**A. Sign requirements.** ~~The following shall apply to all signs on all parking facilities.~~

(1) ~~The following functional types are permitted or required:~~

- ~~(a) Identification signs.~~
- ~~(b) Current rate signs.~~
- ~~(c) Tariff sign.~~
- ~~(d) Prohibitory (towing) signs.~~
- ~~(e) Closed signs.~~

(2) ~~The following structural types are permitted:~~

- ~~(a) Awning, canopy or marquee sign.~~
- ~~(b) Ground sign.~~
- ~~(c) Projected sign.~~
- ~~(d) Wall sign.~~
- ~~(e) Pole sign.~~

**B. Identification signs shall:**

- ~~(1) Not exceed 16 square feet in size.~~
- ~~(2) Not be lower than four feet nor higher than 14 feet.~~
- ~~(3) Be placed where most desirable to fit the needs of the individual business.~~
- ~~(4) Have style and coloring in keeping with the operator's logo, trademark or other identifying symbol.~~

**C. Current rate signs.**

- ~~(1) Current rate signs shall:~~
  - ~~(a) Not exceed four by four feet by four feet square.~~
  - ~~(b) Not be lower than four feet nor higher than eight feet.~~
  - ~~(c) Be parallel or perpendicular to street frontage.~~
- ~~(2) The rates must be in accordance with the tariff sign, all rates the same size, must show the period of time for which the vehicle is to be stored or parked and must show the initial fee and the subsequent, if that subsequent fee is different than the initial fee, above the rate; the words "CURRENT RATE" in capital letters, four inches high, in Helvetica Medium letter style; must indicate the parking rate in effect at the time that the sign is displayed.~~

~~The current rate sign must have a white background, letters in six inch Helvetica Medium letter style, black in color; numerals in eight inch minimum, sixteen inch maximum, red in color; interchangeable inserts of slots for fee and hour.~~

**D. Tariff signs shall:**

~~(1) Not exceed two feet by three feet.~~

~~(2) Be higher than eight feet nor lower than can be seen unobstructed from all entrances when the lot is full.~~

~~(3) Be posted prominently in an unobstructed location, permanently affixed to the attendant's booth.~~

~~(4) State the entire rate schedule of the parking facility that is on file with the Transportation Department. All rates must be the same size, with white background, black lettering and red numerals. It shall have the name of the operator, the mercantile license number and the address. The specifications for lettering and numeral size provide that a full and maximum use is made of the surface area in a neat and clear manner.~~

E. Public prohibitory (towing) signs shall be:

~~(1) Two feet by four feet.~~

~~(2) No higher than eight feet nor lower than four feet.~~

~~(3) Posted in a visible location at all entrances to the facility; if the entrance requirement is not sufficient due to the largeness of the facility, then posted in a visible location or locations so that a sign is clearly visible to all entrances and parking places within the parking facility.~~

~~(4) Posted with a sign reading "Unauthorized Vehicles Will Be Towed," and stating the name, address and telephone number of the towing company. Such sign shall also state the range of legal towing fees in a box, measuring seven inches by 12 inches and located beneath the prohibitory reading. Said box shall be divided into equal-sized segments, in each of which will be identified a particular towing fee and the gross vehicle weight to which such fee applies.~~

**[Amended 5-6-1992 by Ord. No. 43-1992]**

F. Private property prohibitory (towing) signs.

~~(1) Private property towing signs must be posted in an unobstructed location, reading "Private Property, No Parking, Tow Away Zone," the name of the towing company, the address and phone number of the towing company and the fee for said towing.~~

~~(2) All prohibitory (towing) signs are to be of white background with red letters and numerals, three-inch Helvetica Medium style lettering, company name boxed, seven inches by 12 inches, address and telephone number boxed, seven inches by 12 inches, fee in a four-inch by four-inch box-lined area.~~

G. "Closed signs should fit the slot in the current rate" sign, shall be of sufficient size to cover the fee portion of the current rate sign, shall be posted, when warranted, across current rate sign when the lot is not open to the public and shall be posted at all entrances to the facility. The lettering must be six-inch red letters, Helvetica Medium Bold, with a white background.

A. Sign requirements. The following shall apply to all signs on all parking facilities.

(1) The following functional types are permitted on all parking facilities and required as indicated:

(a) Identification signs- required for:

- i. Patron parking facility;
- ii. Bus parking facilities;
- iii. Public parking facilities;
- iv. Semipublic facilities

(b) Current rate signs- required for:

- i. Bus parking facilities;
- ii. Public parking facilities;

- iii. Valet parking operation
- (c) Tariff sign- required for:
  - i. Bus parking facilities;
  - ii. Public parking facilities;
  - iii. Semipublic facilities
- (d) Prohibitory (towing) signs – required to permit towing.
- (e) Closed signs – required when lot is closed.
- (f) Valet parking service rate schedule – required for valet operations

(2) The following structural types are permitted:

- (a) Awning, canopy or marquee sign.
- (b) Ground sign.
- (c) Projected sign.
- (d) Wall sign.
- (e) Pole sign.

B. Identification signs shall identify the operator of the parking facility or the business served by it and may be incorporated into the tariff sign, if applicable, and, if not so incorporated, shall:

- (1) Not exceed 16 square feet in size.
- (2) Not be lower than four feet nor higher than 14 feet.
- (3) Be placed where most desirable to fit the needs of the individual business.
- (4) Have style and coloring in keeping with the operator's logo, trademark or other identifying symbol.

C. Current rate signs.

- (1) Current rate signs shall:
  - (a) Not exceed 16 square feet in size.
  - (b) Be placed in a location that is easily visible to a vehicle operator prior to entry into a parking facility.
  - (c) Display the words "CURRENT RATE" in capital letters, four inches high at the top of the sign
  - (d) Indicate the parking rate in effect at the time that the sign is displayed.
- (2) The rates must be in accordance with the tariff sign and all numerals indicating the rates shall be the same size and no less than four inches high.
- (3) For parking facilities which charge by the hour or otherwise based on the duration of time parked, the rate sign shall show the period of time for which the current rate applies and the subsequent rate, if that subsequent rate is different than the initial rate, that will result in an additional charge if the vehicle remains beyond the stated period of time.
- (4) For parking facilities which charge on a per use basis and not by the hour or duration of the parking stay, the rate sign shall show the period for which the current rate applies and, if the rate charged to the patron is the one that is effective at the time of exit from the parking facility, the sign shall so state.
- (5) For valet parking operations, a rate sign must be shown that conspicuously indicates the amount to be charged to the general public before any discount, but otherwise shall not be required to comply with (C)(1) of this section.

D. Tariff signs shall:

- (1) Not exceed two feet by three feet.
- (2) Be placed in a location that is easily visible to a vehicle operator at the entrance of a parking facility.
- (3) Be posted prominently in an unobstructed location on the attendant's booth(s).
- (4) State the entire rate schedule of the parking facility that is on file with the Mercantile Division.
- (5) Have a white background with black lettering, show all rates in the same size font and be easily visible to the intended reader.
- (6) Have the name of the operator, the mercantile license number and the address.

E. Public prohibitory (towing) signs shall be:

- (1) Not be smaller than two feet by two feet.
- (2) Posted near all entrances and in locations that are clearly visible to all driving aisles within the parking facility.
- (3) Contain the words "Unauthorized Vehicles Will Be Towed," and state the name, address and telephone number of the towing company. Such sign shall also state the range of legal towing fees in a box, measuring seven inches by 12 inches and located beneath the prohibitory reading. Said box shall be divided into equal-sized segments, in each of which will be identified a particular towing fee and the gross vehicle weight to which such fee applies.

F. Private property prohibitory (towing) signs.

- (1) Private property towing signs must be posted in an unobstructed location, reading "Private Property, No Parking, Tow-Away Zone," the name of the towing company, the address and phone number of the towing company and the fee for said towing.
- (2) Such sign shall also state the range of legal towing fees in a box, measuring seven inches by 12 inches and located beneath the prohibitory reading. Said box shall be divided into equal-sized segments, in each of which will be identified a particular towing fee and the gross vehicle weight to which such fee applies.

G. Closed signs. A closed sign must be displayed at all entrances when a parking facility is closed and can be an independent sign or incorporated as information on the current rate sign.

H. Valet parking service rate schedule. A valet parking service rate schedule shall:

- (1) Be placed in a location that is easily visible within the cashier area of a valet parking operation.
- (2) State the entire rate schedule for the valet service.

**Section 201-4. Rates,** shall be amended as follows:

- A. ~~The price to be charged and the time that said charge is made are to be set forth on the tariff sign mentioned in the preceding section. Both sides of the current rate sign shall be identical to the appropriate times and rates contained on the tariff sign.~~

- B. ~~The current rate and tariff signs shall both be identical to the rates filed with the application or subsequent rate change application.~~
- C. ~~The operator, during the licensing year, may change or alter said schedule of rates and hours as often as he may desire; provided, however, that he file with the Division of Local Vehicle Licensing a new or revised schedule of rates or charges and that a new or revised schedule of rates be approved by the Director and a copy of the approved rate change be placed in the attendant's booth at the parking facility.~~
- D. ~~No new or revised rates or charges may be posted or fees collected until the conditions of Subsection C are met.~~
- E. ~~It shall be unlawful to operate a parking lot on the honor system of collection of fees, and the towing of vehicles from a parking facility, that parked when an attendant was absent from the facility, is prohibited unless a plan for metered parking is submitted and approved by the Director which would adequately safeguard against unlawful towing from said facility.~~
- F. ~~It shall be unlawful to display any rate or price sign other than such as is provided for in this chapter or to enact any rate change or fee for the parking or storage of vehicles on any parking facility in excess of or less than those contained in the latest rate change that was filed with the Department of Transportation.~~
- G. ~~The owner or operator of a vehicle parked or stored on or in any parking facility shall be given a receipt for the same which shall indicate the stored or parked vehicle and shall have printed or otherwise indelibly designated the name of the licensee and the address of the parking facility.~~
- H. ~~Hours. Unless otherwise specified in the rate change application, the hours on the tariff sign shall mean from 12:00 midnight to 12:00 midnight.~~
- I. ~~Holidays.~~  
~~(1) Holidays listed on the tariff sign shall mean the following holidays: New Year's Day, Martin Luther King Day, Presidents Birthday, Good Friday and Easter, Memorial Day, the Fourth of July, Labor Day, Columbus Day, Thanksgiving Day, Christmas Day and those days recognized by the City of Atlantic City as legal holidays.~~  
~~(2) Holiday weekends. Holiday weekends listed on the tariff sign shall mean that, if the holiday falls on a Thursday, then Thursday, Friday, Saturday and Sunday; if a holiday falls on a Friday, then Friday, Saturday and Sunday; if a holiday falls on a Saturday or a Sunday, then Saturday and Sunday, and that day that the federal government and/or the City of Atlantic City designates as the holiday; if a holiday falls on a Monday, then Saturday, Sunday and Monday. If the holiday falls on a Tuesday or Wednesday, then there shall be no holiday weekend rates; however, there shall be holiday rates for the holiday itself.~~
- J. ~~Special events and conventions. There shall be no special rates on the tariff sign for special events or conventions unless approved by the Director.~~
- A. The price to be charged and the time that said charge is made are to be set forth on the tariff sign mentioned in the preceding section. The current rate sign shall be identical to the appropriate times and rates contained on the tariff sign.
- B. The tariff signs shall be identical to the tariff sign schedule filed with the initial application or subsequent rate change application.

- C. The operator, during the licensing year, may change or alter said tariff sign as often as he may desire; provided, however, that he file with the Director a new or revised tariff sign and that such new or revised tariff sign be approved by the Director and a copy of the revised tariff sign showing the approved rate change be placed in locations as required in 201-3(D). If the application for a revised tariff sign is not denied within five (5) business days of the date of the filing of the application, then the application shall be deemed approved.
- D. No new or revised rates or charges may be posted or fees collected until the conditions of Subsection C are met.
- E. It shall be unlawful to operate a parking lot on the honor system of collection of fees, and the towing of vehicles from a parking facility, that parked when an attendant was absent from the facility, is prohibited unless a public or private property prohibitory (towing) signs clearly states that unauthorized vehicles shall be towed.
- F. It shall be unlawful to display any rate or price sign other than such as is provided for in this chapter or to enact any rate change or fee for the parking or storage of vehicles on any parking facility in excess of or less than those contained in the latest rate change that was filed with the Director except that this section shall not apply to valet parking operations as no approval for rates or changes in rates shall be required for such operations.
- G. The owner or operator of a vehicle parked or stored on or in any parking facility shall be given a receipt upon his or her request for the same which shall indicate the amount paid and the name and address of the parking facility.
- H. Hours. Unless otherwise specified in the rate change application or on the tariff sign, the hours on the tariff sign for daily parking shall mean from 12:00 midnight to 11:59pm.
- I. Holidays.
  - 1. Holidays listed on the tariff sign shall mean the following holidays: New Year's Day, Martin Luther King Day, Presidents Birthday, Good Friday and Easter, Memorial Day, the Fourth of July, Labor Day, Columbus Day, Thanksgiving Day, Christmas Day and those days recognized by the City of Atlantic City as legal holidays.
  - 2. Holiday weekends. Holiday weekends listed on the tariff sign shall mean that, if the holiday falls on a Thursday, then Thursday, Friday, Saturday and Sunday; if a holiday falls on a Friday, then Friday, Saturday and Sunday; if a holiday falls on a Saturday or a Sunday, then Saturday and Sunday, and that day that the federal government and/or the City of Atlantic City designates as the holiday; if a holiday falls on a Monday, then Saturday, Sunday and Monday. If the holiday falls on a Tuesday or Wednesday, then there shall be no holiday weekend rates; however, there shall be holiday rates for the holiday itself.
- J. Special events and conventions. There shall be no special rates on the tariff sign for special events or conventions unless approved by the Director.

**Section 201-5. Rules governing facility and lot operators, shall be amended as follows:**

- A. Rules. Every parking lot must be maintained in a manner that will not be offensive to the general public.

- B. ~~Every parking lot shall be cleaned at least once a day.~~
- C. ~~Every parking lot shall have a trash receptacle located at the point of collection of fees.~~
- D. ~~No motor vehicle shall be parked within three feet of any occupied dwelling unless waived by the Director.~~
- E. ~~No motor vehicle shall be backed in toward any occupied dwelling within 20 feet of any dwelling, so that the exhaust fumes do not become offensive to the occupants of said dwelling.~~
- F. ~~There shall not be permitted any loud noises or radios, the tooting of horns, the racing of motors or loud talking or shouting by employees.~~
- G. ~~Every licensee shall maintain on the parking facility a copy of his current mercantile license, posted in a prominent place, and shall be displayed to any interested person requesting it.~~
- H. ~~The operator shall not permit any picnicking or eating meals in any vehicle.~~
- I. ~~The operator shall not permit any sleeping or changing of clothes in any vehicle and shall diligently make sure this is complied with.~~
- J. ~~The operator of a public or semipublic parking facility shall not refuse to park or store any vehicle for which there are accommodations, provided that the operator of the vehicle tenders such fee for said parking.~~
- K. ~~There shall be no shuttling of vehicles to other parking facilities without the expressed consent of the owner. This section does not apply to those facilities that provide valet service.~~
- L. ~~The operator shall not permit any soliciting, barking or waving in order to induce prospective patrons to enter any such parking facilities.~~
- M. ~~Every entrance or driveway to any parking facility shall be constructed with applicable ordinances of the City of Atlantic City and shall be maintained that way.~~
- N. ~~Driveway access and circulation shall adequately provide for ingress and egress to all parking areas and circulation within the parking lot to permit vehicles to enter and exit the parking facility without backing into any street or driving over any sidewalk.~~
- O. ~~Space designation will be made by painting lines on the facility where applicable. There shall be no parking in the aisles.~~
- P. ~~Any employee of any parking lot shall be the operator's designee for any correspondence or summonses from the City of Atlantic City. Service of any summons shall be by certified mail, return receipt requested, to the address of operator at the address shown on his mercantile license. There shall be assessed a fee of \$15 per year for actual costs to cover costs of mailing. If the certified mail is not completed, then a summons shall be sent by regular mail.~~
- Q. ~~The operator shall exact compliance from all of his employees.~~

- R. ~~The operator or his employees or other designee may not offer a gift, gratuity or other thing of value to any employee of the Department of Transportation.~~
- S. ~~No operator of a parking lot or his employee may harass or abuse a City employee.~~
- T. ~~No operator or his employee may use physical violence against any City employee.~~
- U. ~~The operator shall not permit towing from a temporarily unattended lot.~~
- A. Rules. Every parking lot must be maintained and cleaned as necessary to comply with all City codes.
- B. No motor vehicle shall be parked within three feet of any occupied dwelling unless waived by the Director.
- C. No motor vehicle shall be backed in toward any occupied dwelling within 20 feet of any dwelling, so that the exhaust fumes do not become offensive to the occupants of said dwelling.
- D. There shall not be permitted any loud noises or radios, the tooting of horns, the racing of motors or loud talking or shouting by employees.
- E. Every licensee shall maintain on the parking facility a copy of his current mercantile license, posted in a prominent place, and shall be displayed to any interested person requesting it.
- F. The operator shall not permit any picnicking or eating meals in any vehicle.
- G. The operator shall not permit any sleeping or changing of clothes in any vehicle.
- H. The operator of a public or semipublic parking facility shall not refuse to park or store any vehicle for which there are accommodations, provided that the operator of the vehicle tenders such fee for said parking unless the lot or a portion of the lot is closed to the public by the operator.
- I. There shall be no shuttling of vehicles to other parking facilities without the expressed consent of the owner. This section does not apply to valet parking operations.
- J. The operator shall not permit any soliciting, barking or waving in order to induce prospective patrons to enter any such parking facilities.
- K. Every entrance or driveway to any parking facility shall be constructed with applicable ordinances of the City of Atlantic City and shall be maintained that way.
- L. Driveway access and circulation shall adequately provide for ingress and egress to all parking areas and circulation within the parking lot to permit vehicles to enter and exit the parking facility without backing into any street or driving over any sidewalk.
- M. Space designation will be made by painting lines on the facility where applicable. There shall be no parking in the aisles unless permitted in accordance with land use approvals. This section does not apply to valet parking operations.

- N. Any employee of any parking lot shall be the operator's designee for any correspondence or summonses from the City of Atlantic City. Service of any summons shall be by certified mail, return receipt requested, to the address of operator at the address shown on his mercantile license. If the certified mail is not completed, then a summons shall be sent by regular mail.
- O. The operator shall be responsible for any acts of non-compliance under this ordinance by any of the operator's employees and shall be subject to any fines and penalties for any such violations.
- P. The operator or his employees or other designee may not offer a gift, gratuity or other thing of value to any employee of the Department of Licensing and Inspection.
- Q. No operator of a parking lot or his employee may harass, abuse or threaten or use physical violence against a City employee.
- R. The operator shall not permit towing from a temporarily unattended lot unless prohibitory (towing) signs are in place in accordance with 201-3(F) herein.

**Section 201-6(A). Suspension or revocation of license**, shall be amended as follows:

- A. ~~The Director may suspend or revoke, by hearing, the mercantile license of any operator who violates any section of this chapter a second or subsequent time.~~
- A. The Director may suspend or revoke, by hearing, the mercantile license of any operator who violates any section of this chapter a second or subsequent time within a one year period from the prior violation.
- B. Suspension or revocation may be appealed to the Mayor.
- C. The notice of hearing shall be by personal service or by registered mail to the last known address of the operator at least 10 days prior to the hearing. The notice shall contain the date, time and location of the hearing, along with the specific charges, and failure to show up for such hearing shall be deemed a guilty plea, and the Director is authorized to take appropriate action.
- D. The operator is permitted legal counsel and may produce any witnesses and evidence that he deems necessary.
- E. The Director is further authorized and empowered to suspend, pending hearing, if he deems that the health, safety and welfare of the public are in jeopardy.

**Section 201-7 (F) & (H). Land use standards**, shall be amended as follows:

- A. Illumination. Fixed lighting shall be arranged to prevent direct glare to any public or private property or street.
- B. Landscaping. A perimeter landscaped open space of a width of at least five feet or a durable and well-maintained solid wall, fence, compact evergreen hedge or other screening device of three feet to four feet in height shall be provided along every street line. Said landscaping to be provided along every street line where the street bed is 20 feet or more from curb to curb.

- C. Paving. Every off-street parking lot shall be surfaced with an asphalt or portland cement binder pavement providing for an all-weather durable and dustless surface and shall be graded and drained to dispose of surface water accumulation by means of a positive stormwater drainage plan which has been approved by the City Engineer.
- D. Line striping. Individual stalls shall be identified by line stripes between four and six inches wide.
- E. Car stops and curbs. Suitable car stops shall be provided, located and designed to protect required screening devices and landscaping from damage from vehicles to provide necessary traffic control in the parking area. These wheel stops shall be three feet from any structure unless said distance is shortened pursuant to the approval of the Director.
- F. ~~Booths. All public parking facilities shall have parking booth of a design approved by the City's Land Use Administrator;~~
- F. Booths. All public parking facilities shall have a parking booth of a design approved by the applicable Land Use Administrator.
- G. Date of compliance. Those parking facilities not now in compliance shall be in compliance no later than July 1, 1987.
- H. ~~Planning/zoning approvals. Those facilities which have, subsequent to June 1979, or will receive approval by the Atlantic City Planning or Zoning Boards or have, subsequent to June 1979, or have received site plan certification associated with the issuance of a land use compliance certificate shall be subjected t those land use standards associated with such approvals and not the provisions of this section.~~
- H. Planning/zoning approvals. Those facilities which have, subsequent to June 1979, or will receive site plan approval by the Casino Reinvestment Development Authority, Atlantic City Planning or Zoning Boards or have, subsequent to June 1979, or will have received site plan certification associated with the issuance of a land use compliance certificate shall be subjected to those land use standards associated with such approvals and not the provisions of this section.

Section 201.8 **Violations and Penalties.**

[Amended 11-25-2008 by Ord. No. 104-2008; 10-15-2014 by Ord. No. 61-2014]

When a violation of this chapter occurs, the violator may be fined or have his or her license suspended or revoked according to the penalties set forth in this chapter:

Section Number	Penalty	Court Appearance Required
201-1	Not applicable	
201-2A	Up to \$2,000, suspension or revocation, or both	Yes
201-2B	Not applicable	
201-2C	Up to \$2,000, suspension or revocation, or both	Yes
201-2D	Not applicable	
201-2E	Not applicable	

<b>Section Number</b>	<b>Penalty</b>	<b>Court Appearance Required</b>
201-3A	\$100 to \$1,000	Yes
201-3B	\$100 to \$1,000	Yes
201-3C	\$100 to \$1,000	Yes
201-3D	\$100 to \$1,000	Yes
201-3E	\$100 to \$1,000	Yes
201-3F	\$100 to \$1,000	Yes
201-3G	\$100 to \$1,000	Yes
201-4A	\$100 to \$1,000	Yes
201-4B	\$100 to \$1,000	Yes
201-4C	\$100 to \$1,000	Yes
201-4D	\$100 to \$1,000	Yes
201-4E	\$100 to \$1,000	Yes
201-4F	\$100 to \$1,000	Yes
201-4G	\$100 to \$1,000	Yes
201-4H	Not applicable	
201-4I(1)	Not applicable	
201-4I(2)	Not applicable	
201-4J	\$100 to \$1,000	Yes
201-5A	\$100 to \$1,000	Yes
201-5B	\$50 to \$500	Yes
201-5C	\$50 to \$500	Yes
201-5D	\$50 to \$500	Yes
201-5E	\$50 to \$500	Yes
201-5F	\$50 to \$500	Yes
201-5G	\$50 to \$500	Yes
201-5H	\$50 to \$500	Yes
201-5I	\$50 to \$500	Yes
201-5J	\$50 to \$500	Yes
201-5K	\$50 to \$500	Yes
201-5L	\$50 to \$500	Yes

Section Number	Penalty	Court Appearance Required
201-5M	\$100 to \$1,000	Yes
201-5N	\$100 to \$1,000	Yes
201-5O	\$100 to \$1,000	Yes
201-5P	\$100 to \$1,000	Yes
201-5Q	\$100 to \$1,000	Yes
201-5R	\$100 to \$1,000	Yes
201-5S	\$100 to \$1,000	Yes
201-5T	\$200 to \$2,000	Yes
201-5U	\$100 to \$1,000	Yes
201-6	Not applicable	
201-7	\$200 to \$2,000	Yes
201-7A	\$100 to \$1,000	Yes
201-7B	\$100 to \$1,000	Yes
201-7C	\$100 to \$1,000	Yes
201-7D	\$100 to \$1,000	Yes
201-7E	\$100 to \$1,000	Yes
201-7F	\$100 to \$1,000	Yes
201-7G	\$100 to \$1,000	Yes
201-7H	Not applicable	

**§ 201-9. Seasonal parking lot license.**

**[Added 7-12-2006 by Ord. No. 55-2006]**

Any owner of private property, as defined by § 201-1 of this chapter, shall be permitted to make available, to the public, private land for the purpose of parking registered and insured vehicles, as defined by § 201-1.

- A. Anyone seeking to use private property, under this section, shall not be authorized to use the private property as a seasonal parking lot without first securing a license for the same from the Director in a manner as provided by § 201-2C. Further, it is expressly understood by the applicant that, should a license be issued, the permission for such usage shall run from Memorial Day of the year applied until Labor Day of the same year. After which, such permission is exhausted. The license may be renewed every year.
- B. The fee for the seasonal parking lot license shall be the same as set forth in § 201-2B of the Code.

- C. After the application has been made, the Director will cause an inspection to be made by the transportation inspector and, following their report, if all conditions are in order, shall approve the application, and a mercantile license shall be issued. The mercantile license shall reflect the maximum number of cars permitted.
- D. The Director is hereby given the power and authority to investigate all applications for licensing under this section and is authorized and empowered to request of the Atlantic City Police Department a full background check of all applicants. If the Director, after the background check, is satisfied that the information in the application is true, then he or his designee may authorize the issuance of the license. If he finds that the information is false, then he or his designee may deny the application. If the application is not denied within 30 days of the date of the filing of the application, then the application shall be deemed approved. An appeal to any denial may be made within 10 days to the Mayor.
- E. All sign requirements of § 201-3 shall be applicable to all seasonal parking lots; to the exception, however, of any sign addressing and/or concerning rates, as any licensee, under this section, is not authorized to charge for such usage.
- F. All applicants and/or licensees agree to be bound by and make as a condition to the validity of their license the terms and conditions of § 201-5.
- G. The issuance of any license, hereunder provided, is subject to suspension or revocation in conformity with § 201-6.
- H. Every licensed seasonal parking lot shall comply with land use standards, including but not limited to illumination, paving or grating and Planning and Zoning Board approvals as provided by the appropriate administration agency.
- I. Should a violation of this section occur, the violator may be fined or have his license suspended or revoked according to the penalty of § 201-8, made applicable herein, to the extent not inconsistent with this section.

**SECTION 2:**

All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to remedy the inconsistency.

**SECTION 3:**

This Ordinance shall become effective upon final passage and publication as provided by law.

c/sh January 29, 2016 12:13 PM 1-B

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on .....JANUARY 13, 2016.....

Adopted on second and final reading after hearing on.....

Approved By.../s/.....Date.....By Council.....Ride \_\_\_\_\_ Reconsidered \_\_\_\_\_ Over \_\_\_\_\_

Mayor

Aye \_\_\_\_\_ Nay \_\_\_\_\_

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....RHONDA WILLIAMS, City Clerk

# Resolution of the City of Atlantic City

**No. 005**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member SMALL Presents the following Resolution:

**WHEREAS**, Chapter 54-1 of the City Code authorizes the City Council to make an appointment, from among its members, to the Purchasing Board of the City of Atlantic City.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Atlantic City that

**CHUEN 'JIMMY' CHENG**

is hereby appointed as a member of the Atlantic City **PURCHASING BOARD** for a term commencing January 01, 2016 until his/her successor is chosen.

POSTPONED 01-01-2016

January 29, 2016 1:24 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams , City Clerk

# Resolution of the City of Atlantic City

## No. 013

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member \_\_\_\_\_Presents the following Resolution:

**BE IT RESOLVED** by the Council of the City of Atlantic City in the County of Atlantic and State of New Jersey that, pursuant to N.J.S.A. 54:4-67, interest on delinquent taxes shall be charged at the rate of eight (8%) percent per annum on the first **ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS** of the delinquency on any lot, and at the rate of eighteen (18%) percent per annum on any amount in excess of **ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS**, the same to be calculated from the date the tax was payable until the date of the actual payment, provided, however, that no interest shall be charged if payment of taxes is made within ten (10) days after the date upon which the same became payable.

POSTPONED 01-01-2016

JULY 22, 2015 8:30am pg

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams , City Clerk

# Resolution of the City of Atlantic City

## No. 25

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitor /s/ Anthony A. Swan

Director/s/ Michael P. Stinson, Revenue & Finance

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

### 2016 JANUARY BUDGET TRANSFER

**WHEREAS**, various 2015 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the 2015 Budget Appropriation in the last two months of 2015; and

**WHEREAS**, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those accounts which are expected to be insufficient during the first three months of the succeeding year;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the transfers in the amount of \$384,000.00 be made between the 2015 Budget Appropriation Reserves as follows:

Transfer Resolution #1	(11/10/15)	\$95,014
Transfer Resolution #2	(11/24/15)	\$46,078
Transfer Resolution #3	(12/9/15)	\$22,760
Transfer Resolution #4	(12/23/15)	\$41,563
Transfer Resolution #5	(2/3/16) Reserves	<u>\$384,000</u>
<b>TOTAL TRANSFERS TO DATE</b>		<b>\$589,415</b>

FROM :

DISTRIBUTION TO:

## UNCLASSIFIED - UTILITIES

816 Gasoline

Other Expenses 114,000

Unclassified/Utilities-Electricity  
OE (808) 71,000

Revenue & Finance-Tax Collector  
OE (230) 43,000

**STATUTORY EXPENDITURES**

841-Social Security  
 Other Expense 270,000                      Unclassified/Utilities-City Water Usage  
 OE (811) 270,000

**BE IT ALSO RESOLVED** that the amount so transferred from the above appropriations be applied and credited as follows:

<b>TO:</b>	<b>DISTRIBUTION FROM:</b>
------------	---------------------------

**REVENUE & FINANCE**

230 Tax Collector  
 Other Expense 43,000                      Unclassified/Utilities-Gasoline  
 OE (816) 71,000

**UNCLASSIFIED - UTILITIES**

808 Electricity  
 Other Expense 71,000                      Unclassified/Utilities-Gasoline  
 OE (816) 71,000

811 City Water Usage  
 Other Expense 270,000                      Statutory Expenditures-Social Security  
 OE (841) 270,000

tc January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 51**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member ALL COUNCIL Presents the following Resolution:

## A RESOLUTION OF CONDOLENCE FOR ALBERTA COOR JACKSON

**WHEREAS, ALBERTA COOR JACKSON** was called home to rest on January 6, 2016; and

**WHEREAS, ALBERTA** was born February 7, 1933, in Goldsboro, North Carolina. She attended Goldsboro Public Schools and graduated from Dillard High School in 1951. She also attended North Carolina Central University and earned her Bachelor's Degree at Glassboro State College in 1971; and

**WHEREAS,** in 1969, she relocated to Atlantic City, and began her professional career as an educator in the Atlantic City Public Schools. In 1972, she began working for the Atlantic County Welfare Board, retiring in 1995 as Training Director. **ALBERTA** was a devoted member of St. James AME Church in Atlantic City and served on many church committees. She was a member of Atlantic City Alumnae Chapter of Delta Sigma Theta Sorority, Inc; (Past Chapter President). She was also a member of the National Sorority of Phi Delta Kappa, Inc., Iota Chapter and the Atlantic City Chapter of the North Carolina Central Alumnae; and

**WHEREAS,** the City Council of the City of Atlantic City hereby pays tribute to the life and legacy of **ALBERTA COOR JACKSON** and proudly recognizes her outstanding contributions and accomplishments.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Atlantic City joins in the mourning of the passing of **ALBERTA COOR JACKSON** and extends heartfelt condolences to her family and friends.

January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 52

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member ALL COUNCIL Presents the following Resolution:

### A RESOLUTION OF CONDOLENCE TO THE FAMILY OF ELMER LISTON JONES

**WHEREAS, ELMER LISTON JONES** was born July 22, 1932, to the late Willie and Ida Jones of Champlain, Virginia; and

**WHEREAS, ELMER** went home peacefully to be with the Lord, surrounded by his loving family on January 10, 2016. He spent his early years in Baltimore, Maryland, before moving to Atlantic City, where he attended public school. After graduation, he was drafted into the United States Army. During his tour of duty he was stationed in Korea and received a number of distinguished medals and other accommodations for his dedication and bravery. The discipline and patriotism he learned in the Army never left him, as friends and family will attest. **ELMER** returned home from the Korean War with an Honorable Discharge and became an Atlantic City Police Officer. He married Dolores Pilgrim and they had one daughter, Elmira Yvonne "Cooky" Jones. Elmer retired from the Atlantic City Police Department as a Detective. He enjoyed his retirement serving as a Boxing Commissioner, playing Pinochle with his friends, attending functions with the "Homeboys", and spending time with family, especially his great-granddaughter, Meccah; and

**WHEREAS,** the City Council of the City of Atlantic City hereby pays tribute to the life and legacy of **ELMER LISTON JONES** and proudly recognizes his many years of dedicated and devoted service on behalf of the Atlantic City Police Department.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Atlantic City joins in the mourning of the passing of **ELMER LISTON JONES** and extends heartfelt condolences to his family and friends.

January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE														
RECORD OF COUNCIL VOTE ON FINAL PASSAGE														
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	
CHENG							MARSH							
DELGADO							RANDOLPH							
GILLIAM							SHABAZZ							
KURTZ							TIBBITT							
SMALL, PRESIDENT														
X-Indicates Vote				NV-Not Voting			AB-Absent			MOT-Motion			SEC-Second	

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 54

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Deputy City Solicitor /s/ Irving B. Jacoby

Director/s/ Michael P. Stinson, Revenue & Finance

Prepared by City Solicitor's Office

Council Member TIBBITT presents the following Resolution:

## RESOLUTION CORRECTING VENDOR FOR 2015 WINTER WONDERLAND EVENT

WHEREAS, Resolution No. 892 adopted on December 23, 2015 authorized receipt of a grant from the Casino Reinvestment Development Authority for the 2015 Winter Wonderland Festival with **WIZARD'S FESTIVAL OF FUN, INC.** providing entertainment and attractions; and

WHEREAS, two quotes are required by the Purchasing Department and the City used **SEASHORE FAMILY FUN CENTER LLC** at a cost of **SEVEN THOUSAND FORTY DOLLARS (\$7,040.00)**; and.

WHEREAS, **SEASHORE FAMILY FUN CENTER LLC** is now owed **SEVEN THOUSAND FORTY DOLLARS (\$7,040.00)** for entertainment and attractions provided at the 2015 Winter Wonderland Event.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic that Resolution No. 892 adopted on December 23, 2015 is hereby amended to reflect the correct vendor as **SEASHORE FAMILY FUN CENTER, LLC**.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Atlantic City ratifies the prior services rendered and authorizes and ratifies the payment of the prior services as aforementioned in the amount of **SEVEN THOUSAND FORTY DOLLARS (\$7,040.00)**; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this resolution showing the availability of funds and specifying the line item appropriation from the 2015 Budget to satisfy the aforementioned amount owed.

SH

January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 55

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Karl Timbers

Brian Jetter, Court Administrator

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

## RESOLUTION TO ACCEPT A GRANT FOR 2012 DWI DISBURSEMENT FROM THE MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT FUND

**BE IT RESOLVED** by the City Council that the Mayor is hereby **AUTHORIZED** to receive funds from the Municipal Court Alcohol Education, Rehabilitation, and Enforcement Fund between the City and the **NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY**, for grant period January 1, 2012 through December 31, 2012 or \$2,849.83 for DWI Enforcement.

tc January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
SMALL, PRESIDENT													
X-Indicates Vote		NV-Not Voting			AB-Absent		MOT-Motion		SEC-Second				

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 56

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Karl Timbers

Chief of Police /s/ Henry White

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

### RESOLUTION TO ACCEPT BODY WORN CAMERAS FROM THE OFFICE OF ATTORNEY GENERAL BODY WORN CAMERA ASSISTANCE PROGRAM (BWC)

**WHEREAS**, the City of Atlantic City's application for assistance was accepted under the Office of the Attorney General Body Worn Camera (BWC) Assistance Program; and

**WHEREAS**, it would be in the best interest of the City of Atlantic City to accept said Body Worn Cameras from the Attorney General Body Worn Camera (BWC) Assistance Program; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to subsequent Agreement, and any other paperwork necessary to effectuate the receipt of the grant monies, between the City of Atlantic City and the Office of the Attorney General Body Worn Camera (BWC) Assistance Program.

tc January 29, 2016 1:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
SMALL, PRESIDENT													
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 57**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Benjamin J. Kaufman

Director of P & D /s/ Elizabeth Terenik

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

**APPROVAL TO ACCEPT A GRANT IN THE AMOUNT OF \$750,000 FOR 3<sup>RD</sup> WARD ACCESSIBLE PLAYGROUND AND RECREATION FACILITY a/k/a HAROLD BROWN MEMORIAL PARK**

**WHEREAS**, the New Jersey Department of Environmental Protection-Green Acres Program accepted grant applications; and

**WHEREAS**, the City of Atlantic City was listed on the 2016 Urban Aid Municipalities; and

**WHEREAS**, the Department of Environmental Protection informed the City of Atlantic City that the previous award for 25% grant in the amount of \$333,148.00 and 2% loan in the amount of \$416,852.00 has been administratively converted to a 50% grant in the amount of \$750,000.00; and

**NOW, THEREFORE, BE IT RESOLVED** that City Council of the City of Atlantic City formally approves the grant for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to accept grant funds identified as 0102-08-022 from the New Jersey Department of Environmental Protection on behalf of the City of Atlantic City

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

tc January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 58

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director /s/ Dale Finch, Licensing & Inspections

Prepared by City Solicitor's Office

Council Member KURTZ presents the following Resolution:

### RESOLUTION TO AUTHORIZE REIMBURSEMENT ATLANTIC COUNTY IMPROVEMENT AUTHORITY FOR DEMOLITION CONSULTANT SERVICES

**WHEREAS**, the Atlantic County Improvement Authority (ACIA) serves as Atlantic County's multi-purpose financing, development and project management agency which provides demolition program administration services; and

**WHEREAS**, pursuant to Resolution 910 of 2014, the City of Atlantic City entered into a Shared Services Agreement with the Atlantic County Improvement Authority; and

**BE IT RESOLVED** by the City of Atlantic City that the City Council authorizes the City Comptroller to issue a warrant to reimburse the **ATLANTIC COUNTY IMPROVEMENT AUTHORITY** for the actual demolition costs totaling **EIGHTEEN THOUSAND FIVE HUNDRED SIXTY DOLLARS (\$18,560.00)** for the following properties:

<u><b>Demolished Property</b></u>	<u><b>Original PO Amount</b></u>	<u><b>Contractor</b></u>
36 N. Connecticut Ave	\$20,416.00 (PO 15-04514)	Transformation Enterprises, Inc.

SH  
January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 59

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Deputy City Solicitor /s/ Irving B. Jacoby

Director of Revenue and Finance /s/ Michael Stinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

### Temporary Budget

**WHEREAS**, an emergency condition has arisen with respect to insufficient funds for the city departments and provisions made in the 2016 Temporary Budget for aforesaid purposes are not adequate and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2016 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution \$25,882,651.83 total \$25,882,651.83.

Amount given on 1 <sup>st</sup> Temp-Regular (1/1/16)	\$30,000,000.00
Amount requested on 2nd Temp-Emergency (2/3/16)	<u>\$25,882,651.83</u>

<b>TOTAL GIVEN &amp; REQUESTED</b>	<b>\$55,882,651.83</b>
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**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for:

#### DEPARTMENT OF ADMINISTRATION

##### 101-Mayor's Office

Salaries & Wages	45,000
Other Expenses	1,500

##### 103-Business Administrator

Salaries & Wages	47,700
Other Expenses	20,550

##### 105-Solicitor

Salaries & Wages	156,000
Other Expenses	10,440

115-Health Insurance Waiver / Opt Out 20,000

116-Workers Comp 740,000

117-Group Insurance	4,989,500	
118-Unemployment	300,000	
119-Liability	829,444	
122-Administrative Services		
Salaries & Wages	15,000	
Other Expenses	100	
127-Management Information Systems		
Salaries & Wages	65,000	
Other Expenses	76,775	
140-Economic Development (CDBG)		
Salaries & Wages		
Other Expenses		
141-Prosecutor		
Salaries & Wages	67,500	
Other Expenses	3,200	
143-Public Defender		
Salaries & Wages	57,500	
Other Expenses	3,700	
156-Special Services		
Salaries & Wages		
Other Expenses		
165-Municipal Court		
Salaries & Wages	209,000	
Other Expenses	17,250	
<u>TOTAL DEPT OF ADMINISTRATION</u>		<u>7,675,159</u>
SALARIES & WAGES		662,700
OTHER EXPENSES		7,012,459
<u>OFFICE OF TAX ASSESSOR</u>		
181-Tax Assessor		
Salaries & Wages	47,500	
Other Expenses	62,228	
<u>TOTAL DEPT OF ASSESSOR</u>		<u>109,728</u>
SALARIES & WAGES		47,500
OTHER EXPENSES		62,228

DEPARTMENT OF REVENUE AND FINANCE

210-Director's Office

Salaries & Wages 45,000

Other Expenses 1,500

215-Finance Division

Salaries & Wages 31,500

Other Expenses 310

220-Comptroller's Office

Salaries & Wages 154,700

Other Expenses 15,150

221- Audit Services

Other Expenses 2,500

222-Purchasing

Salaries & Wages 37,600

Other Expenses <13,606>

230-Tax Collector

Salaries & Wages 49,900

Other Expenses 6,650

TOTAL DEPARTMENT OF REVENUE & FINANCE 331,204

SALARIES & WAGES 318,700

OTHER EXPENSES 12,504

DEPARTMENT OF PUBLIC SAFETY

310-Public Safety Director

Salaries & Wages

Other Expenses

321-Police Department

Salaries & Wages 4,750,000

Other Expenses 105,550

323-Police Civilians

Salaries & Wages 773,100

Other Expenses 151,800

342-Communications (MOVED TO POLICE CIVILIANS)

Salaries & Wages 0

Other Expenses 0

343-Emergency Services

Salaries & Wages	265,309
Other Expenses	60,100

361-Fire Department

Salaries & Wages	3,240,000
Other Expenses	28,770

363-Fire Civilians

Salaries & Wages	
Other Expenses	

373-Uniform Fire Safety

Salaries & Wages	124,500
Other Expenses	

TOTAL DEPARTMENT OF PUBLIC SAFETY 9,499,129

SALARIES & WAGES 9,152,909

OTHER EXPENSES 346,220

PUBLIC WORKS DEPARTMENT

410-Director's Office

Salaries & Wages	88,500
Other Expenses	164,500

411-Community Service (Kelly Act)

Other Expenses	450,000
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412-Vehicle Maintenance

Other Expenses	400,000
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420-Engineer

Salaries & Wages	
Other Expenses	

422-Electrical Bureau

Salaries & Wages	61,200
Other Expenses	5,200

431-Parks

Salaries & Wages	101,700
Other Expenses	4,000

433-Beach & Boardwalk

Salaries & Wages	149,600
Other Expenses	2,950

453-Building Maintenance		
Salaries & Wages	225,900	
Other Expenses	6,150	
461-Sanitation/Solid Waste		
Salaries & Wages	239,500	
Other Expenses	247,550	
467-Street Repairs		
Salaries & Wages	81,700	
Other Expenses	4,000	
469-Paint & Sign Shop		
Salaries & Wages	35,300	
Other Expenses	2,350	
471-Facilities		
Salaries & Wages	87,300	
Other Expenses	3,050	
<u>TOTAL PUBLIC WORKS DEPARTMENT</u>		<u>2,360,450</u>
SALARIES & WAGES		1,070,700
OTHER EXPENSES		1,289,750

DEPARTMENT OF HEALTH AND HUMAN SERVICES

510-Director's Office		
Salaries & Wages		
Other Expenses	25,000	
511 Animal Control		
Other Expenses		
515-Social Services		
Salaries & Wages	113,400	
Other Expenses	46,950	
518-Parking Meter Enforcement		
Salaries & Wages	74,900	
Other Expenses	2,450	
520-Health		
Salaries & Wages	200,300	
Other Expenses	7,600	
530-Clinical Services		
Salaries & Wages	13,000	
Other Expenses	2,100	

540-Recreation and Cultural Affairs

Salaries & Wages	229,250
Other Expenses	24,450

TOTAL DEPT OF HEALTH AND HUMAN SERVICES 739,400

SALARIES & WAGES	630,850
OTHER EXPENSES	108,550

DEPARTMENT OF PLANNING & DEVELOPMENT

610-Director of Planning & Development

Salaries & Wages	35,000
Other Expenses	9,800

611-Zoning Board

Salaries & Wages	
Other Expenses	

620-Planning Division

Salaries & Wages	53,500
Other Expenses	21,200

630-Engineer's Office

Salaries & Wages	90,000
Other Expenses	46,000

640-Economic Development (CDBG)

Salaries & Wages	25,000
Other Expenses	

TOTAL DEPARTMENT OF PLANNING & DEVELOPMENT 280,500

SALARIES & WAGES	203,500
OTHER EXPENSES	77,000

DEPARTMENT OF HUMAN RESOURCES

650-Director of Human Resources

Salaries & Wages	30,000
Other Expenses	14,050

651-Personnel Division

Salaries & Wages	85,000
Other Expenses	

652-Health Benefits Division

Salaries & Wages	17,500
Other Expenses	

TOTAL DEPARTMENT OF HUMAN RESOURCES 146,550

SALARIES & WAGES 132,500

OTHER EXPENSES 14,050

DEPARTMENT OF NEIGHBORHOOD SERVICES

710-Director's Office

Salaries & Wages	34,350
Other Expenses	4,440

730-Inspectors

Salaries & Wages	125,700
Other Expenses	496

750-Regulatory Division

Salaries & Wages	95,000
Other Expenses	1,000

TOTAL DEPT OF NEIGHBORHOOD SERVICES 260,986

SALARIES & WAGES 255,050

OTHER EXPENSES 5,936

COUNCIL

799-Council

Salaries & Wages	61,000
Other Expenses	4,000

800-City Clerk

Salaries & Wages	65,200
Other Expenses	29,500

TOTAL COUNCIL & CITY CLERK 159,700

SALARIES & WAGES 126,200

OTHER EXPENSES 33,500

791-Inspection/Construction

Salaries & Wages	274,200
Other Expenses	1,500

TOTAL INSPECTION/CONSTRUCTION 275,700

SALARIES & WAGES 274,200

OTHER EXPENSES 1,500

UNCLASSIFIED

UTILITY EXPENSES & BULK PURCHASES

Electricity	300,000
Street Lighting	350,000
Telephone	125,000
Water	0
Gas	100,000
Sewerage	0
Gasoline	300,000
Codification of Ords	0
Accumulated Leave (Terminal)	700,000
Borgata Late Payment Penalty	150,000

**RESERVE FOR TAX APPEALS**

TOTAL UNCLASSIFIED 2,025,000

DEFERRED CHARGES

TOTAL DEFERRED CHARGES

STATUTORY EXPENDITURES

Police & Fire Retire System	0
PERS	0
Consolidated Police & Fire	0
Social Security	650,000
Beach Patrol Pension	310,000

Early Retirement – PERS	0
Pension Increase Consolidated	0
Police & Fire	
Defined Contribution Retirement	0

TOTAL STATUTORY EXPENDITURES 960,000

OPERATION EXCLUDED FROM CAPS

550-Library

Maintenance of Library	310,000
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TOTAL OPERATIONS OUTSIDE CAPS 310,000

INTERLOCAL SERVICES AGREEMENT OUTSIDE CAPS

TOTAL INTERLOCAL SERVICES AGREEMENT OUTSIDE CAPS \_\_\_\_\_

PROGRAMS OUTSIDE "CAPS"

Alcohol Education DWI Municipal Court	2,849.83
Body Worn Camera Program	30,000
Harold Brown Memorial Park	666,296
Matching Funds for Grants	50,000

TOTAL PROGRAMS OUTSIDE CAPS 749,145.83

**GRAND TOTAL ALL TEMPORARY APPROPRIATIONS** **25,882,651.83**

2. That said emergency temporary appropriation will be provided for in the 2016 Budget under the title of:

DEPARTMENT OF ADMINISTRATION

101-Mayor's Office

Salaries & Wages	45,000
Other Expenses	1,500

103-Business Administrator		
Salaries & Wages	47,700	
Other Expenses	20,550	
105-Solicitor		
Salaries & Wages	156,000	
Other Expenses	10,440	
115-Health Insurance Waiver / Opt Out	20,000	
116-Workers Comp	740,000	
117-Group Insurance	4,989,500	
118-Unemployment	300,000	
119-Liability	829,444	
122-Administrative Services		
Salaries & Wages	15,000	
Other Expenses	100	
127-Management Information Systems		
Salaries & Wages	65,000	
Other Expenses	76,775	
140-Economic Development (CDBG)		
Salaries & Wages		
Other Expenses		
141-Prosecutor		
Salaries & Wages	67,500	
Other Expenses	3,200	
143-Public Defender		
Salaries & Wages	57,500	
Other Expenses	3,700	
156-Special Services		
Salaries & Wages		
Other Expenses		
165-Municipal Court		
Salaries & Wages	209,000	
Other Expenses	17,250	
<b>TOTAL DEPT OF ADMINISTRATION</b>		<b>7,675,159</b>
<b>SALARIES &amp; WAGES</b>		<b>662,700</b>
<b>OTHER EXPENSES</b>		<b>7,012,459</b>

OFFICE OF TAX ASSESSOR

181-Tax Assessor

Salaries & Wages	47,500
Other Expenses	62,228

TOTAL DEPT OF ASSESSOR 109,728

SALARIES & WAGES	47,500
OTHER EXPENSES	62,228

DEPARTMENT OF REVENUE AND FINANCE

210-Director's Office

Salaries & Wages	45,000
Other Expenses	1,500

215-Finance Division

Salaries & Wages	31,500
Other Expenses	310

220-Comptroller's Office

Salaries & Wages	154,700
Other Expenses	15,150

221- Audit Services

Other Expenses	2,500
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222-Purchasing

Salaries & Wages	37,600
Other Expenses	<13,606>

230-Tax Collector

Salaries & Wages	49,900
Other Expenses	6,650

TOTAL DEPARTMENT OF REVENUE & FINANCE 331,204

SALARIES & WAGES	318,700
OTHER EXPENSES	12,504

DEPARTMENT OF PUBLIC SAFETY

310-Public Safety Director

Salaries & Wages	
Other Expenses	

321-Police Department		
Salaries & Wages	4,750,000	
Other Expenses	105,550	
323-Police Civilians		
Salaries & Wages	773,100	
Other Expenses	151,800	
342-Communications (MOVED TO POLICE CIVILIANS)		
Salaries & Wages	0	
Other Expenses	0	
343-Emergency Services		
Salaries & Wages	265,309	
Other Expenses	60,100	
361-Fire Department		
Salaries & Wages	3,240,000	
Other Expenses	28,770	
363-Fire Civilians		
Salaries & Wages		
Other Expenses		
373-Uniform Fire Safety		
Salaries & Wages	124,500	
Other Expenses		
<b>TOTAL DEPARTMENT OF PUBLIC SAFETY</b>		<b>9,499,129</b>
SALARIES & WAGES		9,152,909
OTHER EXPENSES		346,220

PUBLIC WORKS DEPARTMENT

410-Director's Office		
Salaries & Wages	88,500	
Other Expenses	164,500	
411-Community Service (Kelly Act)		
Other Expenses	450,000	
412-Vehicle Maintenance		
Other Expenses	400,000	

420-Engineer

Salaries & Wages		
Other Expenses		
422-Electrical Bureau		
Salaries & Wages	61,200	
Other Expenses	5,200	
431-Parks		
Salaries & Wages	101,700	
Other Expenses	4,000	
433-Beach & Boardwalk		
Salaries & Wages	149,600	
Other Expenses	2,950	
453-Building Maintenance		
Salaries & Wages	225,900	
Other Expenses	6,150	
461-Sanitation/Solid Waste		
Salaries & Wages	239,500	
Other Expenses	247,550	
467-Street Repairs		
Salaries & Wages	81,700	
Other Expenses	4,000	
469-Paint & Sign Shop		
Salaries & Wages	35,300	
Other Expenses	2,350	
471-Facilities		
Salaries & Wages	87,300	
Other Expenses	3,050	
<u>TOTAL PUBLIC WORKS DEPARTMENT</u>		<u>2,360,450</u>
SALARIES & WAGES		1,070,700
OTHER EXPENSES		1,289,750

510-Director's Office		
Salaries & Wages		
Other Expenses	25,000	
511 Animal Control		
Other Expenses		
515-Social Services		
Salaries & Wages	113,400	
Other Expenses	46,950	
518-Parking Meter Enforcement		
Salaries & Wages	74,900	
Other Expenses	2,450	
520-Health		
Salaries & Wages	200,300	
Other Expenses	7,600	
530-Clinical Services		
Salaries & Wages	13,000	
Other Expenses	2,100	
540-Recreation and Cultural Affairs		
Salaries & Wages	229,250	
Other Expenses	24,450	
<u>TOTAL DEPT OF HEALTH AND HUMAN SERVICES</u>		<u>739,400</u>
SALARIES & WAGES		630,850
OTHER EXPENSES		108,550

DEPARTMENT OF PLANNING & DEVELOPMENT

610-Director of Planning & Development		
Salaries & Wages	35,000	
Other Expenses	9,800	
611-Zoning Board		
Salaries & Wages		
Other Expenses		
620-Planning Division		
Salaries & Wages	53,500	
Other Expenses	21,200	

630-Engineer's Office

Salaries & Wages	90,000	
Other Expenses	46,000	
640-Economic Development (CDBG)		
Salaries & Wages	25,000	
Other Expenses		
<u>TOTAL DEPARTMENT OF PLANNING &amp; DEVELOPMENT</u>		<u>280,500</u>
SALARIES & WAGES		203,500
OTHER EXPENSES		77,000

DEPARTMENT OF HUMAN RESOURCES

650-Director of Human Resources		
Salaries & Wages	30,000	
Other Expenses	14,050	
651-Personnel Division		
Salaries & Wages	85,000	
Other Expenses		
652-Health Benefits Division		
Salaries & Wages	17,500	
Other Expenses		
<u>TOTAL DEPARTMENT OF HUMAN RESOURCES</u>		<u>146,550</u>
SALARIES & WAGES		132,500
OTHER EXPENSES		14,050

DEPARTMENT OF NEIGHBORHOOD SERVICES

710-Director's Office		
Salaries & Wages	34,350	
Other Expenses	4,440	
730-Inspectors		
Salaries & Wages	125,700	
Other Expenses	496	
750-Regulatory Division		
Salaries & Wages	95,000	
Other Expenses	1,000	

TOTAL DEPT OF NEIGHBORHOOD SERVICES 260,986

SALARIES & WAGES	255,050
OTHER EXPENSES	5,936

COUNCIL

799-Council

Salaries & Wages	61,000
Other Expenses	4,000

800-City Clerk

Salaries & Wages	65,200
Other Expenses	29,500

TOTAL COUNCIL & CITY CLERK 159,700

SALARIES & WAGES	126,200
OTHER EXPENSES	33,500

791-Inspection/Construction

Salaries & Wages	274,200
Other Expenses	1,500

TOTAL INSPECTION/CONSTRUCTION 275,700

SALARIES & WAGES	274,200
OTHER EXPENSES	1,500

UNCLASSIFIED

UTILITY EXPENSES & BULK PURCHASES

Electricity	300,000
Street Lighting	350,000
Telephone	125,000
Water	0
Gas	100,000
Sewerage	0
Gasoline	300,000
Codification of Ords	0
Accumulated Leave (Terminal)	700,000
Borgata Late Payment Pe3nalty	150,000

**RESERVE FOR TAX APPEALS**

TOTAL UNCLASSIFIED 2,025,000

DEFERRED CHARGES

TOTAL DEFERRED CHARGES

STATUTORY EXPENDITURES

Police & Fire Retire System	0
PERS	0
Consolidated Police & Fire	0
Social Security	650,000
Beach Patrol Pension	310,000
Early Retirement – PERS	0
Pension Increase Consolidated	0
Police & Fire	
Defined Contribution Retirement	0

TOTAL STATUTORY EXPENDITURES 960,000

OPERATION EXCLUDED FROM CAPS

550-Library

Maintenance of Library	310,000
------------------------	---------

TOTAL OPERATIONS OUTSIDE CAPS 310,000

INTERLOCAL SERVICES AGREEMENT OUTSIDE CAPS

TOTAL INTERLOCAL SERVICES AGREEMENT OUTSIDE CAPS

PROGRAMS OUTSIDE "CAPS"

Alcohol Education DWI Municipal Court	2,849.83
Body Worn Camera Program	30,000
Harold Brown Memorial Park	666,296
Matching Funds for Grants	50,000

TOTAL PROGRAMS OUTSIDE CAPS

749,145.83

**GRAND TOTAL ALL TEMPORARY APPROPRIATIONS**

**25,882,651.83**

3. That one (1) certified copy of this resolution be filed with the Director of the Division of Local Government Service, Trenton, NJ.

tc January 29, 2016 12:13 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION:

\_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 60

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Benjamin Kaufman

Director of P & D, Elizabeth Terenik

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

### RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE

**WHEREAS, ADRIENNE HARRISON** is the owner of property located at 1614 Mckinley Avenue, Atlantic City, in the County of Atlantic, State of New Jersey; and

**WHEREAS,** Adrienne Harrison received monetary assistance in the form of a loan through the City of Atlantic City's Citywide Rehabilitation Program; and

**WHEREAS,** as part of the terms of such monetary assistance, Adrienne Harrison entered a Mortgage agreement with the City of Atlantic City dated February 26, 2010 in the amount of **FIVE HUNDRED SIXTY-FOUR DOLLARS AND FIFTY-FIVE CENTS (\$564.55)**, recorded on March 18, 2010, Mortgage book No. 13123, Instrument No. 2010017088; and

**WHEREAS,** the terms of the forgivable loan state that the loan shall be forgiven in its entirety upon the end of the fifth (5) year after the signing of the mortgage; and

**WHEREAS,** such terms have been satisfied; and

**WHEREAS,** all appropriate levels of approval have been granted for the discharge of this mortgage; and

**WHEREAS,** based on the above, Adrienne Harrison has met the obligations for and is entitled to a Discharge of the Mortgage.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Mayor is hereby authorized to execute the discharge of the mortgage in a manner and form as shall be approved by the City Solicitor.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 61

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s Benjamin J. Kaufman

Director of P & D, Elizabeth Terenik

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

## RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE

**WHEREAS, ADRIENNE HARRISON** is the owner of property located at 1614 Mckinley Avenue, Atlantic City, in the County of Atlantic, State of New Jersey; and

**WHEREAS,** Adrienne Harrison received monetary assistance in the form of a loan through the City of Atlantic City's Citywide Rehabilitation Program; and

**WHEREAS,** as part of the terms of such monetary assistance, Adrienne Harrison entered a Mortgage agreement with the City of Atlantic City dated July 7, 2009 in the amount of **FIFTEEN THOUSAND TWO HUNDRED TEN DOLLARS AND FORTY-FIVE CENTS (\$15,210.45)**, recorded on July 7, 2009, Mortgage book No. 13015, Instrument No. 2009047059; and

**WHEREAS,** the terms of the forgivable loan state that the loan shall be forgiven in its entirety upon the end of the fifth (5) year after the signing of the mortgage; and

**WHEREAS,** such terms have been satisfied; and

**WHEREAS,** all appropriate levels of approval have been granted for the discharge of this mortgage; and

**WHEREAS,** based on the above, Adrienne Harrison has met the obligations for and is entitled to a Discharge of the Mortgage;

**NOW, THEREFORE, BE IT RESOLVED THAT** the Mayor is hereby authorized to execute the discharge of the mortgage in a manner and form as shall be approved by the City Solicitor.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 62**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michael J. Perugini

Risk Manager /s/ Nancy Egrie

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION TO APPROVE PROPERTY INSURANCE

**WHEREAS**, the City of Atlantic City has a need to obtain flood insurance coverage for all City buildings and has previously appointed Willis of New Jersey as its Insurance Broker of Record as advertised as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

**WHEREAS**, the anticipated term of this contract is one year; and

**WHEREAS**, **WILLIS OF NEW JERSEY** marketed the insurance needs of the City and upon review and recommendation to the City will place this flood insurance coverage for all City buildings for an amount not to exceed One **HUNDRED THOUSAND DOLLARS (\$100,000.00)**; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the Mayor or his designee is hereby authorized to purchase said policy with **WILLIS OF NEW JERSEY** located at 350 Mt. Kemble Avenue, Morristown, New Jersey 07960 for **FLOOD INSURANCE for a TERM OF ONE YEAR FROM FEBRUARY 19, 2016 TO FEBRUARY 19, 2017 FOR THE TOTAL SUM NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00)**; and

**BE IT FURTHER RESOLVED** that a Public Notice of this Resolution shall be Published in THE PRESS, pursuant to N.J.S.A. 40A:11-1, et seq., and

**BE IT FURTHER RESOLVED** that a Certification from the Chief Financial Officer has been attached to this Resolution showing the availability of funds from the 2016 Budget, Account No. 6.01.10.119.000.511, to satisfy the award of contract.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 63

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Benjamin J. Kaufman

Tax Assessor, Novelette Robinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING VARIOUS TAX SETTLEMENTS

**WHEREAS**, pursuant to statutory authority the City of Atlantic City is authorized to collect taxes;  
and

**WHEREAS**, in the judgment of the City Council of the City of Atlantic City it is in the best interests to enter into a Tax Settlement Agreement for various properties located within the City of Atlantic City; and

**WHEREAS**, the City Council of Atlantic City by way of Executive Session discussion and its Revenue and Finance Committee has indicated its approval together with the matters being heard in the Tax Court of New Jersey;

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Atlantic City that authorization is hereby given to enter into the attached Tax Court settlements listed as follows beginning with TJMAC Hotel, LLC ending with US Realty.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 66

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitor /s/ Anthony A. Swan

Nancy Egrie /s/ Risk Management

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING PAYMENTS ASSOCIATED WITH WORKERS' COMPENSATION PAYMENTS

**BE IT RESOLVED** by the Council of the City of Atlantic City that the City comptroller is hereby authorized to issue a wire transfer in the total sum of **\$307,037.56**, payments to be made to the medical and legal providers on the attached list for workers compensation claims; and

**BE IT FURTHER RESOLVED** that the City Comptroller is hereby authorized to issue a wire transfer in the total sum of **\$94,360.28** payments to be made to the permanent partial disability listing on the attached list for workers compensation claims.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 67**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitor /s/ Anthony A. Swan

Risk Manager/s/ Nancy Egrie

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING THIRD PARTY ADMINISTRATION PAYMENTS

**BE IT RESOLVED** by the Council of the City of Atlantic City that the City Comptroller is hereby authorized to issue a wire transfer to **AMERIHEALTH CASUALTY SERVICES, INC.** in the total sum of **FOUR HUNDRED FORTY-FOUR THOUSAND ONE HUNDRED FOUR DOLLARS and FIFTY-FIVE CENTS (\$444,104.55)**, for payments to be made on the City of Atlantic City's behalf to the claimants on the attached list for liability claims.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 69

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director /s/Elizabeth Terenik, Planning & Development

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

**RESOLUTION APPROVING AWARD OF CONTRACT TO  
AECOM TECHNICAL SERVICES, INC. FOR  
DREDGING REQUIREMENTS FOR CRUISE LINE FOR  
THE CITY OF ATLANTIC CITY**

**WHEREAS**, the City of Atlantic City requires the services of a **PROFESSIONAL DREDGING SERVICES** for the **DREDGING REQUIREMENTS FOR CRUISE LINE** for the **CITY OF ATLANTIC CITY**, as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.4; and

**WHEREAS**, execution of an Agreement is contingent upon Approval by the New Jersey Division of Local Government Services and compliance with "Local Unit Pay-to- Play Law" and City of Atlantic City Ordinance No. 11; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest an agreement with **AECOM Technical Services, Inc.** for the hereinabove purpose, for a total sum not to exceed **NINETEEN THOUSAND SIX HUNDRED EIGHTEEN DOLLARS (\$19,618.00)**, to be approved as to form and execution by the City Solicitor, which contract shall set forth more specifically the services to be performed; and

**BE IT FURTHER RESOLVED** that Public Notice of this Resolution shall be **PUBLISHED** in **THE PRESS** at least once pursuant to the requirements of N.J.S.A. 40A:11-1, et seq., as amended; and

**BE IT FURTHER RESOLVED** that a certificate is attached from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds, account no. 6-01-60-630-000-290 from the 2016 Budget to satisfy the aforesaid award of contract.

SH January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
<p align="center">X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second</p>													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 70

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Asst. City Solicitor /s/Michael J. Perugini

Dept. of Planning & Development/  
Dir. Elizabeth Terenik

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

## RESOLUTION AUTHORIZING THE AWARD OF BOYS & GIRLS CLUB PARK IMPROVEMENTS CONTRACT

**BE IT RESOLVED** by the City Council that the bid of **R. WILKINSON & SONS CONSTRUCTION, INC.**, a corporation of the State of New Jersey, with offices located at 705 White Horse Pike, Suite S-6, Absecon, New Jersey 08201, received and publicly opened and read at a meeting of the Purchasing Board held December 18, 2015, for furnishing and delivering F.O.B. to the City of Atlantic City the **IMPROVEMENTS TO BOYS & GIRLS CLUB PARK** for a TOTAL DELIVERED SUM OF **SIX HUNDRED THIRTEEN THOUSAND FOUR HUNDRED NINE DOLLARS AND NINETY THREE CENTS (\$613,409.93)** for the use of the Department of Planning, be and the said bid is hereby **ACCEPTED**, said Corporation being the lowest responsible bidder for the undertaking; and

**BE IT FURTHER RESOLVED** that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City and **R. WILKINSON & SONS CONSTRUCTION, INC.** for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefor, said agreement and the required accompanying performance bond to be approved as to form and execution by the City Solicitor; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds from the 2016 Budget, Account No. G-02-14-610-BGC-943 to satisfy the aforesaid award of contract.

**BE IT FURTHER RESOLVED** that the aforesaid bidder was the lowest responsible bidder.

kc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 71

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director /s/ Dale Finch, Licensing & Inspections

Prepared by City Solicitor's Office

Council Member DELGADO, SHABAZZ & KURTZ presents the following Resolution:

## RESOLUTION APPROVING THE MEALS ON WHEELS PROGRAM WITH ATLANTIC COUNTY

**BE IT RESOLVED** by the City Council that the Mayor is hereby authorized to execute and the City Clerk to attest an agreement with the **COUNTY OF ATLANTIC** to **PREPARE the MEALS** for the **MEALS ON WHEELS PROGRAM** for a sum not to exceed **ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$175,000.00)** for a TERM OF ONE YEAR FROM JANUARY 1, 2016 TO DECEMBER 31, 2016; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds and specifying the line item appropriation from the 2016 Budget, Account No. 6-01-50-515-002-328 to satisfy the aforesaid award of contract, and that pursuant to N.J.A.C. 5:30-14.5, the award of the above Agreement is contingent upon the availability of sufficient funds in the 2016 Temporary and Permanent Budgets and, in the event said funds are not appropriated for this Agreement, this award will have no effect and will then be null and void.

SH

January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 72

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director /s/ Anthony Swan, Solicitor's Office

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

**RESOLUTION AUTHORIZING ADDITIONAL LEGAL SERVICES FOR ZARWIN, BAUM, DEVITIO, KAPLAN, SCHAER, TODDY, PC IN THE AMOUNT OF \$83,000.00**

WHEREAS, by Resolution No. 165 of March 4, 2015 the City of Atlantic City entered into an Agreement with **ZARWIN, BAUM DEVITO, KAPLAN, SCHAER, TODDY** for **MUNICIPAL DEFENSE MATTERS** for a total sum of **TWO HUNDRED THOUSAND DOLLARS (\$200,000.00)**; and

WHEREAS, it was necessary to do extra work described as follows:

**ADDITIONAL LEGAL SERVICES** in the amount of **FORTY THOUSAND DOLLARS (\$40,000.00)** for a new total not to exceed **TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000.00)** to be known as **CHANGE ORDER No. 1**; and

WHEREAS, it is again necessary to do extra work pursuant to Resolution 72 of 2016 described as follows:

**ADDITIONAL LEGAL SERVICES** in the amount of **EIGHTY-THREE THOUSAND DOLLARS (\$83,000.00)** for a new total not to exceed **THREE HUNDRED TWENTY-THREE THOUSAND DOLLARS (\$323,000.00)** to be known as **CHANGE ORDER No. 2**; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **Amendatory Agreement** with **ZARWIN, BAUM DEVITO, KAPLAN, SCHAER, TODDY, PC** to **INCLUDE** the aforementioned work to be known as **CHANGE ORDER No. 2**; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds and specifying the line item appropriation from the 2016 Budget, to satisfy the aforesaid Agreement and that pursuant to N.J.A.C. 5:30-14.5, the award of the above Agreement is contingent upon the availability of sufficient funds in the 2016 Temporary and Permanent Budgets and, in the event said funds are to appropriated for this Agreement, this award will have no effect and will then be null and void.

SH January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 73

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Asst. City Solicitor /s/Michael J. Perugini

Court Administrator/Brian Jetter

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AWARDING A CONTRACT TO QUANTUM, INC. TO PROVIDE LANGUAGE INTERPRETING SERVICES FOR THE MUNICIPAL COURT

**WHEREAS**, the City of Atlantic City from time to time requires language interpreting services as a fair and open contract pursuant to the provisions of N.J.S.A 19:44A-20.4; and which services may best be secured under a Contract; and

**WHEREAS**, the vendor must comply with "Local Unit Pay-to-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c. 51) and City of Atlantic Ordinance No. 11 of 2011 establishing that business entity which makes political contributions to municipal candidates and municipal and county political parties in excess of certain thresholds shall be limited in its ability to receive public contracts from the City of Atlantic City; and

**WHEREAS**, **QUANTUM, INC.**, has completed and submitted a Business Entity Certification which certifies that **QUANTUM, INC.**, has not made any reportable contributions to a political or candidate committee in the City of Atlantic City and/or the City Council in the previous one year and that the contract will prohibit **QUANTUM, INC.**, from making any reportable contributions through the term of the contract; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is duly authorized to execute and the City Clerk to attest a contract to be approved as to form and execution by the City Solicitor, which contract shall provide for the purchase of language interpreting services from **QUANTUM, INC.**, 240 South 9<sup>th</sup> Street, Philadelphia, Pa. 19107-5733, for one year commencing April 1, 2016, and ending March 31, 2017 and for a total amount not to exceed **FIFTEEN THOUSAND DOLLARS (\$15,000.00)** subject to State approval.

**BE IT FURTHER RESOLVED**, that a Certificate from the Director of Revenue and Finance has been attached to this Resolution, showing the availability of funds and specifying the line item appropriation from the 2016, Account. No. 6-01-10-165-000-290, to satisfy the aforesaid

Agreement and that pursuant to N.J.A.C. 5:30-14.5, the award of the above Agreement is contingent upon the availability of sufficient funds in the 2016 and 2017 Temporary and Permanent Budgets and, in the event said funds are not appropriated for this Agreement, this award will have no effect and will then be null and void; and

**BE IT FURTHER RESOLVED** that a Public Notice of this Resolution shall be published in THE PRESS at least once pursuant to the requirements of N.J.S.A. 40A:11-1, et seq., as amended.

kc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 74**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director/s/ Anthony Swan, Solicitor's Office

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

**RESOLUTION AUTHORIZING ADDITIONAL LEGAL SERVICES FOR  
TUOHY & TUOHY IN THE AMOUNT \$15,000.00**

**WHEREAS**, by Resolution No. 154 of 2015 the City of Atlantic City entered into an Agreement with **TUOHY & TUOHY P.C** for **Defense Matters** for a total sum of **ONE HUNDRED THOUSAND DOLLARS (\$100,000.00)**; and

**WHEREAS**, it was necessary to do extra work described as follows:

**ADDITIONAL LEGAL SERVICES FOR MUNICIPAL DEFENSE MATTERS** in the amount of **FIFTY THOUSAND DOLLARS (\$50,000.00)** to be known as **CHANGE ORDER No. 1**; and

**WHEREAS**, it is necessary again to do extra work pursuant to Resolution No. 74 of 2016 described as follows:

**ADDITIONAL LEGAL SERVICES FOR MUNICIPAL DEFENSE MATTERS** in the amount of **FIFTEEN THOUSAND DOLLARS (\$15,000.00)** for a new total not to exceed **ONE HUNDRED SIXTY-FIVE DOLLARS (\$165,000.00)** to be known as **CHANGE ORDER No. 2**; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **Amendatory Agreement** with **TUOHY & TUOHY, P.C.** to **INCLUDE** the aforementioned work to be known as **CHANGE ORDER No. 2**; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds and specifying the line item appropriation from the 2016 Budget, to satisfy the aforesaid Agreement and that pursuant to N.J.A.C. 5:30-14.5, the award of the above Agreement is contingent upon the availability of sufficient funds in the 2016 Temporary and Permanent Budgets and, in the event said funds are to appropriated for this Agreement, this award will have no effect and will then be null and void.

SH January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 75

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Benjamin J. Kaufman

Director of Revenue & Finance, Michael Stinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## CANCEL TAX SALE

**WHEREAS**, Tax Sale Certificate #14-00302 went to tax sale in error due to clerical error from a county board judgment credit; and

**WHEREAS**, the credit was moved in error and created a balance; and

**WHEREAS**, there should have not been any balance on this property; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that Tax Collector or their designee is hereby authorized to cancel Tax Sale Certificate #14-00302

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 76

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director/s/Anthony Swan, Solicitor's Office

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

### RESOLUTION AUTHORIZING ADDITIONAL LEGAL SERVICES IN THE AMOUNT OF TWELVE THOUSAND DOLLARS – STRADLEY RONAN STEVENS & YOUNG

WHEREAS, by Resolution No. 228 of 2015 the City of Atlantic City entered into an Agreement with **STRADLEY RONON STEVENS & YOUNG**, for **ENVIRONMENTAL LAW** for a total sum of **FIFTY THOUSAND DOLLARS (\$50,000.00)** ; and

WHEREAS, it has become necessary to do extra work in the amount of **TWELVE THOUSAND DOLLARS** for a new total not to exceed **SIXTY-TWO THOUSAND DOLLARS (\$62,000.00)** to be known as **CHANGE ORDER NO. 1**; and

NOW, THEREFORE, **BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **Amendatory Agreement** with **STRADLEY RONON STEVENS & YOUNG**, to **INCLUDE** the aforementioned additional legal services to be known as **CHANGE ORDER No. 1**; and

**BE IT FURTHER RESOLVED** that a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds and specifying the line item appropriation from the 2016 Budget, to satisfy the aforesaid Agreement and that pursuant to N.J.A.C. 5:30-14.5, the award of the above Agreement is contingent upon the availability of sufficient funds in the 2016 Temporary and Permanent Budgets and, in the event said funds are to appropriated  
SH January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 77

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Benjamin J. Kaufman

Director of Revenue & Finance, Michael Stinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING CANCELLATION OF TAX BALANCES ON PROPERTIES THAT HAVE ENTERED INTO A PILOT

**WHEREAS**, the below listed properties have entered into a PILOT; and

**WHEREAS**, the properties still show outstanding tax balances;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Tax Collector is hereby authorized and directed to cancel all outstanding tax balances on the property below listed:

<u>Block/Lot</u>	<u>Property Location</u>	<u>4th qt. 15</u>
17/1	3850 Atlantic Ave	\$37,863.90
17/6	106 Lincoln Place	\$7,755.35

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 78

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Benjamin J. Kaufman

Director of P & D, Elizabeth Terenik

Prepared by City Solicitor's Office

Council Member SHABAZZ presents the following Resolution:

### **RESOLUTION TO CREATE A LIST OF QUALIFIED FIRMS TO CHOOSE FROM FOR NON-LEGAL SERVICES IN THE FUTURE**

**WHEREAS**, the City of Atlantic City advertised a request for qualifications ("RFQ") for professional services to which it received multiple responses; and

**WHEREAS**, said qualifications were opened at a public meeting of the purchasing board on January 12, 2016; and

**WHEREAS**, the City wishes to create a list of qualified firms from which it may choose to enter into a contract to provide professional services in the future, as needed; and

**WHEREAS**, the firms named below have provided responses which satisfy the minimum requirements as set forth in the RFQ;

**WHEREAS**, at the time the City is prepared to enter into a contract, qualified firms shall comply with "Local Unit Pay-To-Play Law" (P.L.2004, c.19 as amended by P.L. 2005, C.51) and the City of Atlantic City Ordinance No. 11 establishing that business entity which makes political contributions to municipal candidates and municipal and county political parties" in excess of certain threshold shall be limited in its ability to receive public contracts; and

**WHEREAS**, the list of qualified firms is for a one (1) year period from 2016 – 2017 and the City is not obligated to accept or pay for services. Prior to incurring services, the certification of available funds shall be made by the Chief Financial Officer as appropriate, attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and contract shall be released.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and the Council of the City of Atlantic City do hereby create a list of qualified Engineering Firms who may be called upon to provide engineering services as the need should arise as follows:

#### **1. CIVIL ENGINEERS**

AECOM Technical Services, Inc.  
1700 Market Street, Suite 1600  
Philadelphia, PA 19103

Arthur W. Ponzio Co. & Associates, Inc.  
400 North Dover Avenue  
Atlantic City, NJ 08401

BANC3, Inc.  
300 Alexander Park, Suite 350  
Princeton, NJ 08540

Consulting & Municipal Engineers  
1460 Rt. 9 South  
Howell, NJ 07731

Greenman-Pedersen, Inc.,  
100 Corporate Drive, Suite 301  
Lebanon, NJ 08833

Hatch Mott MacDonald  
3 Paragon Way  
Freehold, NJ 07728

Maser Consulting, P.A.  
156 Stagecoach Road  
Marmora, NJ 08223

Marathon Engineering and  
Environmental Services, Inc.  
553 Beckett Rd, Suite 608  
Swedesboro, NJ 08085

Mott Associates, LLC,  
3122 Fire Road  
Egg Harbor Twp, NJ 08234

Paulus, Sokolowski and Sartor, P.C.  
67B Mountain Blvd Ext  
Warren, NJ 07059

Remington & Vernick Engineers, Inc.  
845 N. Main Street  
Pleasantville, NJ 08232

T & M Associates  
9 Grand Avenue, Bldg #1  
Toms River, NJ 08753

## **2. STRUCTURAL ENGINEERS**

Consulting & Municipal Engineers  
1460 Rt. 9 South  
Howell, NJ 07731

Czar Engineering, LLC  
5014 Fernwood Avenue  
Egg Harbor Twp, 08234

Greenman-Pedersen, Inc.,  
100 Corporate Drive, Suite 301  
Lebanon, NJ 08833

Hatch Mott MacDonald  
3 Paragon Way  
Freehold, NJ 07728

Maser Consulting, P.A.  
156 Stagecoach Road  
Marmora, NJ 08223

Paulus, Sokolowski and Sartor, P.C.  
67B Mountain Blvd Ext  
Warren, NJ 07059

Remington & Vernick Engineers, Inc.  
845 N. Main Street  
Pleasantville, NJ 08232

T & M Associates  
9 Grand Avenue, Bldg #1  
Toms River, NJ 08753

**3. PROFESSIONAL PLANNERS**

James M. Rutala Associates, LLC  
 717 River Drive  
 Linwood, NJ 08221

Heyer Gruel and Associates  
 236 Broad Street  
 Red Bank, NJ 07701

T & M Associates  
 9 Grand Avenue, Bldg #1  
 Toms River, NJ 08753

Maser Consulting, P.A.  
 156 Stagecoach Road  
 Marmora, NJ 08223

Remington & Vernick Engineers, Inc.  
 845 N. Main Street  
 Pleasantville, NJ 08232

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 79

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Benjamin Kaufmann

Director of Revenue & Finance, Michael Stinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING CANCELLATION OF TAX BALANCES ON TAX EXEMPT PROPERTIES OWNED BY CITY OF ATLANTIC CITY

WHEREAS, various properties are now held by the City of Atlantic City and are therefore tax exempt; and

WHEREAS, the properties still show outstanding tax balances;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Atlantic City that the Tax Collector is hereby authorized and directed to cancel all outstanding tax balances on the property below listed:

Block/Lot	Property Location	1 <sup>st</sup> qt 15	2 <sup>nd</sup> qt 15	3 <sup>rd</sup> qt 15	4 <sup>th</sup> qt 15
380/30	201 North Iowa	\$749.96	749.95	\$749.95	\$816.25

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 80

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michael J. Perugini

Director Public Works/Paul Jerkins

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## RESOLUTION AUTHORIZING OPEN END CONTRACT WITH INTERLINE BRANDS, INC. FOR JANITORIAL SUPPLIES

**BE IT RESOLVED** by the City Council that the bid of **INTERLINE BRANDS, INC. d/b/a SUPPLY WORKS**, a corporation of the State of Florida with offices located at 804 East Gate Drive, Suite 100, Mt. Laurel, NJ 08054, received and publicly opened and read at a meeting of the Purchasing Board held November 24, 2015, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES ITEM NOS. 4, 33, 36, 52, 55, 57, 62, 64, 65, 66, 67, 68, 79 & 84**, as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby **ACCEPTED**, said Corporation being the lowest responsible bidder for the undertaking; and

**BE IT FURTHER RESOLVED** that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City and **INTERLINE BRANDS, INC. d/b/a SUPPLY WORKS**, for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, said agreement to be approved as to form and execution by the City Solicitor; and

**BE IT FURTHER RESOLVED** that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

kc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 81

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michael J. Perugini

Director of Public Works, Paul Jerkins

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## RESOLUTION AUTHORIZING OPEN END CONTRACT WITH WB MASON COMPANY, INC. FOR JANITORIAL SUPPLIES

**BE IT RESOLVED** by the City Council that the bid of **WB MASON COMPANY, INC.**, a corporation of the State of Massachusetts, with offices located at 350 Commerce Drive, Egg Harbor Township, NJ 08234, received and publicly opened and read at a meeting of the Purchasing Board held November 24, 2015, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES ITEM NOS. 10, 12, 13, 14, 15, 16, 18, 20, 24, 25, 34, 36, 38, 40, 45, 46, 4, 48, 58, 59, 60, 61, 71, 72, 73, 74, 75, 81 & 82**, as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby **ACCEPTED**, said Corporation being the lowest responsible bidder for the undertaking; and

**BE IT FURTHER RESOLVED** that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City **WB MASON COMPANY, INC.**, for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, said agreement to be approved as to form and execution by the City Solicitor; and

**BE IT FURTHER RESOLVED** that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

kcJanuary 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 82

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michel J. Perugini

Director of Public Works, Paul Jerkins

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## **RESOLUTION TO APPROVE SPECIALTY CLEANING & MAINTENANCE, INC., FOR CLEANING SERVICES AT THE PUBLIC SAFETY BUILDING IN THE AMOUNT OF \$30,000.00**

**WHEREAS, SPECIALTY CLEANING & MAINTENANCE, INC.,** have been contracted to clean biohazard and decontaminate jail cells and common areas at the Clayton G. Graham Public Safety Building for a period of January 1, 2016 to December 31, 2016; and

**WHEREAS, SPECIALTY CLEANING & MAINTENANCE, INC.,** has completed and submitted a Business Entity Disclosure Certification which certifies that Maser Consulting, P.A. has not made any reportable contributions to a political or candidate committee in the City of Atlantic City and/or City Council in the previous one year, and that the contract will prohibit Maser Consulting, P.A., Inc. from making any reportable contributions through the term of the contract; and

**WHEREAS,** the Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution; and

**WHEREAS,** the vendor must comply with "Local Unit Pay-to-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c. 51) and City of Atlantic Ordinance No. 11 of 2011 establishing that business entity which makes political contributions to municipal candidates and municipal and county political parties in excess of certain thresholds shall be limited in its ability to receive public contracts from the City of Atlantic City;

**WHEREAS,** the Local Public Contracts Law (N.J.S.A 40A:11-1 et seq.) requires the passage of a resolution authorizing the award of a contract for "professional services", requires that said resolution be publicly advertised; and

**BE IT FURTHER RESOLVED** a Certificate from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds from account 6-1-40-410-000-280 in the amount of **SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00)** to satisfy the aforesaid award of contract, and balance is contingent upon the passage of the 2016 temporary and permanent budgets and, in the event said funds are not appropriated for this Agreement, this award will have no effect and will then be null and void.

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 84

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michael J. Perugini

Director of Public Works/Paul Jerkins

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## RESOLUTION AUTHORIZING OPEN END CONTRACT WITH PENN JERSEY PAPER COMPANY FOR JANITORIAL SUPPLIES

BE IT RESOLVED by the City Council that the bid of **PENN JERSEY PAPER COMPANY**, a corporation of the State of PENNSYLVANIA, with offices located at 9355 Blue Grass Road, Philadelphia, PA 19114-2311, received and publicly opened and read at a meeting of the Purchasing Board held November 24, 2015, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES ITEM NOS. 2, 5, 6, 7, 8, 17, 22, 23, 27, 37, 39, 41, 43, 44, 49, 56, 76, 77, 78 & 80**, as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby ACCEPTED, said Corporation being the lowest responsible bidder for the undertaking; and

BE IT FURTHER RESOLVED that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City **PENN JERSEY PAPER COMPANY**, for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, said agreement to be approved as to form and execution by the City Solicitor; and

BE IT FURTHER RESOLVED that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

kc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 85**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member SHABAZZ Presents the following Resolution:

## A RESOLUTION RECOGNIZING VALGENE KING

**WHEREAS, VALGENE KING** is a resident of Atlantic City, and has worked as a government employee for 50 years; and

**WHEREAS, VALGENE KING** has proved herself to be an efficient and faithful public servant to the City of Atlantic City; and

**WHEREAS,** she is a long- serving and valuable member of Union Baptist Temple in Atlantic City; and

**WHEREAS, VALGENE KING'S** record of public service, community enrichment and civic involvement is to be noted and praised,

**NOW, THEREFORE, BE IT RESOLVED** that City Council of the City of Atlantic City hereby recognizes **VALGENE KING** for all of her good works and the City encourages other resident of Atlantic City to follow her example.

January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
								SMALL, PRESIDENT					
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 86**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

\_\_\_\_\_  
Legislative Counsel/ Robert Tarver, Esq.

\_\_\_\_\_  
Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member MARSH Presents the following Resolution:

## A RESOLUTION REAPPOINTING ALMA JOHNSON TO THE FINE ARTS COMMISSION OF THE CITY OF ATLANTIC CITY

**WHEREAS**, the City Council of the City of Atlantic City, is charged with the obligation and responsibility to preserve and advance public health, welfare and safety of the citizens of the City of Atlantic City; and

**WHEREAS**, pursuant to Chapter 4:11 (a)(7) of the Code of Atlantic City, City Council is authorized to make appointments to the Fine Arts Commission of the City of Atlantic City; and

**WHEREAS**, City Council of the City of Atlantic City wishes to reappoint **ALMA JOHNSON** to a four (4) year term, commencing January 1, 2016 and expiring December 31, 2019.

**NOW, THEREFORE, BE IT RESOLVED**, that **ALMA JOHNSON**, who resides at 1431 Arkansas Avenue, in the 4<sup>th</sup> Ward, within the City of Atlantic City, is hereby reappointed as a member of the Fine Arts Commission of the City of Atlantic City for a term of four (4) years, commencing January 1, 2016 and expiring December 31, 2019.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, certified to be a true copy by the City Clerk, shall be presented to **ALMA JOHNSON** upon its passage.

January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

\_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 87

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director/s/ Paul Jerkins, Public Works

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## **RESOLUTION AUTHORIZING OPEN END CONTRACT WITH SINGER EQUIPMENT CO., INC. FOR JANITORIAL SUPPLIES**

**BE IT RESOLVED** by the City Council that the bid of **SINGER EQUIPMENT CO., INC.** a corporation of the State of New Jersey, with offices located at 180 Heller Place, Bellmawr, New Jersey 08031 received and publicly opened and read at a meeting of the Purchasing Board, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES FOR ITEMS #3, 9, 11, 19, 21, 30, 35, 50, 51 and 63** as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby **ACCEPTED**, said Corporation being the lowest responsible bidder for the undertaking; and

**BE IT FURTHER RESOLVED** that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City and **SINGER EQUIPMENT CO., INC.** for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, approved and adopted by the City Council, said agreement to be approved as to form and execution by the City Solicitor; and

**BE IT FURTHER RESOLVED** that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

SH  
January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
SMALL, PRESIDENT													
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_  
/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 88

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Benjamin J. Kaufman

Novellette Robinson /s/Tax Assessor

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING TAX ABATEMENT

**WHEREAS**, Dock's Oyster House, Inc. and its related company, 2409 Atlantic Avenue, LLC (collectively, the "Applicant" or "Dock's") has operated a restaurant business in Atlantic City since 1897 and is currently expanding that business located at 2405-2417 Atlantic Avenue; and

**WHEREAS**, The Applicant is making a major investment in its property and increasing the size of one of Atlantic City's oldest businesses which has been continuously operated by a single family for nearly 120 years; and

**WHEREAS**, The Applicant has requested to participate in the five year tax phase-in program for the new improvements to the properties in order to make the investment more financially viable and allow for a better final development; and

**WHEREAS**, under the Phase-in program, the Applicant would continue to pay all regular taxes on the properties based on the assessments in place before the improvements are undertaken. Only the new taxes on the added assessment levied on the improvements would be phased in over a five year period. Once the five year phase-in period expires, the City would receive full taxes on a much improved property.

**WHEREAS**, Ordinance No. 93 of 2006 and, most recently, 71 of 2014, authorizes the City to grant tax Phase-In Agreements for five (5) year periods in accordance with N.J.S.A. 40A:21-1 et seq., the "Five Year Exemption and Abatement Law";

**WHEREAS**, the tax incentive program promotes commercial development within the City in order to increase gainful employment opportunities for residents, assist in the economic development of the City, maintain and increase the tax base of the municipality and diversify and expand commerce within the area; and

**WHEREAS**, the Tax Assessor has received and evaluated the application of the Applicant; and

WHEREAS, the property taxes for the subject property are current.

NOW, THEREFORE, BE IT Resolved by the City Council of the City that the Mayor is hereby authorized to execute and the City Clerk to attest to the attached Tax Phase-In Agreement between the City of Atlantic City and Dock's providing for a five (5) year Phase-In of local real property taxes. Said Tax Abatement Agreement provides for the Applicant to pay to the City a phased in amount of added taxes on the assessment for New Improvements in an amount equal to a percentage of taxes otherwise due, according to the following schedule:

1. 100% of all taxes due on the current assessment of all land and improvements on the Subject Property prior to the completion of the New Improvements; plus
2. A payment in lieu of the taxes that would otherwise be due on any assessment on the New Improvements equal to:
  - a. In the first full tax year after completion of the New Improvements, no payment in lieu of taxes otherwise due on the New Improvement assessment.
  - b. In the second tax year, an amount equal to 20% of taxes otherwise due on the New Improvement assessments.
  - c. In the third tax year, an amount equal to 40% of taxes otherwise due on the New Improvement assessment.
  - d. In the fourth tax year, an amount equal to 60% of taxes otherwise due on the New Improvement assessment;
  - e. In the fifth tax year, an amount equal to 80% of taxes otherwise due on the New Improvement assessment.
  - f. In the sixth tax year, the Subject Property and New Improvements shall be taxed without abatement

tc January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 89**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

Business Administrator /s/ Jason Holt

Prepared by Legislative Counsel

Council Member SMALL Presents the following Resolution:

## RESOLUTION ADOPTING A CITY COUNCIL VEHICLE USE POLICY

**WHEREAS**, the City Council of Atlantic City seeks to implement measures to increase accountability and to promote austerity; and

**WHEREAS**, the City Council is in possession of vehicles which have been dedicated to City Council use; and

**WHEREAS**, the City Council seeks to create a policy for the effective, safe and legitimate use of City Vehicles,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Atlantic City to implement a City Council Vehicle Use Policy which has been attached to this Resolution

January 29, 2016 12:15 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

## CITY COUNCIL OF ATLANTIC CITY VEHICLE USE POLICY

The purpose of this policy is to define and describe the usage parameters related to the operation of City of Atlantic City vehicles by City Council employees:

This policy applies to all City Council employees who operate City vehicles of any type on either a regular or occasional basis. Certain vehicles have been assigned to the City Council for their use. The City reserves the right to deny any elected official or employee the use of a City vehicle and may choose not to indemnify any employee who fails to adhere to the policies and procedures contained in this document. Furthermore, any City employee that does not adhere to this policy and corresponding procedures may be subject to revocation of vehicle privileges.

1. Any City Council person or City Clerk's Office employee seeking to use a City vehicle must have authorization from his/her Department Head to operate a City vehicle of any type. In the case of elected Council persons, that authorization comes from the Council President. In the case of City Clerk employees, that authorization comes from the City Clerk.
2. In order to be authorized to operate a City vehicle, the operator must be either an elected Council person or an employee of the City of Atlantic City and must possess a valid State of New Jersey Drivers License. No person shall be permitted to operate a City vehicle without a valid driver's license. Any person desiring to use a City Council vehicle is required to have a copy of their valid driver's license on file with the City Clerk. The City Clerk shall, in turn, forward a copy of the license to the division of Risk Management and the City Solicitors Office.
3. The use of City vehicles is restricted to the performance of City business only. The use of City vehicles for personal business is prohibited.
4. All vehicles are to remain parked in the reserved council parking spaces at City Hall. No City vehicles are to be taken home or kept overnight.
5. The keys to City Council vehicles will be kept in the City Clerks office. Any councilperson desiring to use a vehicle must sign out the vehicle and will receive a clipboard with keys and a law sheet to chart travel. The user is required to enter his/her name, the beginning mileage, the ending mileage and the destination. The user shall also note the condition of the vehicle upon entry. Following vehicle use, the keys and the long sheet must be returned to the City Clerk's office.
6. Persons using vehicles under City Council control must execute a **Certification of Vehicle Use** form to be turned into the City Clerk's office following the use of the vehicle.
7. The use of City vehicles within the City of Atlantic City is restricted to Special Events involving constituent services and emergency matters only.

**CERTIFICATION OF VEHICLE USE**

I, \_\_\_\_\_, certify that I am the holder of a valid New Jersey Driver's License and that I am using a City vehicle for official business related to my capacity as an employee or elected official. The purpose of my use is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I certify that the forgoing statements are true. If any of the foregoing statements are willfully false, I understand that I am subject to punishment.

\_\_\_\_\_  
Vehicle User

\_\_\_\_\_  
Date

\_\_\_\_\_  
Event Witness

# Resolution of the City of Atlantic City

No. 90

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director/s/ Paul Jerkins, Public Works

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## RESOLUTION AUTHORIZING OPEN END CONTRACT WITH ALL CLEAN JANITORIAL SUPPLY CO., INC. FOR JANITORIAL SUPPLIES

BE IT RESOLVED by the City Council that the bid of **ALL CLEAN JANITORIAL SUPPLY CO., INC.** a corporation of the State of New Jersey, with offices located at 180 Heller Place, Bellmawr, New Jersey 08031 received and publicly opened and read at a meeting of the Purchasing Board, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES FOR ITEMS #1, 26, 28, 32, 42, 53 and 54** as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby ACCEPTED, said Corporation being the lowest responsible bidder for the undertaking; and

BE IT FURTHER RESOLVED that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City and **ALL CLEAN JANITORIAL SUPPLY CO., INC.** for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, approved and adopted by the City Council, said agreement to be approved as to form and execution by the City Solicitor; and

BE IT FURTHER RESOLVED that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

sh January 29, 2016 12:16 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 91

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Michael J. Perugini

Director/s/ Paul Jerkins, Public Works

Prepared by City Solicitor's Office

Council Member RANDOLPH presents the following Resolution:

## RESOLUTION AUTHORIZING OPEN END CONTRACT WITH GENERAL CHEMICAL AND SUPPLY FOR JANITORIAL SUPPLIES

**BE IT RESOLVED** by the City Council that the bid of **DAVE'S CLEANING SERVICES, INC. d/b/a GENERAL CHEMICAL AND SUPPLY**, a corporation of the State of New Jersey, with offices located at 119 East Kings Highway, Maple Shade, New Jersey 08052 received and publicly opened and read at a meeting of the Purchasing Board, for furnishing and delivering F.O.B. to the City of Atlantic City **JANITORIAL SUPPLIES FOR ITEMS #29, 31, 69, 70 and 83** as listed on attached sheets, for the use of the Various Departments of the City of Atlantic City, be and the said bid is hereby **ACCEPTED**, said Corporation being the lowest responsible bidder for the undertaking; and

**BE IT FURTHER RESOLVED** that authority is hereby given to the Mayor to execute and the City Clerk to attest an agreement, to be entered into between the City of Atlantic City and **DAVE'S CLEANING SERVICES, INC. d/b/a GENERAL CHEMICAL AND SUPPLY** for the hereinabove undertaking, in strict compliance with the Advertisement, Proposal Form, and the Specifications and Instructions to bidders therefore, approved and adopted by the City Council, said agreement to be approved as to form and execution by the City Solicitor; and

**BE IT FURTHER RESOLVED** that, as this is an **OPEN-END CONTRACT** and the City is not obligated to order, accept or pay for said items except when so ordered, no amount shall be chargeable or certified until such time as goods or services are ordered or otherwise called for. Prior to incurring the liability by placing the order, the certification of available funds shall be made by the chief financial officer as appropriate, and attached to the file copy of the purchase order or other such document, pursuant to N.J.A.C. 5:34-4.9; and

**BE IT FURTHER RESOLVED** that the bidder was the lowest responsible bidder for the above items.

SH

January 29, 2016 12:16 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 92

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/Michael J. Perugini

Acting City Solicitor/Anthony A. Swan

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## **RESOLUTION AUTHORIZING ADDITIONAL LEGAL SERVICES FOR MALEY & ASSOCIATES IN THE SUM OF \$60,000.00**

**WHEREAS**, by Resolution No. 82 of 2015 the City of Atlantic City entered into an Agreement with **MALEY & ASSOCIATES TO REPRESENT AND ADVISE CITY COUNCIL AS THE REDEVELOPMENT ENTITY IN REDEVELOPMENT MATTERS** for a total sum of **THIRTY FIVE THOUSAND DOLLARS (\$35,000.00)** from January 21, 2015 to December 31, 2015; and

**WHEREAS**, it became necessary to do extra work described as follows:

**ADDITIONAL LEGAL SERVICES FOR REDEVELOPMENT MATTERS in the total sum of SIXTY FIVE THOUSAND DOLLARS (\$65,000.00)** for a new total not to exceed **ONE HUNDRED THOUSAND DOLLARS (\$100,000.00)** to be known as **CHANGE ORDER No. 1**; and

**WHEREAS**, it became necessary again to amend **SECTION SIX: BILLING PROCEDURE** of the Agreement to include the following language:

For a portion of work under this Agreement, Counsel renders legal services on redevelopment projects for which the City has entered into a Memorandum of Understanding (MOU) with Redevelopers requiring, among other things, the posting of escrow for legal services rendered by Counsel, as well as for other City expenses. The City agrees to promptly issue letters requiring replenishment of such escrows pursuant to the terms of the applicable MOU and Maley & Associates agree that if bills are submitted for work performed pursuant to a redevelopment project pursuant to a MOU for which the redevelopment escrow account has not been funded, does not exist, or for any other reason does not contain sufficient funds to satisfy the billed amount, then Maley & Associates are not entitled to payment of said bills for professional service and waives any claims against the City of Atlantic City and holds the City of Atlantic City harmless with respect to those bills; and

**WHEREAS**, it became necessary again to authorize billing associated with Redevelopment Escrow Accounts as described as follows:

**ADDITIONAL LEGAL SERVICES IN REDEVELOPMENT MATTERS in the amount of TWO HUNDRED THOUSAND DOLLARS (\$200,000.00)** which shall be paid from escrow accounts funded through redevelopment projects, on a per project basis, for a new total not to exceed **THREE HUNDRED THOUSAND DOLLARS (\$300,000.00)**; known as **CHANGE ORDER No. 2**; and

**WHEREAS**, it was necessary to extend contract term only to **FEBRUARY 29, 2016** at **NO ADDITIONAL MONEY** to be known as **CHANGE ORDER NO. 3**; and

**WHEREAS**, it is necessary again to authorize billing associated with Redevelopment Escrow Accounts as described as follows:

**ADDITIONAL LEGAL SERVICES IN REDEVELOPMENT MATTERS** in the amount of **SIXTY THOUSAND DOLLARS (\$60,000.00)** which shall be paid from escrow accounts funded through redevelopment projects, on a per project basis, for a new total not to exceed **THREE HUNDRED SIXTY FIVE THOUSAND DOLLARS (\$360,000.00)**; known as **CHANGE ORDER No. 4**.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **Amendatory Agreement** with **MALEY & ASSOCIATES** to **INCLUDE** the aforementioned amendments to be known as **CHANGE ORDER No. 4**.

**BE IT FURTHER RESOLVED** all redevelopment payments for professional billings are subject to the availability of sufficient funding balances in their designated redevelopment project account and as such shall be subject to confirmation of funding by the Chief Financial Officer or Comptroller for sufficiency of funds prior to the issuance of any payment.

kc January 29, 2016 12:16 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
SMALL, PRESIDENT													
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_ /s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

No. 93

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Deputy City Solicitor /s/ Irving B. Jacoby

Director of Revenue & Finance, Michael Stinson

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING VENDOR'S LIST FOR PAYMENTS OF VARIOUS BILLS

BE IT RESOLVED by the City of Atlantic City that the City Comptroller is hereby authorized and directed to **issue WARRANTS beginning with #1. Widmeyer Communications, 15-02942 and ending with Remington Vernick 15-02970, \$23,448.00.**

See Attached

**VENDOR'S LIST TOTAL \$95,354.22**

SH

January 29, 2016 12:16 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

**No. 64**

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitor /s/ Anthony A. Swan

Business Administrator /s/ Jason Holt

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

## RESOLUTION AUTHORIZING EXECUTIVE SESSION

**WHEREAS**, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12 (b) (1-9)) permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the City Council is of the opinion that such circumstances exist.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Atlantic City, State of New Jersey, as follows:

1. The public shall be excluded from the discussion of, action on and hearing the tape of the closed session.

2. The general nature of the subject matter to be discussed is as follows: pending and/or anticipated litigation in which the City is, or may become a party, including matters which fall within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. (N.J.S.A. 10:4-12(b)(7)).

The following specific matters will be addressed:

- (a) PBA Discussion
- (b) Cohn v. City of Atlantic City/ Settlement

3. It is anticipated at this time that the above stated subject matters will be made public as soon as it is deemed to be in the public interest to do so. In the event the aforementioned matters are settled or otherwise resolved by action of Executive Session, further formal action of Council will be initiated.

4. This resolution shall take effect immediately.

tc January 29, 2016 12:16 PM

DO NOT USE SPACE BELOW THIS LINE

### RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
DELGADO							RANDOLPH						
GILLIAM							SHABAZZ						
KURTZ							TIBBITT						
							SMALL, PRESIDENT						
X-Indicates Vote    NV-Not Voting    AB-Absent    MOT-Motion    SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk

# Resolution of the City of Atlantic City

## No. 65

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitor /s/ Anthony Swan

Business Administrator /s/ Jason Holt

Prepared by City Solicitor's Office

Council Member SMALL presents the following Resolution:

### RESOLUTION AUTHORIZING SETTLEMENT AFTER EXECUTIVE SESSION

WHEREAS, Council has reviewed specific cases for settlement purposes in Executive Session; and

WHEREAS, Council agrees that it is necessary to resolve several cases discussed in Executive Session.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Atlantic City that the City Solicitor is authorized to settle the following case pursuant to the authority extended in Executive Session:

#### Cohn v. City of Atlantic City

BE IT FURTHER RESOLVED by the Council of the City of Atlantic City that the City Solicitor and/or the Business Administrator are hereby authorized to execute the legal documents necessary to effectuate such settlement.

tc January 29, 2016 12:14 PM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CHENG							MARSH						
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DATE OF ADOPTION: \_\_\_\_\_

/s/ Rhonda Williams, City Clerk