

BOROUGH OF OCEAN GATE

COUNCIL MEETING

AGENDA

May 22, 2024

CALL TO ORDER:

CALL TO ORDER:

SUNSHINE STATEMENT: Notice of this meeting was advertised in the Star Ledger issue of September 20, 2023 and posted in the Municipal Office Building, Adrian Hall and the Ocean Gate Post Office.

SALUTE TO THE FLAG AND MOMENT OF SILENCE

ROLL CALL: Mayor Curtin, Council President McGrath, Councilman Haug, Councilwoman Nicastro, Councilman Cox, Councilman Fry, Councilman Zieser

Report of Jean Cipriani, Municipal Attorney

PUBLIC COMMENT LIMITED TO 5 MINUTES (Agenda or Non-Agenda):

The Governing Body of the Borough of Ocean Gate offers members of the public an opportunity to address issues regarding the operation of the Borough. Individuals that take this opportunity need to state their name and address and limit their comments to 5 minutes. All comments will be considered, and a response will be forthcoming when appropriate. The Governing Body asks that members of the public be courteous when speaking.

CORRESPONDENCE

REPORT OF MAYOR CURTIN

REPORTS OF COUNCIL

Council President McGrath
Councilman Haug
Councilwoman Nicastro
Councilman Cox
Councilman Fry
Councilman Zieser

RESOLUTION 2024-135 TO ENTER INTO EXECUTIVE SESSION

Motion to approve reso. 2024-135: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

ORDINANCE 692-24 AN ORDINANCE TO AMEND AND REPEAL ORDINANCE 677-23 ENTITLED "AN ORDINANCE OF THE BOROUGH OF OCEAN GATE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AFFIXING AND DETERMINING THE SALARIES, WAGES AND COMPENSATION OF THE OFFICIALS AND EMPLOYEES OF THE BOROUGH OF OCEAN GATE"

Motion to open public session for ord. 692-24: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

Motion to close public session for ord. 692-24: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

Motion to adopt ord. 692-24: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

CONSENT AGENDA

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

RESOLUTION 2024-136 Calling for the Modernization of OPRA

RESOLUTION 2024-137 Authorization to Reimburse Permit Fees

RESOLUTION 2024-138 Replenish Ocean Gate Beach Petty Cash Fund

RESOLUTION 2024-139 Governors Council on Alcoholism and Drug Abuse Fiscal Grant

RESOLUTION 2024-140 DETERMINING THE FORM AND OTHER DETAILS OF ITS
“NOTE RELATING TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM
OF THE NEW JERSEY INFRASTRUCTURE BANK”,

RESOLUTION 2024-141 DECLARING ITS OFFICIAL INTENT TO REIMBURSE
EXPENDITURES FOR PROJECT COSTS FROM THE PROCEEDS OF DEBT
OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE NEW JERSEY
WATER BANK

Motion: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

RESOLUTION 2024-142 Payment of Bills

Motion: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

Motion to adjourn:

Motion: _____ Second: _____
Roll call vote: McGrath, Haug, Nicastro, Cox, Fry, Zieser

RESOLUTION 2024-135

TO ENTER INTO EXECUTIVE SESSION

WHEREAS, the Mayor and Council of the Borough of Ocean Gate, have determined that in accordance with the provisions of N.J.S.A. 10:4-12b, closed session to discuss pending litigation, contract negotiations and matters of personnel.

NOW THEREFORE BE IT RESOLVED, that said Mayor and Council close the open session and enter executive session to discuss matters of personnel.

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted during a Council Meeting on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

ORDINANCE 692-2423

AN ORDINANCE TO AMEND AND REPEAL ORDINANCE 667-23 677-23 ENTITLED "AN ORDINANCE OF THE BOROUGH OF OCEAN GATE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AFFIXING AND DETERMING THE SALARIES, WAGES AND COMPENSATION OF THE OFFICIALS AND EMPLOYEES OF THE BOROUGH OF OCEAN GATE"

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

The following annual salary and wage range of the officials and employees enumerated below shall be as follows:

<u>OFFICE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Borough Administrator	\$ 1.00	\$ 50,000.00
Administrative Assistant	\$ 1.00	\$ 40,000.00
Senior Administrative Assistant	\$ 1.00	\$ 45,000.00
Chief Financial Officer	\$ 15,000.00	\$ 90,000.00
Fiscal Officer	\$ 13,000.00	\$ 50,000.00
Finance/Tax Clerk	\$ 13,000.00	\$ 50,000.00
Borough Clerk	\$ 23,000.00	\$ 70,000.00
Tax Collector	\$ 5,000.00	\$ 65,000.00
Deputy Tax Collector	\$ 2,000.00	\$ 5,000.00
Water & Sewer Collector	\$ 1.00	\$ 15,000.00
Tax Assessor	\$ 5,000.00	\$ 20,000.00
Chief of Police	\$ 52,000.00	\$ 170,000.00
Lieutenant	\$ 50,000.00	\$ 125,000.00
Sergeant	\$ 45,000.00	\$ 125,000.00 100,000.00
Patrolman	\$ 30,000.00	\$ 105,000.00 95,000.00
Detective	\$ 30,000.00	\$ 120,000.00
Superintendent of Public Works	\$ 30,000.00	\$ 75,000.00
Public Works Supervisor	\$ 5,000.00	\$ 65,000.00
Recycling Coordinator	\$ 2,500.00	\$ 10,000.00
Borough Foreman	\$ 18,000.00	\$ 60,000.00
Director	\$ 1.00	\$ 8,000.00
Personnel Administrator	\$ 1.00	\$ 8,000.00
Safety Administrator/Coordinator	\$ 1.00	\$ 5,000.00
Affirmative Action Officer	\$ 1.00	\$ 5,000.00
Deputy ADA Coordinator	\$ 1.00	\$ 8,000.00
Animal License Clerk	\$ 1.00	\$ 5,000.00
Deputy Animal License Clerk	\$ 1.00	\$ 5,000.00
Assessment Search Officer	\$ 1.00	\$ 5,000.00
Registrar of Vital Statistics	\$ 1.00	\$ 11,000.00
Deputy Registrar of Vital Statistics	\$ 1.00	\$ 5,000.00

Local Assistance Director-Workfirst NJ	\$ 1.00	\$ 5,000.00
Local Board of Health Secretary	\$ 1.00	\$ 5,000.00
Control Clerk-Ocean Co. Construction Insp.	\$ 1.00	\$ 5,000.00
Tax Search Officer	\$ 500.00	\$ 1,000.00
Purchasing Agent	\$ 3,000.00	\$ 10,000.00
Zoning Officer	\$ 1,000.00	\$ 8,000.00
Code Enforcement Officer	\$ 1,000.00	\$ 20,000.00
Building Sub-Code Official	\$ 1,000.00	\$ 9,000.00
Fire Protection Sub-Code Official	\$ 1,000.00	\$ 9,000.00
Construction Official	\$ 1,000.00	\$ 39,000.00
Fire Official	\$ 500.00	\$ 3,500.00
Fire Inspector	\$ 500.00	\$ 3,500.00
Flood Plan Manager	\$ 1.00	\$ 15,000.00
Judge Municipal Court	\$ 5,000.00	\$ 15,000.00
Municipal Court Administrator	\$ 5,000.00	\$ 30,000.00
Mayor	\$ 1.00	\$ 5,000.00 — \$1.00
Council Member	\$ 1.00	\$ 2,000.00
Public Defender	\$ 1.00	\$ 7,500.00

SECTION 3. The hourly wage of the employees enumerated below shall be as follows:

<u>OFFICE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Equipment Operator/Mechanic	\$ 10.00	\$ 25.00
Public Works Laborer	\$ 10.00	\$ 25.00
Public Works/Seasonal	\$ 10.00	\$ 20.00 17.00
Recreation Director	\$ 10.00	\$ 15.00 Assistant
Recreation Director	\$ 10.00	\$ 15.00 Recreation Aide
Beach Supervisor	\$ 10.00	\$ 20.00
Badge Checkers	\$ 10.00	\$ 17.00
Lifeguards	\$ 10.00	\$ 20.00
Tax Clerk	\$ 10.00	\$ 18.00
Clerical	\$ 10.00	\$ 15.00
Clerk-Typist	\$ 10.00	\$ 15.00
Deputy Court Administrator	\$ 10.00	\$ 17.00
Special Police Officer	\$ 10.00	\$ 22.00
Part-Time Regular Patrolman	\$ 10.00	\$ 17.00
Boardwalk Guards	\$ 10.00	\$ 17.00
School Crossing Guard	\$ 10.00	\$ 17.00
Rental Inspector	\$ 10.00	\$ 20.00
Deputy Code Enforcement Officer	\$ 13.00	\$ 20.00
Deputy Zoning Officer	\$ 13.00	\$ 20.00

All ordinances or parts of ordinances of this municipality inconsistent herewith are hereby repealed to the extent of such inconsistency.

This ordinance shall take effect immediately upon its final passage, approval and publication, as required by law.

NOTICE

PUBLIC NOTICE is hereby given that the foregoing ordinance was introduced and passed on first reading at a Council Meeting of the Borough Council of the Borough of Ocean Gate, in the County of Ocean held on ~~May 24, 2023~~ April 24, 2024 and will come on second reading, public hearing and final passage on ~~June 14, 2023~~ May 22, 2024 at a Council Meeting of the Ocean Gate Borough Council to be held on January at the Municipal Complex, 801 Ocean Gate Avenue, Ocean Gate, New Jersey at 7:00 p.m., or as soon thereafter as the matter can be reached, at which last mentioned date, hour and place any person desiring to be heard for or against the adoption of the within Ordinance will be given a chance to be so heard.

Introduced: ~~May 24, 2023~~

Adopted: ~~June 14, 2023~~

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-136

THE BOROUGH OF OCEAN GATE IS CALLING FOR THE MODERNIZATION OF THE OPEN PUBLIC RECORDS ACT (OPRA) AND THE SWIFT PASSAGE OF S-2930/A-4045

WHEREAS, in the 2002 “lame duck” session the Open Public Records Act (OPRA) was approved to make government records, “readily accessible for inspection, copying, or examination by the citizens of this State, with certain exceptions, for the protection of the public interest” while protecting “a citizen’s right to a reasonable expectation of privacy”; and

WHEREAS, as local leaders we reaffirm our support and commitment to open and transparent government and public access to records, at the same time, we strongly support necessary reforms; and

WHEREAS, in the twenty years since the enactment of OPRA and with the advent of new technologies, we have witnessed unintended consequences and, in some cases, abuses of OPRA that place an unfair burden on local governments and taxpayers; and

WHEREAS, municipal staff and budgets are increasingly utilized to accommodate the requestors and commercial entities who inundate municipalities with public records requests to the extent that in some instances, additional personnel are hired primarily to handle such requests; and

WHEREAS, OPRA has become broadly construed in favor of access and the requestor who prevails in any proceeding in appealing a denial of access of records is permitted to collect exorbitant attorney’s fees, which impacts the taxpayers and municipalities who must pay these fees; and

WHEREAS, municipalities have seen outside businesses and interests who abuse OPRA for marketing and commercial gains while utilizing municipal employees paid by the taxpayers for this benefit; and

WHEREAS, due to court decisions over the years, reasonable expectations of privacy have been diminished when it comes to the balance of transparency and OPRA perpetuates for-profit data-mining, unsolicited marketing, and uncontrolled publications of records on internet search engines specifically designed to circumvent and bypass what few protective measures currently exist under OPRA, all while allowing the requestor to remain cloaked in anonymity, should they choose to exercise that option; and

WHEREAS, when commercial entities are constantly emailing OPRA requests looking for the latest lists of dogs licensed that month, inground pool permits issued, solar roof permits issued, etc., it causes our residents to not want to license their dogs, comply with permits, or interact with the municipality because they don’t want to lose their privacy and/or have their information tracked and monetized for commercial purposes; and

WHEREAS, reforms to modernize OPRA are long overdue, among them: the need to address requests by commercial entities that utilize public records and the services of local government employees to generate profits, mandatory prevailing attorney fees, which created a cottage industry, and to add language so that such fees are based on facts and circumstances and not an automatic granting; and

WHEREAS, Senators Sarlo and Bucco and Assemblyman Danielsen and Assemblywoman Flynn have introduced S-2930/A-4045, which makes commonsense reforms that do not hinder residents or journalists from using OPRA to access public records, but will protect citizens' personal information from disclosure, addresses the burdensome commercial requests and provide discretion when awarding prevailing attorney fees;

NOW, THEREFORE, BE IT RESOLVED, the governing body of the Borough of Ocean Gate in the County of Ocean respectfully request the adoption of much-needed reforms to modernize and strengthen the legislative intent of the Open Public Records Act (OPRA) and urges the swift passage of S-2930/A-4045; and

BE IT FURTHER RESOLVED, as local leaders, we reaffirm our support and commitment to open and transparent government and public access to records but at the same time, we strongly support necessary reforms; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the New Jersey League of Municipalities.

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-137

AUTHORIZATION TO REIMBURSE JOHN M COLLAS

WHEREAS, John M. Collas paid \$263.00 the Borough of Ocean Gate for building permits; and

WHEREAS, the permit amount was not used to complete the improvements and the Construction Office recommended the entire amount of \$263.00 be returned to John M. Collas;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ocean Gate, County of Ocean, State of New Jersey, that John M. Collas is hereby reimbursed the full permit amount of \$263.00.

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

- 1) John M. Collas
- 2) Kristen Hudnut, Acting Chief Financial Officer
- 3) Darlene Acevedo, Construction Office

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted during a Council Meeting of May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-138

REPLENISH OCEAN GATE PETTY CASH FUND

WHEREAS, Kristen Hudnut, Acting Chief Financial Officer for the Borough of Ocean Gate has been advised that there is a need to replenish the Ocean Gate Petty Cash Fund,

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Ocean Gate, County of Ocean, State of New Jersey, that the Ocean Gate Beach petty cash fund be replenished in the amount of \$400.00.

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

- 1). Kristen Hudnut, Acting Chief Financial Officer

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-139

**GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL
GRANT CYCLE FY2025**

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of Ocean Gate, County of Ocean, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Ocean Gate Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Ocean Gate Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Ocean;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Ocean Gate, County of Ocean, State of New Jersey hereby recognizes the following:

1. The Borough of Ocean Gate Council does hereby authorize submission of a strategic plan for the Ocean Gate Municipal Alliance grant for fiscal year 2025 in the amount of:

DEDR	\$6,774.00
Cash Match	\$1,693.50
In-Kind	\$5,080.50

2. The Ocean Gate Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Robert Curtin, Mayor

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing

resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-140

RESOLUTION OF THE BOROUGH OF OCEAN GATE, IN THE COUNTY OF OCEAN, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS “NOTE RELATING TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY INFRASTRUCTURE BANK”, TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO \$1,700,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY INFRASTRUCTURE BANK, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE BOROUGH OF OCEAN GATE IN FAVOR OF THE NEW JERSEY INFRASTRUCTURE BANK, ALL PURSUANT TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY INFRASTRUCTURE BANK

WHEREAS, the Borough of Ocean Gate (the “Local Unit”), in the County of Ocean, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install a project consisting of the replacement of water meters with new units and advanced metering infrastructure (AMI) interface, including all work necessary, incidental or appurtenant thereto (the “Project”), and it is the desire of the Local Unit to obtain financing for such Project through participation in the environmental infrastructure financing program (the “New Jersey Water Bank”) of the New Jersey Infrastructure Bank (the “I-Bank”);

WHEREAS, the Local Unit has determined to temporarily finance the acquisition, construction, renovation or installation of the Project prior to the closing with respect to the New Jersey Water Bank, and to undertake such temporary financing with the proceeds of a short-term loan to be made by the I-Bank (the “Construction Loan”) to the Local Unit, pursuant to the Water Bank Construction Financing Program of the I-Bank (the “Construction Financing Program”);

WHEREAS, in order to (i) evidence and secure the repayment obligation of the Local Unit to the I-Bank with respect to the Construction Loan and (ii) satisfy the requirements of the Construction Financing Program, it is the desire of the Local Unit to issue and sell to the I-Bank the “Note Relating to the Water Bank Construction Financing Program of the New Jersey Infrastructure Bank” in an aggregate principal amount of up to \$1,700,000 (the “Note”);

WHEREAS, it is the desire of the Local Unit to authorize, execute, attest and deliver the Note to the I-Bank pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the “Local Bond Law”), and other applicable law; and

WHEREAS, Section 28 of the Local Bond Law allows for the sale of the Note to the I-Bank, without any public offering, and N.J.S.A. 58:11B-9 allows for the sale of the Note

to the I-Bank without any public offering, all under the terms and conditions set forth therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. In accordance with Section 28 of the Local Bond Law and N.J.S.A. 58:11B-9, the Local Unit hereby authorizes the issuance, sale and award of the Note in accordance with the provisions hereof. The obligation represented by the Note has been appropriated and authorized by bond ordinance #689-24 of the Local Unit, which bond ordinance is entitled “BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF BOROUGH-WIDE POTABLE WATER METERS, APPROPRIATING \$1,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,700,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF OCEAN GATE, IN THE COUNTY OF OCEAN, NEW JERSEY” and was finally adopted by the Local Unit at a meeting duly called and held on March 13, 2024, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the “Chief Financial Officer”) is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions hereof, (i) the final principal amount of the Note (subject to the maximum limitation set forth in Section 4(a) hereof), and (ii) the dated date of the Note.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Note by the parties authorized pursuant to Section 4(h) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Note shall be as follows:

- (a) the principal amount of the Note to be issued shall be an amount up to \$1,700,000;
- (b) the maturity of the Note shall be as determined by the I-Bank;
- (c) the interest rate of the Note shall be as determined by the I-Bank;
- (d) the purchase price for the Note shall be par;
- (e) the Note shall be subject to prepayment prior to its stated maturity in accordance with the terms and conditions of the Note;
- (f) the Note shall be issued in a single denomination and shall be numbered “NJWB-CFP-24-1”;
- (g) the Note shall be issued in fully registered form and shall be payable to the registered owner thereof as to both principal and interest in lawful money of the United States of America; and
- (h) the Note shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile

thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Note shall be substantially in the form attached hereto as Exhibit A.

Section 6. The law firm of Dilworth Paxson LLP is hereby authorized to arrange for the printing of the Note, which law firm may authorize McCarter & English, LLP, bond counsel to the I-Bank for the Construction Financing Program, to arrange for same.

Section 7. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Secretary of the Local Unit, as applicable, in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit and after further consultation with the I-Bank and its representatives, agents, counsel and advisors, to be executed in connection with the issuance and sale of the Note and the participation of the Local Unit in the Construction Financing Program, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery of the Note and the participation of the Local Unit in the Construction Financing Program.

Section 8. This resolution shall take effect immediately.

Section 9. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Dilworth Paxson LLP, bond counsel to the Local Unit, David E. Zimmer, Executive Director of the I-Bank, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the I-Bank.

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-141

RESOLUTION OF THE BOROUGH OF OCEAN GATE DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR PROJECT COSTS FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE NEW JERSEY WATER BANK

WHEREAS, the Borough of Ocean Gate, in the County of Ocean, New Jersey (the "Borrower") intends to acquire, construct, renovate and/or install the environmental infrastructure project more fully described in **Exhibit A** attached hereto (the "Project");

WHEREAS, the Borrower intends to finance the Project with debt obligations of the Borrower (the "Project Debt Obligations") but may pay for certain costs of the Project (the "Project Costs") prior to the issuance of the Project Debt Obligations with funds of the Borrower that are not borrowed funds;

WHEREAS, the Borrower reasonably anticipates that obligations, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), will be issued by the New Jersey Infrastructure Bank (the "Issuer") to finance the Project on a long-term basis by making a loan to the Borrower with the proceeds of the Issuer's obligations (the "Project Bonds"); and

WHEREAS, the Borrower desires to preserve its right to treat an allocation of proceeds of the Project Debt Obligations to the reimbursement of Project Costs paid prior to the issuance of the Project Debt Obligations as an expenditure for such Project Costs to be reimbursed for purposes of Sections 103 and 141 through 150, inclusive, of the Code.

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

Section 1. The Borrower reasonably expects to reimburse its expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with proceeds of its Project Debt Obligations.

Section 2. This resolution is intended to be and hereby is a declaration of the Borrower's official intent to reimburse the expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with the proceeds of a borrowing to be incurred by the Borrower, in accordance with Treasury Regulations §150-2.

Section 3. The maximum principal amount of the Project Debt Obligations expected to be issued to finance the Project is \$1,700,000.

Section 4. The Project Costs to be reimbursed with the proceeds of the Project Debt Obligations will be "capital expenditures" in accordance with the meaning of Section 1.150-2 of the Code.

Section 5. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Project Bonds used to reimburse the Borrower for Project Costs, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of the Project Debt Obligations or another issue of debt obligations of the Borrower, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

Section 6. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Project Debt Obligations is paid, or (ii) the date the Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 7. This resolution shall take effect immediately.

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

RESOLUTION 2024-142

AUTHORIZATION FOR PAYMENT OF BILLS

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

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

WHEREAS, the Chief Financial Officer has certified that the bill list has been audited and is in order for payment and funds totaling \$347,087.89 available in the respective accounts as set forth below;

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

1. The said approved 2024 vouchers amounting to the sum of \$347,087.89 the same are hereby authorized to be paid on May 22, 2024.

CERTIFICATION

I, Ileana Vazquez-Gallipoli, Municipal Clerk of the Borough of Ocean Gate, hereby certify that the foregoing resolution is a true and correct copy of a resolution adopted at a Council Meeting held on May 22, 2024.

Ileana Vazquez-Gallipoli, RMC, CMR
Municipal Clerk

P.O. Type: All
 Range: First to Last
 Format: Detail without Line Item Notes
 Vendors: All
 Rcvd Batch Id Range: First to Last
 Include Non-Budgeted: Y

Open: N Paid: N Void: N
 Rcvd: Y Held: Y Aprv: N
 Bid: Y State: Y Other: Y Exempt: Y

Vendor # Name	PO # PO Date Description	Amount	Contract PO Type	Acct Type Description	Stat/Chk	First Rcvd	Chk/Void	1099
	Item Description		Charge Account		Enc Date	Date	Invoice	Excl
A0213 ACTION UNIFORM CO LLC								
	24-00319 04/30/24 Uniform & Patches replaced							
	1 N/S Blk. Twill, F. Last Silver	14.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	2 Replace Badge Patch	6.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	3 Replace Dept. Patch	6.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	4 Custom L/S Armorskin - Replace	12.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	5 Custom Polo - Replace Patch	24.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
		62.00						
	24-00320 04/30/24 N/S Change							
	1 N/S Change	14.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	2 Change Patch	6.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
		20.00						
	24-00324 04/30/24 Badge Council President							
	1 Badge Council President	119.00	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
	2 Badge - Mayor	137.50	4-01-25-240-216	B Clothing Allowance	R	04/30/24 05/17/24		N
		256.50						
	24-00347 05/06/24 Uniforms							
	1 Blauer #882z Blk. zip off bike	228.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	2 Nylon Cuff Case	44.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	3 Nylon OC holder	42.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	4 Nylon underbelt	27.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	5 Nylon Keepers (set of 4)	20.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	6 Long Cuff keys - Shirts were	24.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	7 Remove & replace badge w/new	24.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	8 Name Strips N. Baxter in	56.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	9 Sew on collar rockets-set of 2	8.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	10 Remove & replace badge w/new	6.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	11 Name strip w/velcro	21.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N
	12 Add velcro to badge	7.00	4-01-25-240-216	B Clothing Allowance	R	05/06/24 05/17/24		N

Vendor #	Name	PO #	PO Date	Description	Amount	Charge Account	PO Type	Acct Type	Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099	Excl
J1007	JR HENDERSON LABS, INC.															
	24-00310	04/23/24	Lab Tests													
			1 Lab Tests for Gross Alpha &	360.00	4-05-55-500-356	B	Water Supply Tests	R			04/23/24	05/17/24		62660	N	
			2 Lab Tests for 1 VOC 4.24	160.00	4-05-55-500-356	B	Water Supply Tests	R			04/23/24	05/17/24		62662	N	
			3 Lab Tests 2 monthly bacteria	125.00	4-05-55-500-356	B	Water Supply Tests	R			04/23/24	05/17/24		62657	N	
				645.00												
	24-00315	04/25/24	Lab Tests for the PFNA's													
			1 Lab Tests for the PFNA's	420.00	4-05-55-500-356	B	Water Supply Tests	R			04/25/24	05/17/24		62663	N	
	24-00356	05/13/24	Lab Tests for 1 504.1 4.24													
			1 Lab Tests for 1 504.1 4.24	150.00	4-05-55-500-356	B	Water Supply Tests	R			05/13/24	05/17/24		62682	N	
			Vendor Total:	1,215.00												
K1130	KULIKOWSKI CLEANING SERV LLC															
	24-00345	05/06/24	Cleaning Services 4.24													
			1 Cleaning Services 4.24	725.00	4-01-26-310-251	B	CLEANING SERVICE	R			05/06/24	05/17/24		243893	N	
			Vendor Total:	725.00												
LE005	Leo Canzoneri															
	24-00325	04/30/24	Reimbursement Taokwondo Equip													
			1 Reimbursement Taokwondo Equip	36.09	T-15-56-850-805	B	MUNICIPAL ALLIANCE	R			04/30/24	05/17/24			N	
			Vendor Total:	36.09												
M1374	MEADOWBROOK INDUSTRIES, LLC															
	24-00348	05/06/24	Monthly Trash Pickup													
			1 Monthly Trash Pickup #800	12,916.67	4-01-32-465-240	B	PRIVATE GARBAGE COLLECTION	R			05/06/24	05/17/24		321576	N	
			2 Monthly Trash Pickup #801	7,460.01	4-01-32-465-240	B	PRIVATE GARBAGE COLLECTION	R			05/06/24	05/17/24		321577	N	
				20,376.68												
			Vendor Total:	20,376.68												
N1465	NJ ADVANCE MEDIA															
	24-00361	05/13/24	Public Notices													
			1 Public Notices #10862641	24.08	4-01-20-120-201	B	Advertising	R			05/13/24	05/17/24		10862641	N	

Vendor #	Name	PO #	PO Date	Description	Amount	Charge Account	Contract PO Type	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099	Excl
K1134	Wells Fargo Vendor Fin. Svcs.														
	24-00374	05/17/24	Postage Machine	113.50	4-01-20-100-211			B Equipment Rentals	R	05/17/24	05/17/24	05/17/24			N
			1 Postage Machine												
	Vendor Total:			113.50											
WIR005	Wireless Electronics, INC														
	24-00247	04/01/24	Removal and Reinstall	864.00	4-01-25-240-219			B Repair/Maintenance Vehicles	R	04/01/24	05/17/24	05/17/24			N
			1 Removal and Reinstall												
	Vendor Total:			864.00											
Total Purchase Orders:				44	Total P.O. Line Items:	95	Total List Amount:	220,195.27	Total Void Amount:	0.00					

Totals by Year-Fund									
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total		
CURRENT FUND BUDGET	3-01	495.69	0.00	495.69	0.00	0.00	495.69		
CURRENT FUND BUDGET	4-01	207,032.08	0.00	207,032.08	263.00	0.00	207,295.08		
WATER OPERATING BUDGET	4-05	3,583.73	0.00	3,583.73	0.00	0.00	3,583.73		
SEWER UTILITY BUDGET	4-07	2,368.76	0.00	2,368.76	0.00	0.00	2,368.76		
Year Total:		212,984.57	0.00	212,984.57	263.00	0.00	213,247.57		
GENERAL CAPITAL IMPROVEMENTS	C-04	3,576.00	0.00	3,576.00	0.00	0.00	3,576.00		
GRANT FUND BUDGET	G-02	1,000.00	0.00	1,000.00	0.00	0.00	1,000.00		
SPECIAL TRUST	T-15	1,876.01	0.00	1,876.01	0.00	0.00	1,876.01		
Total of All Funds:		219,932.27	0.00	219,932.27	263.00	0.00	220,195.27		

Borough of Ocean Gate
Bill List
Processed Payments

Total Of All Funds					\$220,195.27
5/9 Payroll					\$81,331.25
State Of NJ Pensions&Benefits					\$45,561.37
Total Bill List					\$347,087.89