

RESOLUTION

**AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT TO
MCMANIMON, SCOTLAND & BAUMANN, LLC FOR GENERAL MUNICIPAL
BOND COUNSEL SERVICES FOR THE CITY OF OCEAN CITY**

WHEREAS, the City of Ocean City requires certain professional specialized legal services in connection with the authorization and issuance of bonds or notes of the City of Ocean City, New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, it is determined to be in the best interests of the City of Ocean City to have McManimon, Scotland, & Baumann, LLC act as bond counsel; and

WHEREAS, McManimon, Scotland & Baumann, LLC has been performing these duties and it has been determined to have the necessary expertise to continue to perform said services; and

WHEREAS, a contract for Professional Services with McManimon, Scotland & Baumann, LLC may be entered into without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) & N.J.S.A. 19:44A-20.5; and

WHEREAS, McManimon, Scotland & Baumann, LLC has agreed to act as counsel on general municipal bond services for the City of Ocean City for the calendar year 2024/2025; and

WHEREAS, McManimon, Scotland & Baumann, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that McManimon, Scotland & Baumann, LLC has not made any contribution to a political or candidate committee for an elected office in the City of Ocean City, NJ in the previous one (1) year period, and that the contract will prohibit McManimon, Scotland & Baumann, LLC from making any contributions through the term of the contract; and

WHEREAS, the vendor has been advised that this award does not guarantee that all of the services listed will be required during the contract period and are subject to the actual need as established by the City of Ocean City. As services are required the City Purchasing Manager shall issue Purchase Orders for those services. No services shall be performed for the City without first obtaining a Purchase Order for said services; and

WHEREAS, George J. Savastano, Business Administrator; Frank Donato, III, CFO, Director of Financial Management; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the terms and conditions of the contract and recommend award of a professional service contract to McManimon, Scotland & Baumann, LLC for general municipal bond counsel services for the City of Ocean City, NJ; and

WHEREAS, this contract is awarded through an alternative non-advertised process, pursuant to N.J.S.A. 19:44A-20.4 *et seq.*; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it does hereby award a professional services contract to **McManimon, Scotland & Baumann, LLC, 75 Livingston Avenue, Second Floor, Roseland, NJ 07068** for general municipal bond counsel services for the City of Ocean City, NJ as follows:

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Rates</u>
1.0	Preparation of Bond Ordinances		
1.1	Cost to Prepare a Bond Ordinance	1 per Ordinance	\$ 600.00
1.2	Cost per Bond Ordinance for the Record of the Proceeding	1 per Ordinance	\$ 600.00
2.0	Work in Connection with Tax Matters on Bond Anticipation Notes and/or Tax Anticipation Notes		
2.1	The Cost for Work in Connection with Tax & Arbitrage Matters Relative to the Identified Debt Issuance	Flat Rate	\$ 500.00

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Rates</u>
3.0	Issuance of Bond Notes		
3.1	Supply Cost Schedules	submitted proposal	submitted proposal
4.0	Work in Connection with Tax Matters on Bond Anticipation Notes and/or Tax Anticipation Notes		
4.1	Supply Cost Schedules	submitted proposal	submitted proposal
5.0	Issuance Cost of the General Obligation Bonds		
5.1	Supply Cost Schedules	submitted proposal	submitted proposal
6.0	Miscellaneous Out of Pocket Fee Schedule		
6.1	Itemized per Invoice at Reasonable & Customary Expense		
7.0	Hourly Rates		
7.1	Paralegals		\$ 135.00/hr.
7.2	Associates		\$ 215.00/hr.
7.3	Senior Associates/Counsel		\$ 215.00/hr.
7.4	Shareholders		\$ 215.00/hr.

- 8. The term of the contract shall be for a period of one (1) year beginning on September 1, 2024 and continuing through August 31, 2025.
- 9. A copy of Business Entity Certification and Business Registration Certification (BRC) has been submitted and shall be placed on file in the City’s Purchasing Division Office.
- 10. A copy of this Resolution and Contract shall be available for inspection in the Ocean City Clerk's Office and shall be published on one (1) occasion in the Ocean City Sentinel.

BE IT FURTHER RESOLVED by the City Council of the City of Ocean City that the Mayor and the City Purchasing Manager are hereby authorized to enter into a formal contract agreement with McManimon, Scotland & Baumann, LLC for professional services as listed in accordance with this resolution and submitted proposal.

The Director of Financial Management certifies that funds are available and shall be charged to the appropriate account as purchase orders are issued.

CERTIFICATION OF FUNDS

 Frank Donato III, CMFO
 Director of Financial Management

 Peter V. Madden
 Council President

Files: RPS 2024 McManimom Bond Counsel.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
 Melissa G. Rasner, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF FINANCIAL MANAGEMENT

August 16, 2024

Dear City Council Members,

This memo is intended to provide backup to the resolution authorizing a professional services contract between McManimon & Scotland, LLC and the City of Ocean City for general municipal bond counsel services.

Bond Counsel Services are typically necessary to prepare and/or review bond ordinances, to track the record of proceedings for such ordinances, to prepare and issue bond anticipation notes, and to prepare and issue general obligation bonds. Bond Counsel will also be consulted on an array of other topics, such as occasions where the City is buying or selling parcels of land, or matters dealing with Green Acres, COAH and HUD to name a few.

As the resolution states, pricing for said services were solicited for the upcoming year. McManimon & Scotland, LLC is holding firm on pricing for all hourly rate services from the past several years, and is only including a modest increase this coming year for the issuance of bond and notes services. If passed by City Council this contract will last until August 31, 2025.

In conclusion McManimon & Scotland, LLC has served the City very well over the years, and it is my recommendation to award this contract for a period of one year. They have an outstanding reputation in the State for providing bond counsel services in a professional manner, their staff are always available to us and are also a pleasure to deal with.

As always, if you have any questions on this resolution please feel free to contact my office at 609.525.9350.

Sincerely,

Frank Donato III
Director of Financial Management

C: Mayor Gillian
George Savastano, Business Administrator

861 ASBURY AVENUE, OCEAN CITY, NJ 08226

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A G R E E M E N T

THIS AGREEMENT ("Agreement"), made as of this ____ day of _____, 2024 by and between the CITY OF OCEAN CITY, in the County of Cape May, a body politic of the State of New Jersey, herein designated as the "Client" and McMANIMON, SCOTLAND & BAUMANN, LLC, Attorneys at Law with offices at 75 Livingston Avenue, Roseland, New Jersey, 07068 hereinafter designated as "Counsel":

WITNESSETH:

The Client desires to engage the services of Counsel for one or more of the services described herein which may consist of (i) services related to public finance and (ii) services related to redevelopment, environmental, litigation or other non-public finance services. To the extent that the Client requests such services of Counsel for any of such services, they shall be billed as follows:

I. Public Finance

1. Counsel, in consideration of the making and the signing of this Agreement, agrees to render the following services:

A. Counsel will prepare or review all bond ordinances adopted or to be adopted by the governing body.

B. Counsel will assemble a certified record of proceedings to evidence the proper adoption of each bond ordinance in accordance with the provisions of the Local Bond Law and other applicable New Jersey statutes.

C. When the Client determines to issue bonds or notes, Counsel will prepare the necessary resolutions or other operative documents to set up the bond or note sale and will submit them to the Client's general counsel for review. Counsel will seek the advice of the Client's financial advisor and/or auditor in connection with the appropriate maturity schedule for the bonds or notes to be sold and will review legal issues relating to the structure of the bond or note issue. Counsel will assist the Client in seeking from other governmental authorities such approvals, permissions and exemptions as Counsel determines are necessary or appropriate in connection with the authorization, issuance and delivery of bonds or notes. Counsel will review those sections of the official statement, private placement memorandum or other form of offering or disclosure document to be disseminated in connection with the sale of the bonds or notes and will arrange for the printing and the distribution of such offering or disclosure document. Counsel will prepare and review the notice of sale pertaining to the competitive sale of the bonds or notes and will arrange for the printing of such notice of sale in The Bond Buyer, as applicable, and will answer inquiries made by the investment community concerning the bond or note sale. Counsel will assist the Client in presenting information to bond rating organizations and providers of credit enhancement relating to legal issues affecting the issuance of bonds or notes. Counsel will render legal advice as necessary

concerning the submission of bids for the bonds or notes in accordance with the notice of sale and the requirements of law. After the bond or note sale, Counsel will prepare the bonds or notes for execution, will prepare and see to the execution of the necessary closing certificates, including the continuing disclosure undertaking of the Client, and will establish the time and the place for the delivery of the bonds or notes to the successful bidder. Counsel will coordinate the closing, at which time the bonds or notes will be delivered, payment will be made for the bonds or notes, and Counsel will issue a final approving legal opinion with respect to the validity and binding effect of the bonds or notes, the source of payment and security for the bonds or notes and the excludability of interest on the bonds or notes from gross income for federal and New Jersey income tax purposes, if applicable.

D. Counsel will provide basic advice in regard to the effect of the federal arbitrage regulations on the issuance of bonds or notes and the investment of the proceeds thereof.

E. Counsel will provide such other services as may be requested from time to time by the Client including any referendum, validation proceedings or other action relating to the Client or the authorization and issuance of a financing instrument by the Client.

2. The Client will make payment to Counsel for services rendered in accordance with the following schedule:

A. For services rendered in connection with each bond sale, a fee of \$4,500, plus \$1.00 per thousand dollars of bonds issued for the first \$15,000,000 of bonds issued and \$.75 per thousand dollars of bonds issued in excess of \$15,000,000. If there is more than 1 series of bonds issued, there will be an additional charge of \$1,000 for each such additional series.

B. For services rendered in connection with (i) the preparation or review of each bond ordinance and (ii) the compiling and review of a certified record of proceedings in connection therewith, an aggregate fee of \$600.

C. For services rendered in connection with each note sale, a fee of \$2,500, plus \$.50 per thousand dollars of notes issued up to \$15,000,000 of notes issued and \$.40 per \$1,000 of notes in excess of \$15,000,000. If more than one series of notes are issued, there will be an additional charge of \$500 for each such additional series.

D. For services rendered in connection with arbitrage compliance and related tax analysis, a fee of \$750.

E. In the event that a letter of credit, bond insurance, or similar credit enhancement facility is used in connection with either a bond or note issue, an additional fee of \$1,000 will be charged.

F. In the event of a refunding bond issue consistent with the provisions of the Internal Revenue Code to provide for the payment of a prior issue of bonds, there will be an additional fee of \$5,000 for each refunded issue.

G. Services rendered on an hourly basis, including preparation of an application to and an appearance before the Local Finance Board, attendance at meetings, litigation, continuing disclosure undertakings and preliminary and final official statement or other offering or disclosure document work, will be billed at the blended hourly rate of \$215 per hour for attorneys and \$135 per hour for legal assistants. Services rendered in connection with any required filings with the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Dataport will be billed at a flat rate of \$250 per filing. Counsel shall not charge the Client for administrative work and services performed by secretarial staff.

H. Counsel's fee is usually paid at the closing of the bonds or notes, and Counsel customarily does not submit any statement until the closing unless there is a substantial delay in completing the financing. In the event that legal services described herein are provided in connection with a bond or note sale and the bond or note sale is not consummated or is completed without the delivery of Counsel's bond opinion as bond counsel, or this Agreement is terminated prior to the sale of bonds or notes, the fee for services to be charged shall be based on the hourly rates as set forth in paragraph I(2)(G).

I. Reasonable and customary out of pocket expenses and other charges, including but not limited to, photocopying, express delivery charges, travel expenses, telecommunications, telecopy, filing fees, computer-assisted research, book binding, messenger service or other costs advanced on behalf of the Client, shall be added to the fees referred to in this Agreement and shall be itemized in each invoice presented to the Client.

II. Redevelopment, Environmental, Litigation and Non-Public Finance Services

1. To the extent that the Client desires to engage Counsel for general legal services in connection with (i) redevelopment projects, (ii) environmental issues including the giving of advice or preparation of work product at the direction of the Client related to or concerning the identification, investigation, remediation or preparing of grant applications to assist the Client in responding to potential or actual environmental conditions, (iii) litigation, including representation in any and all action authorized by the Client and relating to a threatened, pending or actual legal proceeding or any condemnation or alternate dispute resolution matters or (iv) any other legal services, such services shall be billed as follows:

2. The Client will make payment to Counsel for such general legal services at the blended hourly rates set forth in paragraph I(2)(G). Services rendered to the Client the cost of which is reimbursed by a developer through a developer-funded escrow account pursuant to an escrow agreement between the developer and the Client shall be billed at the blended hourly rate of \$375 for attorneys and \$180 for legal assistants. In addition to the hourly time charges

described above, Counsel will be reimbursed for out-of-pocket expenses as set forth in paragraph I(2)(I).

3. Services rendered in connection with the issuance of bonds or refunding bonds pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., the Redevelopment Area Bond Financing Law, N.J.S.A. 40A:12A-64 et seq., the New Jersey Economic Stimulus Act of 2009, or other applicable law, will be billed (i) if issued in the manner set forth in the Local Bond Law, in accordance with the fee schedule set forth in paragraph I(2) or (ii) in accordance with an agreed upon fee at the time of issuance if issued pursuant to a trust indenture or general bond resolution.

III. General Provisions

1. Upon execution of this Agreement, the Client will be Counsel's client and an attorney-client relationship will exist between Client and Counsel. Counsel assumes that all other parties will retain such counsel, as they deem necessary and appropriate to represent their interests in the transactions contemplated hereby. Counsel's services are limited to those contracted for in this Agreement; the Client's execution of this Agreement will constitute an acknowledgment of those limitations. Counsel's representation of the Client will not affect, however, our responsibility to render an objective bond opinion. Counsel's representation of the Client and the attorney-client relationship created by this Agreement will be concluded upon termination of this Agreement.

2. At the request of the Client, papers and property furnished by the Client will be returned promptly upon receipt of payment for outstanding fees and Client charges. Counsel's own files, including lawyer work product, pertaining to the transactions contemplated hereby will be retained by Counsel. For various reasons, including the minimization of unnecessary storage expenses, Counsel reserves the right to dispose of any documents or other materials retained by Counsel after the termination of this Agreement.

3. Counsel and the Client hereby incorporate into this contract the mandatory language of N.J.A.C. 17:27-3.4(a) and the mandatory language of N.J.A.C. 17:27-3.6(a) promulgated pursuant to N.J.S.A. 10:5-31 to 38 (P.L. 1975, c. 127, as amended and supplemented from time to time), and Counsel agrees to comply fully with the terms, the provisions and the conditions of N.J.A.C. 17:27-3.4(a) and N.J.A.C. 17:27-3.6(a), provided that N.J.A.C. 17:27-3.4(a) shall be applied.

4. Counsel and the Client hereby incorporate into this contract the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 USC §121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs and activities provided or made available by public entities, and the rules and regulations promulgated thereunder.

5. The primary contact attorney for services performed pursuant to this Agreement shall be Matthew D. Jessup.

6. Counsel hereby represents that it has filed with the Client proof of professional liability insurance with coverage amounts acceptable to the Client.

7. This Agreement shall be in full force and effect until such time as either party gives written notice to the other of termination.

POLITICAL CONTRIBUTION DISCLOSURE

This contract has been awarded to McManimon, Scotland & Baumann, LLC based on the merits and abilities of McManimon, Scotland & Baumann, LLC to provide the goods or services as described herein. This contract was not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq. As such, the undersigned does hereby attest that McManimon, Scotland & Baumann, LLC, its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2021, c. 30, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any candidate committee of any person serving in an elective public office of that municipality/county when the contract is awarded.

IN WITNESS WHEREOF, the CITY OF OCEAN CITY, has caused this Agreement to be duly executed by its proper officers and has caused its corporate seal to be hereto affixed, and Counsel has caused this agreement to be duly executed by the proper party as of the day and year first above written.

CITY OF OCEAN CITY

ATTEST:

By: _____

McMANIMON, SCOTLAND & BAUMANN, LLC

By: _____
Matthew D. Jessup, Member

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY
RESOLUTION

2

AUTHORIZING CHANGE ORDER #1 & FINAL ACCEPTANCE & FINAL PAYMENT TO T.R. WENIGER, INC. FOR CITY CONTRACT #24-22 R-1, REMOVAL OF TWO (2) UNDERGROUND STORAGE TANKS (USTs) AT THE 5TH STREET FIRE DEPARTMENT HEADQUARTERS

WHEREAS, specifications were authorized for advertisement by Resolution #24-60-313 on Thursday, March 14, 2024 for City Contract #24-22, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, March 20, 2024 and the specifications were distributed to eight (8) prospective bidder(s); and

WHEREAS, bid proposals were opened for City Contract #24-22, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters on Tuesday, April 2, 2024 and four (4) bid proposals were received; and

WHEREAS, bid proposals were rejected as it was identified that there were fatal flaws in the submissions and proposals were significantly over the engineers estimate; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, April 17, 2024 and the specifications were distributed to four (4) prospective bidder(s); and

WHEREAS, bid proposals were opened for City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters on Tuesday, April 30, 2024 and three (3) bid proposals were received per the attached Summary of Bid Results; and

WHEREAS, Henry Weigel P.E., LSRP (Marathon Engineering & Environmental Services); George J. Savastano, Business Administrator; Vincent S. Bekier, Director of Operations & Engineering; Michael Rossbach Sr., Manager of Environmental Operations; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager had reviewed the bid proposals and recommended that City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters be awarded to T. R. Weniger, Inc., the lowest responsible bidder; and

WHEREAS, the City Council of the City of Ocean City authorized the award of City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters to T.R. Weniger, Inc. on Thursday, May 9, 2024 by Resolution #24-61-015 in the total amount of \$33,550.00 charged to Capital Account #C-04-55-326-308 and generated Purchase Order #24-01223; and

WHEREAS, the City of Ocean City has identified a decrease in the number of materials needed to complete the project; and

WHEREAS, Henry Weigel P.E., LSRP (Marathon Engineering & Environmental Services); George J. Savastano, Business Administrator; Vincent S. Bekier, Director of Operations & Engineering; Michael Rossbach Sr., Manager of Environmental Operations; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager had reviewed and certified Change Order #1 and the Final Acceptance and Final Payment to T.R. Weniger, Inc. for City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters as follows:

T. R. Weniger, Inc.
1900 New Brunswick Avenue
Piscataway, NJ 08854

Reduction for Change Order #1

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Amount</u>
S1.	Transport/Dispose of Liquid Wastes from Gasoline UST's (Hazardous)	160 Gallons	\$1.15	(\$184.00)
S3.	Provide/Install Clean Backfill	100 Tons	\$25.00	(\$2,500.00)
S4.	Obtain Waste Classification & Disposal Facility Approval for Non-Hazardous Petroleum Impacted Soil	1 L.S.	\$750.00	(\$750.00)

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

Reduction for Change Order #1 (Continued)

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Amount</u>
S5.	Transport/Dispose of Non-Hazardous Petroleum Impacted Soil	100 Tons	\$45.00	(\$4,500.00)
S6.	Complete Additional Excavation Work, If/Where Directed	2 Days	\$2,000.00	(\$4,000.00)
S7.	Contingent Work, If/Where Needed	1 L.S.	\$7,500.00	(\$7,500.00)
Total Decrease for Change Order #1 to City Contract #24-22 R-1.....				(\$19,434.00)

WHEREAS, the newly adjusted contract cost including Change Order #1 is \$14,116.00, a decrease of (\$19,434.00) or <57.38%> to Purchase Order #24-01223 for City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes Change order #1 to decrease Purchase Order #24-00735 by (\$19,434.00) and authorize the Final Acceptance and Final Payment in the amount of \$14,116.00 to T.R. Weniger, Inc. for City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters; and

BE IT FURTHER RESOLVED that the Director of Financial Management is authorized to process Change order #1 to Purchase Order #24-01223 and authorize the Final Payment of \$14,116.00 to T.R. Weniger, Inc. for City Contract #24-22 R-1, Removal of Two (2) Underground Storage Tanks (USTs) at the 5th Street Fire Department Headquarters to be charged to Capital Account #C-04-55-326-308 (PO #24-01223).

CERTIFICATION OF FUNDS

 Frank Donato III, CMFO
 Director of Financial Management

 Peter V. Madden
 Council President

Files: RES CO #1 & FAFP CC #24-22 R-1.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
 Melissa G. Rasner, City Clerk



CITY OF OCEAN CITY
 AMERICA'S GREATEST FAMILY RESORT

MEMORANDUM

TO: George Savastano, Business Administrator
 FROM: Vince Bekier, Director of Operations & Engineering
 CC: Joseph Clark, Purchasing Manager
 DATE: July 30, 2024
 RE: CHANGE ORDER NO. 1 & FINAL ACCEPTANCE AND CLOSE OUT
 Removal of 2 Underground Storage Tanks at the 5th Street Fire Department Headquarters

Project #: 24-22 R-1

The above referenced contract is seeking Council's approval of Final CHANGE ORDER NO. 1 and Final Acceptance to Close-Out on the Thursday, August 8, 2024 City Council Agenda. The Contractor's Release of Liens, Payment of Debts and Claims and Certified Payrolls have been received.

The Final Change Order illustrates all the decreases in contract quantities to reflect as-built quantities.

Original Contract	\$33,550.00
Total Contract Change (Change Order #1)	(\$19,434.00)
Total Amended Contract	\$14,116.00
Less Previous Payments	\$0.00
Total Due including Retainage & Final Change Order	\$14,116.00

Reductions and additions adjusted to meet as-builts of the contract for a net change of -57.93%



CITY OF OCEAN CITY, ENGINEERING DIVISION
 Removal of 2 Underground Storage Tanks at the 5th Street Fire Department
 Headquarters
 PURCHASE ORDER #
 24-01223
 RESOLUTION #
 24-61-015

CHANGE ORDER NO. 1
 FILE NO. 24-22 R-1

CONTRACTOR:
 T.R. Weniger
 1900 New Bruswick Avenue
 Piscataway, NJ 08854

REASON FOR CHANGE:
 Close-out

THE TIME PROVIDED FOR COMPLETION OF THIS PROJECT IS:
 ____ UNCHANGED, ____ INCREASED, ____ DECREASED, BY ____ CALENDAR DAYS.

UPON EXECUTION THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT.

TYPE OF CHANGE	ITEM #	DESCRIPTION	QTY	UNITS	UNIT PRICE	AMOUNT
SUPPLEMENTAL	0		0	#N/A	\$0.00	
					SUBTOTAL:	\$0.00
EXTRA	0			#N/A	\$0.00	
					SUBTOTAL:	\$0.00
REDUCTION	S 1	TRANSPORT/DOSPOSE OF LIQUID WASTES FROM GASOLINE UST'S (HAZARDOUS)	160	GALLONS	\$1.15	\$184.00
	S 3	PROVIDE/INSTALL CLEAN BACKFILL	100	TONS	\$25.00	\$2,500.00
	S 4	OBTAIN WASTE CLASSIFICATION AND DISPOSAL FACILITY APPROVAL FOR NON HAZARDOUS PETROLEUM IMPACTED SOIL	1	LUMP SUM	\$750.00	\$750.00
	S 5	TRANSPORT/DISPOSE OF NON-HAZARDOUS PETROLEUM IMPACTED SOIL	100	TONS	\$45.00	\$4,500.00
	S 6	COMPLETE ADDITIONAL EXCAVATION WORK, IF/WHERE DIRECTED	2	DAYS	\$2,000.00	\$4,000.00
	S 7	CONTINGENT WORK, IF/WHERE DIRECTED	1	LUMP SUM	\$7,500.00	\$7,500.00
					SUBTOTAL:	\$19,434.00

CHANGE ORDER SUMMARY

PREVIOUS CHANGE ORDERS			CURRENT CHANGE ORDER	
NO.	AMOUNT	REASON FOR CHANGE	TYPE OF CHANGE	TOTAL
1	(\$19,434.00)	Close-out		
2			+ SUPPLEMENTAL	\$0.00
3				
4			+ EXTRA	\$0.00
5				
6			- REDUCTIONS	\$19,434.00
7				
8			NET CONTRACT CHANGE	
9			THIS CHANGE ORDER	(\$19,434.00)
10				

ORIGINAL CONTRACT AMOUNT	\$33,550.00
AMENDED CONTRACT AMOUNT	\$14,116.00
TOTAL CONTRACT CHANGE (PERCENT)	-57.93%
TOTAL CONTRACT CHANGE (AMOUNT)	(\$19,434.00)

ACCEPTED BY:

T.R. Weniger

DATE

RESOLUTION

AUTHORIZING THE FIRST EXTENSION OF CITY CONTRACT #23-24 R-1, RENTAL & SERVICING OF PORTABLE TOILETS & TRAILERS FOR THE CITY OF OCEAN CITY WITH CAPRIONI PORTABLE TOILETS

WHEREAS, specifications were authorized for advertisement by Resolution #23-60-023 on Thursday, June 22nd, 2023 for City Contract #23-24, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City & the Members of the Ocean City Cooperative Pricing System (251COCCPS); and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, June 28, 2023 and the Invitation to Bidders was distributed to two (2) prospective bidder(s) for City Contract #23-24, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City & the Members of the Ocean City Cooperative Pricing System (251COCCPS); and

WHEREAS, bid proposals were opened for City Contract #23-24, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City & the Members of the Ocean City Cooperative Pricing System (251COCCPS) on Tuesday, July 25, 2023 and one (1) bid proposal was received; and

WHEREAS, the bid proposal was reviewed & subsequently rejected for City Contract #23-24, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City & the Members of the Ocean City Cooperative Pricing System (251COCCPS) on Thursday, July 27, 2023 by Resolution #23-60-055 as the proposed costs came in over the estimate and a revision in the bid specifications was made for rebidding purposes; and

WHEREAS, the Notice to Bidders was re-advertised in the Ocean City Sentinel on Wednesday, August 2, 2023 and the Invitation to Bidders was distributed to two (2) prospective bidder(s) for City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City; and

WHEREAS, bid proposals were opened for City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City on Tuesday, August 15, 2023 and one (1) bid proposal was received per the attached Summary of Bid Proposals; and

WHEREAS, Daniel C. Kelchner, Director of Community Services, Vincent S. Bekier, Director of Operations & Engineering; Michael Rossbach Sr., Manager of Environmental Operations; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager have reviewed the bid proposal and the specifications and recommend that the contract be awarded to Caprioni Portable Toilets, Inc. as the lowest responsible bidder; and

WHEREAS, the City Council of the City of Ocean City, New Jersey authorized the award of City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City on Thursday, August 24, 2023 by Resolution #23-60-092; and

WHEREAS, the services provided under this contract have been examined by all participating departments and has been deemed satisfactory and all recommend that City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City be renewed for an additional twelve (12) month period commencing on September 1, 2024 and continuing through August 31, 2025; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey, that City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean be and is hereby extended as follows:

**Caprioni Portable Toilets, Inc.
188 Head of the River Road
Woodbine, NJ 08270**

1. Single Standard Portable Restroom

Item	Description	Unit Cost 2024	Unit Cost 2025
1.1	Daily/Special Event Rate.....	\$80.00	\$85.00
1.2	Weekly Rate.....	\$80.00	\$85.00
1.3	Monthly Rate.....	\$80.00	\$85.00
1.4	Yearly Rate.....	\$960.00	\$1,020.00
1.5	Weekly Servicing Fee.....	Included	Included
1.6	Additional Servicing Fee.....	\$25.00	\$30.00

**CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY**

RESOLUTION

2. Special Event Portable Toilet

Item	Description	Unit Cost 2024	Unit Cost 2025
2.1	Daily/Special Event Rate.....	\$80.00	\$85.00

3. Single Handicap Accessible Restroom

Item	Description	Unit Cost 2024	Unit Cost 2025
3.1	Daily/Special Event Rate.....	\$100.00	\$105.00
3.2	Weekly Rate.....	\$100.00	\$105.00
3.3	Monthly Rate.....	\$100.00	\$105.00
3.4	Yearly Rate.....	\$1,200.00	\$1,260.00
3.5	Weekly Servicing Fee.....	Included	Included
3.6	Additional Servicing Fee.....	\$25.00	\$30.00

4. Double Toilet Trailer

Item	Description	Unit Cost 2024	Unit Cost 2025
4.1	Weekly Rate.....	\$1,700.00	\$1,700.00
4.2	Monthly Rate.....	\$1,700.00	\$1,700.00
4.3	Yearly Rate.....	\$19,200.00	\$20,400.00
4.4	Weekly Servicing Fee.....	Included	Included
4.5	Additional Servicing Fee.....	\$255.00	\$260.00

BE IT FURTHER RESOLVED that the initial term of this contract shall be for a period of twelve (12) months starting on September 1, 2024 and continuing through August 31, 2025 with the option to renew for one (1) additional twelve (12) month but not to exceed a maximum contract term of thirty-six (36) months; and

BE IT FURTHER RESOLVED that the Mayor and the City Purchasing Manager are hereby authorized to enter into a contract with Caprioni Portable Toilets, Inc. for City Contract #23-24 R-1, Rental & Servicing of Portable Toilets & Trailers for the City of Ocean City as listed and in accordance with the bid specifications and the bid proposal form; and

The Director of Financial Management certifies that funds are available and shall be charged to the appropriate Operating Accounts as Purchase Orders are issued.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Peter V. Madden
Council President

Files: RAW EXT 1 #23-24 R-1 Portable Toilets & Trailers.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk

RESOLUTION

AUTHORIZING THE FIRST EXTENSION (2024 – 2025) OF CITY RFP #Q-23-04, CONSULTANT SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM IN THE CITY OF OCEAN CITY WITH TRIAD ASSOCIATES

WHEREAS, the United States Department of Housing & Urban Development has identified the City of Ocean City, Cape May County, New Jersey as an entitlement grantee, and the City of Ocean City has elected to accept its status as an entitlement grantee and is therefore required to take necessary steps in order to continue to participate in the Community Development Programs; and

WHEREAS, it is determined in the best interest of the City of Ocean City to have said services performed; and

WHEREAS, the Request for Proposal, City RFP #Q-23-04, Consultant Services for the Community Development Block Grant (CDBG) Program in the City of Ocean City was advertised in the Ocean City Sentinel on Wednesday, May 24, 2023 and the specifications was distributed to one (1) prospective bidder(s); and

WHEREAS, proposals were received & opened for City RFP #Q-23-04, Consultant Services for the Community Development Block (CDBG) Grant Program in the City of Ocean City on Thursday, June 8, 2023 and one (1) proposal was received per the attached Summary of Quotes; and

WHEREAS, based on the review and evaluations conducted in accordance with New Jersey State Local Public Contract Law by Frank Donato, III, Director of Financial Management; Christine D. Gundersen, Manager of Capital Planning; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager of the received proposal for City RFP #Q-23-04, Consultant Services for the Community Development Block Grant (CDBG) Program in the City of Ocean City it was recommended that a contract be awarded to Triad Associates, 1301 W. Forest Grove Road Bldg. 3A, Vineland, NJ 08360; and

WHEREAS, the City Council of the City of Ocean City, New Jersey authorized the award of City RFP #Q-23-04, Consultant Services for the Community Development Block (CDBG) Grant Program in the City of Ocean City on Thursday, June 22, 2023 by Resolution #23-60-025; and

WHEREAS, the City of Ocean City has evaluated the performance of Triad Associates under City RFP #Q-23-04, Consultant Services for the Community Development Block (CDBG) Grant Program in the City of Ocean City and has deemed their performance satisfactory and recommend the contract be extended; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it does hereby award a professional service contract to **Triad Associates, 1301 W. Forest Grove Road Bldg. 3A, Vineland, NJ 08360** for professional consulting services for the community development programs as follows:

<u>Item</u>	<u>Description</u>	<u>Total Amount</u>
1.1	Preparation & Development of a Citizen Participation Plan.....	\$ 750.00
<u>Annual Action Plan Submissions</u>		
1.3.2	PY 2025, Cost per year.....	\$ 5,500.00
1.3.3	PY 2026, Cost per year.....	\$ 5,500.00
1.3.4	PY 2027, Cost per year.....	\$ 5,500.00
1.3.5	PY 2028, Cost per year.....	\$ 5,500.00
<u>Consolidated Annual Performance & Evaluation Report (CAPER)</u>		
1.4.2	PY 2024, Cost per year.....	\$ 4,500.00
1.4.3	PY 2025, Cost per year.....	\$ 4,500.00
1.4.4	PY 2026, Cost per year.....	\$ 4,500.00
1.4.5	PY 2027, Cost per year.....	\$ 4,500.00
1.6	Preparation of Environmental Review (per year).....	\$ 5,000.00
<u>Labor Category</u>		
2.1.1	President / CEO (per hour).....	\$ 150.00
2.1.2	Vice President / COO (per hour).....	\$ 150.00
2.1.3	Senior Associate (per hour).....	\$ 150.00
2.1.4	Associate (per hour).....	\$ 150.00

**CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY**

RESOLUTION

BE IT FURTHER RESOLVED that services during the contract period are subject to the actual needs as established by the City of Ocean City. As items are required, the City Purchasing Manager shall issue a purchase order for those items based on the availability of funds. No services shall be provided to the City without first obtaining a purchase order for said service; and

BE IT FURTHER RESOLVED by the City Council of the City of Ocean City that the Mayor and the City Purchasing Manager are authorized to enter into a formal contract agreement with Triad Associates, 1301 W. Forest Grove Road Bldg. 3A, Vineland, NJ 08360 as a consultant for Community Development Programs beginning on September 1, 2024 and continuing through August 31, 2025 as listed and in accordance with the bid specifications and submitted bid proposal.

The Director of Financial Management certifies that funds are available for the 2024 Municipal Budget year and shall be charged to the appropriate Grant Accounts as Purchase Orders are issued. The funds for 2024, 2025, 2026, 2027 and 2028 are contingent upon HUD issuing an award letter in September for their respective year and will be charged to the appropriate Grant Accounts as the purchase orders are issued.

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Peter V. Madden
Council President

Files: RAW EXT 1 RFP Q-23-04 CDBG Program.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk



CITY OF OCEAN CITY

AMERICA'S GREATEST FAMILY RESORT

DEPARTMENT OF FINANCIAL MANAGEMENT

MEMO

TO: George J. Savastano, Business Administrator
From: Christine D. Gundersen, Manager of Capital Planning
Cc: Frank Donato III, Director of Financial Management
Joe Clark, QPA, Purchasing Manager
Date: August 8, 2024

RE: Renewal Consultant Services for Triad Associates, PY 2024/2025
HUD - Community Development Block Grant (CDBG) Program

I would like to recommend renewal of the contract for Consultant Services for the Community Development Block Grant (CDBG) Program to Triad Associates, Vineland, NJ. The period of performance of this contract will be **September 1, 2024 – August 31, 2025**.

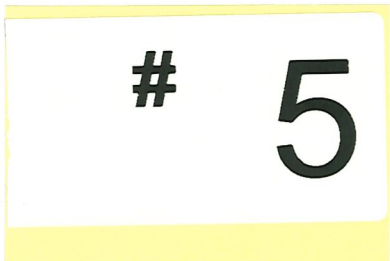
The contract will provide professional services and technical assistance, as required for the preparation of;

- Any Citizen Participation Plans
- Consolidated Annual Performance Report (CAPER) 2024
- Annual Action Plan (next year) 2025
- Environmental Review (annually) 2024
- Other technical and advisory services

The Consultant will be relied upon to ensure compliance with all federal and state requirements, provide assistance in filing all documents to the United States Department of Housing & Urban Development (HUD) and meet all deadlines that are part of the program.

Please contact me at 609-525-9360 if you would like additional information. Thank you for your kind attention to this matter.

861 Asbury Avenue, City Hall – Room 208, Ocean City, NJ 08226
609-525-9360 Fax: 609-391-1707
cgundersen@ocean-city.nj.us



RESOLUTION

AUTHORIZING CHANGE ORDER #2 TO CITY CONTRACT #23-36, MERION PARK PHASE II DRAINAGE IMPROVEMENTS WITH L. FERIOZZI CONCRETE COMPANY

WHEREAS, specifications were authorized for advertisement by Resolution #23-60-202 on Thursday, December 7, 2023 for City Contract #23-36, Merion Park Phase II Drainage Improvements; and

WHEREAS, the Notice to Bidders was advertised in the Ocean City Sentinel on Wednesday, December 13, 2023 and the Invitation to Bidders was distributed to twenty (20) prospective bidder(s) for City Contract #23-36, Merion Park Phase II Drainage Improvements; and

WHEREAS, bid proposals were opened for City Contract #23-36, Merion Park Phase II Drainage Improvements on Tuesday, February 13, 2024 and four (4) bid proposals were received; and

WHEREAS, Joseph A. Danyo, P.E., P.P., Michael Baker International; George J. Savastano, Business Administrator; Vincent S. Bekier, Director of Operations & Engineering; Christine D. Gundersen, Manager of Capital Planning; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager reviewed the bid proposals and the specifications and recommended that the contract be awarded to L. Feriozzi Concrete Company as the lowest responsible bidder; and

WHEREAS, The City Council of the City of Ocean City New Jersey authorized the award of City Contract #23-36, Merion Park Phase II Drainage Improvements to L. Feriozzi Concrete Company on Thursday, February 22, 2024 by Resolution #24-60-303 in the amount of \$10,772.50 charged to the following Capital and Grant Accounts \$44,782.62 charged to #C-04-55-316-010, \$2,298,862.54 charged to #C-04-55-323-010, \$3,011,835.61 charged to #C-04-55-323-011, \$1,277,027.73 charged to #C-04-55-327-101 \$400,000.00 charged to #G-02-40-181-283 and the remaining COVID ARP funds in the amount of \$3,739,892.00 charged to #G-02-40-181-290; and

WHEREAS, the City Council of the City of Ocean City authorized Change Order #1 to City Contract #23-36 Merion Park Phase II Drainage Improvements, L. Feriozzi Concrete Company on Thursday, June 27, 2024 by Resolution #24-61-049 in the additional amount of \$19,285 charged to Capital Account #C-04-55-327-101 for a revised contract total of \$10,791,685.50 an increase of \$19,285.00 or 0.18% to Purchase Order #24-00735; and

WHEREAS, the City of Ocean City has identified an additional number of materials needed to complete the project; and

WHEREAS, Joseph A. Danyo, P.E., P.P., Michael Baker International; George J. Savastano, Business Administrator; Vincent S. Bekier, Director of Operations & Engineering; Christine D. Gundersen, Manager of Capital Planning; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager have reviewed and certified Change order #2 to City Contract #23-36, Merion Park Phase II Drainage Improvements as follows:

L. Feriozzi Concrete Company 3010 Sunset Avenue Atlantic City, NJ 08401
--

Supplemental Work

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Cost</u>
S-2.	Reconstruct Water Meter Pits on Waterview Avenue.....	8 Each	\$800.00	\$6,400.00
Total Supplemental Work for City Contract #23-36.....				\$6,400.00

Extra Work

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Cost</u>
14.	I-14 Soil Aggregate.....	3000 C.Y.	\$50.00	\$150,000.00
66.	Reset Pavers.....	32 S.Y.	\$220.00	\$7,040.00

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

Total Extra in Work for City Contract #23-36.....	\$157,040.00
 <u>Total Amount for Change Order #2</u>	
<u>Item</u>	<u>Description</u>
	<u>Total Cost</u>
1.	Total Supplemental Work for City Contract #23-36.....
	\$6,400.00
2.	Total Extra Work for City Contract #23-36.....
	\$157,040.00
Total Amount for Change order #2 to City Contract #23-36.....	
	\$163,440.00

WHEREAS, the newly adjusted contract cost including Change order #2 is \$10,955,125.50, an increase of \$182,725.50 or 1.70% to Purchase Order #24-00735 for City Contract #23-36, Merion Park Phase II Drainage Improvements; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes Change order #2 to Purchase Order #24-00735 for City Contract #23-36, Merion Park Phase II Drainage Improvements; and

BE IT FURTHER RESOLVED that the Director of Financial Management is authorized to process Change order #2 to Purchase Order #24-00735 for City Contract #23-36, Merion Park Phase II Drainage Improvements to be charged to the following Capital Account #C-04-55-327-101 (PO #24-00735).

CERTIFICATION OF FUNDS

 Frank Donato III, CMFO
 Director of Financial Management

 Peter V. Madden
 Council President

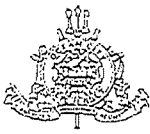
Files: RES CO #2 CC #23-36 Merion Park.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
 Melissa G. Rasner, City Clerk



CITY OF OCEAN CITY, ENGINEERING DIVISION
 MERION PARK PHASE II DRAINAGE IMPROVEMENTS

CHANGE ORDER NO. 2
 FILE NO. 23-36

PURCHASE ORDER #
 24-00735
 RESOLUTION #
 24-60-303

CONTRACTOR:
 L. FERIOZZI CONCRETE COMPANY
 3010 SUNSET AVENUE
 ATLANTIC CITY, NJ 08401

REASON FOR CHANGE:
 See Attached Proposals

THE TIME PROVIDED FOR COMPLETION OF THIS PROJECT IS:
 ___ UNCHANGED, ___ INCREASED, ___ DECREASED, BY ___ CALENDAR DAYS.

UPON EXECUTION THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT.

TYPE OF CHANGE	ITEM #	DESCRIPTION	QTY	UNITS	UNIT PRICE	AMOUNT
SUPPLEMENTAL	S-2	RECONSTRUCT WATER METER PITS ON WATERVIEW AVENUE	8	EACH	\$800.00	\$6,400.00
					SUBTOTAL:	\$6,400.00
EXTRA	14	1-14 Soil Aggregate	3000	C.Y.	\$50.00	\$150,000.00
	66	Reset Pavers	32	S.Y.	\$220.00	\$7,040.00
					SUBTOTAL:	\$157,040.00
REDUCTION	0			#N/A	\$0.00	
					SUBTOTAL:	\$0.00

CHANGE ORDER SUMMARY

PREVIOUS CHANGE ORDERS			CURRENT CHANGE ORDER	
NO.	AMOUNT	REASON FOR CHANGE	TYPE OF CHANGE	TOTAL
1	\$19,285.00	See Attached Proposal		
2	\$163,440.00	See Attached Proposals		
3				
4			+ SUPPLEMENTAL	\$6,400.00
5			+ EXTRA	\$157,040.00
6			- REDUCTIONS	\$0.00
7				
8			NET CONTRACT CHANGE	
9			THIS CHANGE ORDER	\$163,440.00
10				

ORIGINAL CONTRACT AMOUNT	\$10,772,400.50
AMENDED CONTRACT AMOUNT	\$10,955,125.50
TOTAL CONTRACT CHANGE (AMOUNT)	\$182,725.00
TOTAL CONTRACT CHANGE (PERCENT)	1.70%

ACCEPTED BY:

 L. FERIOZZI CONCRETE COMPANY DATE

APPROVED BY:

Anthony Savastano
 PROJECT MANAGER DATE


Michael Baker International
 ENGINEER DATE

Rachel Bollezzi
 OFFICE MANAGER 8/2/2024
 DATE

Joseph Clark
 PURCHASING AGENT DATE

Frank Donato III
 CHIEF FINANCIAL OFFICER DATE

Change Order Proposal #03

	Date:	Thursday, August 1, 2024
	To:	City of Ocean City Engineer Anthony Savastano
	From:	L. Feriozzi Concrete Company JOSEPH L. FERIOZZI
	Re:	Merion Park Phase II Drainage Improvements
	Subject:	Additional Reset Pavers

Please find below our cost for additional reset pavers. Plans at 3700 Waterview Blvd called for just half the driveway to be reset, however the proposed grades dictated that we reset the entire driveway in order to maintain a continuous slope.

Description	Item #	Rate	Unit	C/O Units	Total
ADDITIONAL PAVER RESET	66	\$ 220.00	SY	32	\$ 7,040.00
					\$ -
					\$ -
					\$ -
					\$ -
SUBTOTAL					\$ 7,040.00


L. FERIOZZI CONCRETE COMPANY - MARKUP	0%	\$ -
	0%	\$ -

SUBCONTRACTOR MARKUP	0%	\$ -
	0%	\$ -

CHANGE ORDER TOTAL **\$ 7,040.00**

EXCLUSIONS:

Change Order Proposal #04

	Date:	Thursday, August 1, 2024
	To:	City of Ocean City Engineer Anthony Savastano
	From:	L. Feriozzi Concrete Company JOSEPH L. FERIOZZI
	Re:	Merion Park Phase II Drainage Improvements
	Subject:	I-14 Allowance

Please find below change order for additional I-14 material utilized at all locations behind the curb where we are raising the grades to achieve the proposed plan elevations.

Description	Item #	Rate	Unit	C/O Units	Total
I-14 - Allowance	14	\$ 50.00	SY	3000	\$ 150,000.00
					\$ -
					\$ -
					\$ -
					\$ -
SUBTOTAL					\$ 150,000.00


L. FERIOZZI CONCRETE COMPANY - MARKUP	0%	\$ -
	0%	\$ -

SUBCONTRACTOR MARKUP	0%	\$ -
	0%	\$ -

CHANGE ORDER TOTAL **\$ 150,000.00**

EXCLUSIONS:

Change Order Proposal #05

	Date:	Thursday, August 1, 2024
	To:	City of Ocean City Engineer Anthony Savastano
	From:	L. Feriozzi Concrete Company JOSEPH L. FERIOZZI
	Re:	Merion Park Phase II Drainage Improvements
	Subject:	Reconstruction of Water Meter Pits

Please find below change order for reconstruction of water meter pits on Waterview Blvd, where the street was raised. We were asked to perform this work as NJ American water could not complete this work in a timely manner.

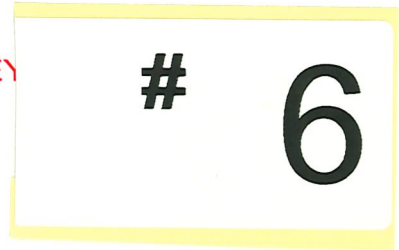
Description	Item #	Rate	Unit	C/O Units	Total
Water Meter Pit Reconstruction	SI-2	\$ 800.00	Ea	8	\$ 6,400.00
					\$ -
					\$ -
					\$ -
					\$ -
SUBTOTAL					\$ 6,400.00

L. FERIOZZI CONCRETE COMPANY - MARKUP	0%	\$ -
	0%	\$ -

SUBCONTRACTOR MARKUP	0%	\$ -
	0%	\$ -

CHANGE ORDER TOTAL \$ 6,400.00

EXCLUSIONS:



RESOLUTION

AUTHORIZING FINAL ACCEPTANCE & FINAL PAYMENT TO A CONTRACT WITH WEATHERPROOFING TECHNOLOGIES, INC. (TREMCO) THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) REGIONAL COOPERATIVE CONTRACT #ESCNJ/AEPA-21D

WHEREAS, the City of Ocean City is a member of the Educational Services Commission of New Jersey #65-MCESCCPA Cooperative Pricing System pursuant to N.J.S.A. 40A:10, 11& N.J.A.C. 5:34-7.3, 7.4, 7.12 and Resolution #12-48-261 adopted on April 12, 2012 by the City of Ocean City’s City Council; and

WHEREAS, Lamont H. Czar, P.E., Czar Engineering, LLC; Vincent S. Bekier, Director of Operations & Engineering; Christine D. Gundersen, Manager of Capital Planning; Jessica L. Baird, RPPS, Purchasing Assistant and Joseph S. Clark, QPA, City Purchasing Manager had reviewed the quote from Weatherproofing Technologies, Inc. (Tremco), New Jersey Regional Cooperative, ESCNJ Contract #AEPA-21D: Roofing & Envelope Services; and

WHEREAS, the City Council of the City of Ocean, New Jersey authorized a contract between the City of Ocean City and Weatherproofing Technologies, Inc. (Tremco) on Thursday, October 22, 2022 by Resolution #22-59-134 in the amount of \$1,694,956.01 charged to Capital Account #C-04-55-323-201 & #C-04-55-326-304, Purchase Order #22-02651; and

WHEREAS, the City Council of the City of Ocean City, New Jersey authorized Change Order #1 to a contract with Weatherproofing Technologies, Inc. (Tremco) on Thursday, April 11, 2024 by Resolution #24-60-365 in the reduced amount of (\$15,596.71) charged to Capital Account #C-04-55-326-304 (Purchase Order ##22-02651); and

WHEREAS, Lamont H. Czar, P.E., Czar Engineering, LLC; Vincent S. Bekier, Director of Operations & Engineering; Christine D. Gundersen, Manager of Capital Planning; Michael Rossbach Jr., Assistant Purchasing Agent and Joseph S. Clark, QPA, City Purchasing Manager have reviewed and certified the Final Acceptance and Final Payment to Weatherproofing Technologies, Inc. (Tremco), New Jersey Regional Cooperative, ESCNJ Contract #AEPA-21D: Roofing & Envelope Services; and

WHEREAS, the final contract total is \$1,679,359.31 which is a decrease from the original contract amount of \$1,694,956.02 by (\$15,596.71) or <0.92%>; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes the Final Acceptance and Final Payment to Weatherproofing Technologies, Inc. (Tremco) through the Educational Services Commission of New Jersey (ESCNJ) Regional Cooperative Contract #ESCNJ/AEPA-21D: Roofing & Envelope Services in the amount of \$153,898.89; and

BE IT FURTHER RESOLVED that the Director of Financial Management is authorized to process Final Payment in the amount of \$153,898.89 to Weatherproofing Technologies, Inc. (Tremco) through the Educational Services Commission of New Jersey (ESCNJ) Regional Cooperative Contract #ESCNJ/AEPA-21D: Roofing & Envelope Services to be charged to the following Capital Account #C-04-55-326-304 (PO #22-02651).

CERTIFICATION OF FUNDS

Frank Donato III, CMFO
Director of Financial Management

Peter V. Madden
Council President

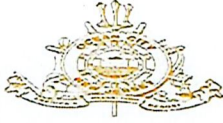
Files: RES FAFP Community Center Roof Replacement.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk



CITY OF OCEAN CITY
AMERICA'S GREATEST FAMILY RESORT

MEMORANDUM

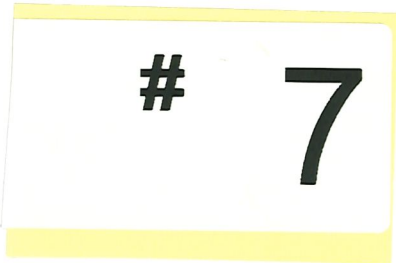
TO: George Savastano, Business Administrator
FROM: Vince Bekier, Director of Operations & Engineering
CC: Joseph Clark, Purchasing Manager
DATE: August 2, 2024
RE: FINAL ACCEPTANCE AND CLOSE OUT
OCNJ COMMUNITY CENTER ROOF
Project #: ESCNJ/AEPA-21D

The above referenced contract is seeking Council's approval of Final Acceptance to Close-Out on the Thursday, August 22, 2024. The Contractor's Release of Liens, Payment of Debts and Claims and Consent of Surety to Final Payment, have been received.

The Final Payment illustrates all the increases and decreases reflect asbuilt contract line items of the work completed.

Original Contract	\$1,694,956.02
Total Contract Change Orders	-\$15,596.71
Total Amended Contract	\$1,679,359.31
Less Previous Payments	\$1,525,460.42
Total Due including Retainage	\$153,898.89

RESOLUTION



AUTHORIZING CHANGE ORDER #5 TO A PROFESSIONAL SERVICES CONTRACT WITH GEI CONSULTANTS, INC. FOR TRANSPORTATION & DISPOSAL OF HAZARDOUS SOILS

WHEREAS, the City of Ocean City awarded a professional services contact to GEI Consultants, Inc. for Licensed Site Remediation Professional (LSRP) Services for Block 1606 Lot 3 & Block 1506 Lot 1 on Thursday, August 24, 2023 by Resolution #23-60-094 in the amount of \$143,487.00 charged to Capital Account # C-04-55-324-010; and

WHEREAS, the City Council of the City of Ocean City, New Jersey Authorized Change Order #1 to a professional services contract with GEI Consultants, Inc. on Thursday, February 8, 2024 by Resolution #24-60-292 in the additional amount of \$34,235.00 Charged to Capital Account #C-04-55-324-010 for a revised contract total of \$177,722.00 (Purchase Order #24-00281); and

WHEREAS, the City Council of the City of Ocean City, New Jersey Authorized Change Order #2 to a professional services contract with GEI Consultants, Inc. on Thursday, February 8, 2024 by Resolution #24-60-293 in the additional amount of \$199,800.00 Charged to Capital Account #C-04-55-324-010 for a revised contract total of \$377,522.00.00 (Purchase Order #24-00281); and

WHEREAS, the City Council of the City of Ocean City, New Jersey Authorized Change Order #3 to a professional services contract with GEI Consultants, Inc. on Thursday, March 14, 2024 by Resolution #24-60-344 in the additional amount of \$200,000.00 Charged to Capital Account #C-04-55-324-010 for a revised contract total of \$577,522.00.00 (Purchase Order #24-00281); and

WHEREAS, the City Council of the City of Ocean City, New Jersey Authorized Change Order #4 to a professional services contract with GEI Consultants, Inc. on Thursday, April 11, 2024 by Resolution #24-60-369 in the additional amount of \$689,000.00 Charged to Capital Account #C-04-55-330-010 for a revised contract total of \$1,266,522.00 (Purchase Order #24-00281); and

WHEREAS, the City of Ocean City requires certain professional environmental services for continued support for the properties located at 16th Street & Haven Avenue; and

WHEREAS, the vendor has been advised that this award does not guarantee that all of the services listed will be required during the contract period and are subject to the actual need as established by the City of Ocean City. As services are required the City Purchasing Manager shall issue Purchase Orders for those services. No services shall be performed for the City without first obtaining a Purchase Order for said services; and

WHEREAS, George J. Savastano, Business Administrator; Dorothy F. McCrosson, Esq., City Solicitor; Vincent S. Bekier, Director of Operations & Engineering; Christine D. Gundersen, Manager of Capital Planning; Michael Rossbach, Jr., Assistant Purchasing Agent and Joseph S. Clark, Jr., QPA, City Purchasing Manager have reviewed and certified changed order #5 to a professional services contract with GEI Consultants, Inc. as follows:

GEI Consultants, Inc.
18000 Horizon Way Suite 200
Mount Laurel, NJ 08054

Additional Services to Tasks 2, 3, 4 & 5 – Remedial Action Oversight

<u>Item</u>	<u>Description</u>	<u>Total Amount</u>
1.	Task 2 – Pre-Remediation Sampling & Reporting.....	\$3,324.00
2.	Reporting, Permitting & Bid Preparation.....	\$14,285.00
3.	Remedial Action.....	\$71,322.00
4.	A901 Soil Disposal.....	\$29,900.00
Total Additional Amount to Change Order #5.....		\$118,831.00

CITY OF OCEAN CITY
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the newly adjusted contract cost including change order #5 is \$1,385,353.00, an increase of \$1,241,866.00 from the original contract amount of \$143,487.00; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Ocean City, New Jersey that it authorizes Change Order #5 to Purchase Order #24-00281 to a professional services contract with GEI Consultants, Inc.; and

BE IT FURTHER RESOLVED that the Director of Financial Management be authorized to process Change Order #5, in the additional amount of \$118,831.00 to Purchase Order #24-00281 for a Professional Services Contract with GEI Consultants, Inc. and shall be charged to Capital Account #C-04-55-327-505.

CERTIFICATION OF FUNDS

Frank Donato, III, CMFO
Director of Financial Management

Peter V. Madden
Council President

Files: RES 2024 GEI Palmer CO #5.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk



July 24, 2024
Project No. 2003758

VIA EMAIL: DMcCrosson@OCNJ.US

Ms. Dorothy F. McCrosson, Esquire
City Solicitor – City of Ocean City, New Jersey
200 Asbury Avenue
Ocean City, New Jersey 08226

**Re: Change Order for Remedial Activities
Palmer Center Property – 16th Street and Haven Avenue and 109 16th Street
Block 1606 Lot 3 and Block 1506 Lot 1 (the “Site”)
Program Interest 923018
Ocean City, Cape May County, New Jersey 08226**

Dear Ms. McCrosson:

GEI Consultants, Inc. (GEI) has prepared this scope of work (SOW) to capture additional out-of-scope labor and expenses related to the ongoing remedial activities at the above-referenced Site. For budget tracking purposes, the project is structured using the following subtasks:

- Task 1 – Document Review and Subsurface Investigation;
- Task 2 – Pre-Remediation Sampling and Reporting;
- Task 3 – Reporting, Permitting and Bid Preparation;
- Task 4 – Remedial Action; and
- Task 5 – A901 Soil Disposal.

Since approval of GEI’s April 12, 2023 SOW and commencement of remedial action (RA) activities in 2024, out-of-scope charges were incurred for Tasks 2, 3, 4, and 5. A change order is not being requested for Task 1.

Remedial Action SOW Status

The following summarizes the scopes of work and associated approvals to date for the RA phase of this project:

SOW Date	Amount	Included Tasks	City Approval
April 12, 2023	\$143,487	RA Oversight, Post Remediation Monitoring and Reporting.	via PO Dated 2/6/2024
January 11, 2024	\$34,235	Additional subsurface evaluation sampling	via PO Dated 3/14/2024
January 30, 2024	\$229,050	RA Oversight (Northstar)	Initial authorization of \$199,800 via PO dated 3/14/24. The remainder of this SOW was approved by email dated 4/10/2024.
TOTAL	\$377,522		

Out of scope items for these tasks are discussed below.

Task 2: Pre-Remediation Sampling and Reporting

In order to fully characterize the extent of soil impact and refine/optimize the extent of necessary soil excavation, GEI completed a final pre-remediation sampling event on February 22, 2024. This event consisted of the installation of seven soil borings and accompanying soil sample collection.

Laboratory analytical costs and drilling associated with this work totaled \$3,324. Note that GEI labor for these activities is not included in this change order, as personnel were simultaneously designated for field oversight of the RA.

Task 3: Reporting, Permitting and Bid Preparation

The completion of a Remedial Action Report (RAR) in compliance with N.J.A.C. 7:26E-5.7 was included in this Task in GEI’s April 2023 RA SOW. It is assumed that the RAR for soil will be completed subsequent to the soil RA work with the groundwater RA following the completion of post-remediation/MNA monitoring.

In light of the additional sampling required to complete the Remedial Investigation (RI) in January 2024 as well as the subsequent out-of-scope waste classification sampling required to secure waste disposal (referenced below) additional labor will be needed to augment the preexisting draft Remedial Investigation Report (RIR) and add to the forthcoming RARs.

It is estimated that an additional \$14,285 in GEI labor will be needed to complete data reduction/data evaluation, LSRP review, figure production and preparation of laboratory data deliverables for these data.

Task 4: Remedial Action

The RA selected to address the Site spill case was initiated in April 2024 and included excavation, off-Site disposal, and dewatering with backfill and soil amendment. As part of this effort, GEI performed full-time oversight of the field activities with an assumed schedule of six weeks.

Due to ongoing efforts associated with disposal approval and dewatering, an additional four weeks’ oversight time will be required to complete the RA. At this time, the RA area has been excavated to its prescribed extent and depth, and the excavation has been backfilled to grade with clean fill material and soil amendments intended to address impacted groundwater. Remaining tasks include disposal of the stockpiled soil and Site restoration activities.

In tandem with the foregoing, a greater than anticipated amount of PM and PE time was also required to administer the project, specifically relating to ongoing compliance with third party access agreement demands, liaising with various City personnel, negotiations with disposal facilities, and coordination with the RA contractor. It is estimated that an additional \$14,800 in GEI labor for project management has been incurred beyond that anticipated in the April 2023 SOW.

As discussed in the April 2023 SOW, post-remediation groundwater monitoring will be required as a condition of the approved discharge to groundwater permit-by-rule, and to demonstrate decreasing contaminant concentration trends following source removal. To meet these objectives, the LSRP has determined that additional groundwater monitoring activities will be warranted beyond those enumerated in the April 2023 SOW, including:

- Completion of one day of temporary well point sampling surrounding the former RA excavation using Geoprobe methodology. The purpose of this subtask is to evaluate the extent and concentration gradient of the residual dissolved phase contaminant plume, and to aid in locating post-remediation monitoring wells. For costing purposes, it is assumed that a total of eight temporary well points can be installed and sampled (for VOCs+10); and
- Originally, two permanent monitoring wells were proposed for installation following the RA to supplement the existing well network (CMA-1, 2 and 3). Based on observations made during the RA, the LSRP has determined that two additional monitoring wells will be needed to adequately monitor groundwater quality and contaminant trends necessary to document remediation and apply for a Remedial Action Permit (RAP), if required. As such, this CO includes subcontractor cost and labor to install the two additional wells. To conserve costs, it is assumed that the proposed additional wells can be installed in the same mobilization as those proposed prior.

The total amount of additional funds requested for this task, including RA oversight time and well installation/temporary well points is \$71,322.

Task 5: A901 Soil Disposal

Due to the degree of contaminant impact in soils at varying depths in the RA area, a greater than anticipated amount of subcontractor fees and labor were incurred in order to satisfy the requirements of

Change Order for Remedial Activities
Palmer Center Property – 16th Street and Haven Avenue and 109 16th Street
Block 1606 Lot 3 and Block 1506 Lot 1 (the "Site")
Program Interest 923018
Ocean City, Cape May County, New Jersey 08226
July 24, 2024

4

the disposal facilities (soil) and sewer authority (dewatering the excavation) for waste characterization. Analytical costs incurred for these waste classification samples totaled \$29,900. Note that GEI labor for these activities is not included in this change order, as personnel were simultaneously designated for field oversight of the RA.

Cost Estimate

Task	Estimated Cost		Total
	Labor	Subs/Expenses	
Task 2 – Pre-Remediation Sampling & Reporting	-	\$3,324	\$3,324
Task 3 – Reporting, Permitting and Bid Preparation	\$14,285	-	\$14,285
Task 4 – Remedial Action	\$53,980	\$17,342	\$71,322
Task 5 – A901 Soil Disposal	-	\$29,900	\$29,900
		TOTAL	\$118,831

GEI is prepared to begin work upon authorization to proceed from the City. This work is to be completed on a time-and-materials basis under the existing terms and rates between GEI and the City. The authorized budget will not be exceeded without prior consent of the City, if required.

Please contact us if you have any questions or require additional information regarding this SOW.

Sincerely,

GEI Consultants, Inc.



Tyler K. Schott, P.E.
Senior Engineer



Kathleen F. Stetser, P.G., LSRP
Vice President

TKS/KFS:vjb

B:\Working\OCEAN CITY NJ\2003758 Simpson Ave Investigation\02_PM\20240522 CO\20240724_2003758 GEI RA Oversight CO FINAL.docx

Attachment

GEI Consultants, Inc.

Table 1. Cost Estimate for RA Change Order. Simpson Ave. - Ocean City, New Jersey.

Task 2: Pre-Remediation Sampling & Reporting

Subcontractor

Laboratory analysis	Lump Sum @	\$1,150	\$	1,000
Driller	Lump Sum @	\$2,174	\$	1,890
	Mark-up (15%)		\$	434
			Total Task 2	\$ 3,324

Task 3: Reporting, Permitting and Bid Preparation

GEI Labor

LSRP (grade 8)	30 hrs @	\$210 /hr	\$	6,300
Senior Professional (grade 7)	2 hrs @	\$180 /hr	\$	360
Senior Professional (grade 6)	25 hrs @	\$160 /hr	\$	4,000
Staff Professional (grade 3)	5 hrs @	\$125 /hr	\$	625
Database	10 hrs @	\$120 /hr	\$	1,200
GIS	15 hrs @	\$120 /hr	\$	1,800
			<i>Subtotal GEI</i>	<i>\$ 14,285</i>
			Total Task 3	\$ 14,285

Task 4: Remedial Action

RA Oversight

GEI Labor

LSRP (grade 8)	2 hrs @	\$210 /hr	\$	420
Senior Professional (grade 7)	4 hrs @	\$195 /hr	\$	780
Staff Professional (grade 3)	45 hrs @	\$125 /hr	\$	5,625
Expenses			\$	750
			<i>Subtotal GEI (1 week)</i>	<i>\$ 7,575</i>
			<i>Estimated number of weeks</i>	<i>\$ 4</i>
			<i>Subtotal</i>	<i>\$ 30,300</i>

PM Time

LSRP (grade 8)	20 hrs @	\$210 /hr	\$	4,200
Senior Professional (grade 7)	55 hrs @	\$180 /hr	\$	9,900
Expenses			\$	700
			<i>Subtotal PM</i>	<i>\$ 14,800</i>

Groundwater Monitoring

GEI Labor

LSRP (grade 8)	15 hrs @	\$210 /hr	\$	3,150
Senior Professional (grade 7)	4 hrs @	\$195 /hr	\$	780
Staff Professional (grade 3)	30 hrs @	\$125 /hr	\$	3,750
Expenses/Equipment			\$	1,200
			<i>Subtotal GEI</i>	<i>\$ 8,880</i>

Subcontractor

Installation of 2 monitoring wells	Lump Sum @	\$8,000	\$	8,000
Geoprobe day rate and consumables (temp points)	Lump Sum @	\$2,200	\$	2,200
Well permits	Lump Sum @	\$600	\$	600
Drum disposal	Lump Sum @	\$3,000	\$	3,000
Laboratory analysis (4 events)	Lump Sum @	\$1,280	\$	1,280
Mark-up (15%)				2,262
			<i>Subtotal Subcontractor</i>	<i>\$ 17,342</i>

Subtotal Groundwater Monitoring \$ 26,222

Total Task 4 \$ 71,322

Task 5: A901 Soil Disposal

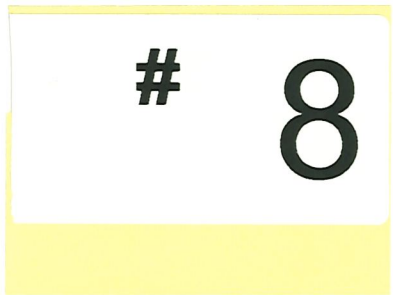
Subcontractor

Laboratory analysis	Lump Sum @	\$26,022	\$	26,000
Mark-up (15%)			\$	3,900

GEI Consultants, Inc.

Total Task 5 \$ 29,900

GRAND TOTAL \$ 118,831



RESOLUTION

**AUTHORIZING THE RENEWAL OF
THE CITY OF OCEAN CITY COOPERATIVE PRICING SYSTEM #251COCCPS**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into a Cooperative Pricing Agreement; and

WHEREAS, the City Council of the City of Ocean City, County of Cape May, State of New Jersey established a Cooperative Pricing System on September 25, 2014 by adoption of Resolution #14-50-216; and

WHEREAS, the City of Ocean City Cooperative Pricing System was created to establish a voluntary cooperative pricing system with counties, municipalities, boards of education, public libraries, local authorities and other approved contracting units to provide substantial saving on various goods & services; and

WHEREAS, the State of New Jersey, Department of Community Affairs, Division of Local Government Services approved the City of Ocean City’s Cooperative Pricing System on October 15, 2014 by assignment of ID #251COCCPS, City of Ocean City Cooperative Pricing System; and

WHEREAS, the registration #251COCCPS, City of Ocean City Cooperative Pricing System with the Director of the Division of Local Government Services and the Cooperative Pricing Agreement will expire on October 10, 2024; and

WHEREAS, N.J.A.C. 5:34-7.8 authorizes the Lead Agency to apply to the Director of the Division of Local Government Services on behalf of the membership for system renewal for a period not to exceed five (5) years; and

WHEREAS, the City of Ocean City, NJ has agreed to serve as the Lead Agency for a Cooperative Pricing System #251COCCPS; and

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Ocean City, New Jersey hereby authorizes the submission of a renewal application package for the City of Ocean City Cooperative Pricing System #251COCCPS with the City of Ocean City, New Jersey serving as the Lead Agency for the approved commodities & services; and

BE IT FURTHER RESOLVED that the Mayor, Jay Gillian; the Chief Financial Officer, Frank Donato, III, CMFO, Director of Financial Management and Joseph S. Clark, QPA, City Purchasing Manager are hereby authorized to execute the renewal of cooperative pricing agreements with the participating contracting units.

Peter V. Madden
Council President

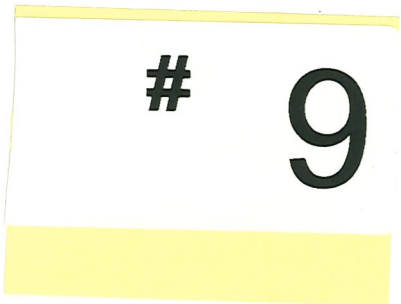
Files: RES Renewal 251COCCPS.docx

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk



RESOLUTION

AUTHORIZING THE PAYMENT OF CLAIMS

WHEREAS, N.J.S.A. 40A: 5-17 entitled “Approval and Payment of Claims and Required General Books of Account” generally sets forth the manner in which claims against municipalities are to be handled; and

WHEREAS, the attached bill list represents claims against the municipality for period including August 3, 2024 to August 16, 2024

NOW, THEREFORE, BE IT RESOLVED that the attached bill list is approved for payment.

Frank Donato III
Chief Financial Officer

Peter V. Madden,
Council President

FILES/AUTHORIZING THE PAYMENT OF CLAIMS – 08.03.24 TO 08.16.24.doc

Offered by Seconded by

The above resolution was duly adopted by the City Council of the City of Ocean City, New Jersey, at a meeting of said Council duly held on the day of 2024.

NAME	AYE	NAY	ABSENT	ABSTAINED
Barnes	_____	_____	_____	_____
Crowley	_____	_____	_____	_____
Hartzell	_____	_____	_____	_____
Levchuk	_____	_____	_____	_____
Madden	_____	_____	_____	_____
Polcini	_____	_____	_____	_____
Winslow	_____	_____	_____	_____

.....
Melissa G. Rasner, City Clerk

Ranges	Item Status	Purchase Types	Misc					
<i>Range: First to Last Rcvd Batch Id Range: First to Last</i>	<i>Open: N Void: N Paid: N Held: Y Aprv: N Rcvd: Y</i>	<i>Bid: Y State: Y Other: Y Exempt: Y</i>	<i>P.O. Type: All Include Project Line Items: Yes Format: Condensed Include Non-Budgeted: Y Vendors: All</i>					
Po #	Po Date	Vendor	Po Description	Status	Amount	Void Amount	Po Type	
22-02651	10/13/22	WEATHERP	WEATHERPROOFING TECH., INC.	#22-59-134	Open	153,898.89	0.00	B
22-02734	11/02/22	SOUTHSTA	SOUTH STATE, INC.	Res. #22-59-115	Open	32,097.02	0.00	B
22-02745	11/02/22	KIMBALLR	TRANSYSTEMS CORPORATION	#22-58-272	Open	3,430.61	0.00	B
22-02985	11/22/22	OCCOMMUN	OCEAN CITY COMMUNITY	SCATTERED SITE AFFORDABLE	Open	12,372.32	0.00	B
23-01082	04/21/23	MCLEES	WILLIAM MCLEES ARCHITECTURE	RESOLUTION #23-59-370	Open	27,611.17	0.00	
23-02828	09/15/23	SOUTHSTA	SOUTH STATE, INC.	RESOLUTION #23-60-039	Open	88,137.36	0.00	B
23-04108	12/14/23	KIMBALLR	TRANSYSTEMS CORPORATION	RESOLUTION #23-60-208	Open	30,132.50	0.00	B
23-04109	12/14/23	KIMBALLR	TRANSYSTEMS CORPORATION	RESOLUTION #23-60-209	Open	15,994.95	0.00	B
24-00023	01/14/24	NJAM3	NEW JERSEY-AMERICAN WATER CO.	2024 CITYWIDE WATER/SEWER	Open	50,545.38	0.00	B
24-00025	01/14/24	AC ELECT	ATLANTIC CITY ELECTRIC	2024 CITYWIDE ELECTRIC	Open	303.84	0.00	B
24-00026	01/14/24	VERIZONL	VERIZON ONLINE		Open	129.26	0.00	B
24-00027	01/14/24	YIELDCOS	YIELDCO SUNEY US HOLDCO, LLC	2024 MONTHLY PPA CHARGES	Open	733.16	0.00	B
24-00028	01/14/24	SUNEYONE	SUNEY SOLAR OCEAN CITY ONE LLC	2024 MONTHLY PPA CHARGES	Open	992.57	0.00	B
24-00048	01/18/24	CAPEENVI	CAPE ENVIRONMENTAL TESTING LAB		Open	250.00	0.00	B
24-00055	01/18/24	SPINN	SPINNING WHEEL FLORIST INC.		Open	204.45	0.00	B
24-00056	01/18/24	UPINCODE	UP IN CODE INC		Open	11,541.75	0.00	B
24-00064	01/18/24	DEARBORN	DEARBORN NATIONAL LIFE INSURAN		Open	1,377.10	0.00	B
24-00067	01/18/24	THOMSONR	THOMSON REUTERS		Open	416.10	0.00	B
24-00085	01/18/24	VERIZ	VERIZON	2024 PHONE CHARGES	Open	4,224.35	0.00	B
24-00086	01/18/24	TELESYST	TELESYSTEM	2024 TELEPHONE SERVICES	Open	18,942.40	0.00	B
24-00088	01/18/24	THOMASMI	THOMAS G.SMITH, ESQ.	RESOLUTION #24-60-252	Open	1,348.50	0.00	B
24-00142	01/22/24	ACBSERV	ACB SERVICES, INC	Res. 23-60-206	Open	11,263.20	0.00	B
24-00152	01/22/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	1,600.00	0.00	B
24-00153	01/22/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	100.00	0.00	B
24-00154	01/22/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	80.00	0.00	B
24-00155	01/22/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	100.00	0.00	B
24-00158	01/22/24	GEESE	GEESE CHASERS SOUTH JERSEY		Open	1,251.17	0.00	B
24-00172	01/23/24	EFMLEASE	ENTERPRISE FLEET MANAGEMENT	Res. 18-54-062	Open	2,048.15	0.00	B
24-00177	01/23/24	GRITH	GRIFFITH & CARLUCCI, ESQUIRES	2024 PB PROF SERVICE	Open	1,632.00	0.00	
24-00181	01/23/24	SCHAEFFE	SCHAEFFER NASSAR SCHEIDEGG	2024 PB SCHEIDEGG SERVICES	Open	5,250.00	0.00	
24-00188	01/26/24	SEASLE	CITY OF SEA ISLE CITY	2024 Shared Service	Open	11,841.00	0.00	B
24-00228	01/30/24	KJPRINTS	K J PRINTS		Open	2,800.00	0.00	B
24-00235	01/30/24	ACCESS	RETRIEVEX HOLDINGS CORP	OFF SITE RECORD STORAGE	Open	1,586.88	0.00	B
24-00254	02/05/24	SCHEULE	SCHEULE PLANNING SOLUTIONS LLC	2024 PB SCHEULE SERVICES	Open	1,855.00	0.00	
24-00276	02/06/24	SENTI	SENTINEL LEDGER	2024 SUBSCRIPTIONS	Open	504.00	0.00	
24-00281	02/06/24	GEICONSU	GEI CONSULTANTS, INC	RESOLUTION #23-60-094	Open	832,000.06	0.00	B
24-00299	02/12/24	SCHEULE	SCHEULE PLANNING SOLUTIONS LLC	RES#23-60-231 PROFESSIONAL SER	Open	1,330.00	0.00	
24-00462	02/15/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	1,600.00	0.00	B
24-00463	02/15/24	CAPRI	CAPRIONI PORTABLE TOILETS, INC	Res. 23-60-092	Open	740.00	0.00	B
24-00485	02/15/24	LAFAYETT	LAFAYETTE UTILITY CONST.CO.INC		Open	9,850.00	0.00	B
24-00500	02/15/24	SENTI	SENTINEL LEDGER		Open	352.80	0.00	B
24-00554	02/26/24	SMGEQUIP	SMG EQUIPMENT, LLC	Res. 24-60-308	Open	70,729.50	0.00	
24-00562	02/26/24	REVASCEN	REVASCENT	RESOLUTION #23-60-083	Open	2,136.76	0.00	
24-00566	03/01/24	WEBPAGE	WEBPAGEFX, INC		Open	33,268.96	0.00	B
24-00567	03/01/24	UNIVERS	UNIVERSAL MEDIA, INC.		Open	58,278.49	0.00	B
24-00710	03/12/24	FALCONS	EAST COAST FALCONS, LLC	Res. 24-60-272	Open	27,531.00	0.00	B
24-00735	03/19/24	FERIOZZI	L. FERIOZZI CONCRETE COMPANY	RESOLUTION #24-60-303	Open	893,527.61	0.00	B
24-00749	03/21/24	DUPREES	DUPREES MUSIC LLC		Open	3,750.00	0.00	
24-00955	04/09/24	RPM LAND	RPM LANDSCAPE CONTRACTOR LLC	Reso: 24-60-348 CC: 24-08	Open	24,340.00	0.00	B
24-01121	04/25/24	SAFEWARE	SAFEWARE, INC.	Res 22-58-340 OMNIA PARTNERS	Open	6,493.26	0.00	
24-01130	04/25/24	BTHOMAS	BARBARA STOKES THOMAS		Open	175.00	0.00	
24-01163	05/09/24	SAFEWARE	SAFEWARE, INC.	Res 22-58-340 Omnia	Open	14,192.84	0.00	
24-01164	05/09/24	SAFEWARE	SAFEWARE, INC.	Res 22-58-340 Omnia	Open	25,175.28	0.00	
24-01165	05/09/24	SAFEWARE	SAFEWARE, INC.	Res 22-58-340 Omnia	Open	4,900.00	0.00	
24-01169	05/09/24	MCLEES	WILLIAM MCLEES ARCHITECTURE	RESOLUTION #24-61-003	Open	29,950.00	0.00	B
24-01186	05/09/24	CFIWORKS	CORPORATE FACILITIES OF NJ.LLC	Res. #21-58-023	Open	6,662.85	0.00	
24-01195	05/09/24	CM3BUILD	CM3 BUILDING SOLUTIONS, INC.	Res. 24-60-254	Open	30,000.00	0.00	
24-01218	05/10/24	MIDATL	MID ATLANTIC FIRE AND AIR CORP		Open	720.00	0.00	
24-01223	05/10/24	TRWENIGE	T.R. WENIGER, INC.	RESOLUTION #24-61-015	Open	14,116.00	0.00	B

Po #	Po Date	Vendor	Po Description	Status	Amount	Void Amount	Po Type
24-01348	05/21/24	DIVAWORL	DIVA WORLDWIDE TOURING INC	RES 23-60-210	Open	50,000.00	0.00
24-01358	05/24/24	CFIWORKS	CORPORATE FACILITIES OF NJ,LLC	RES #21-58-023	Open	5,309.00	0.00
24-01485	05/30/24	BOSSEVEN	BOSS EVENTS, LLC		Open	9,140.00	0.00
24-01493	05/30/24	BILLSWEN	BILL SWENSON & SONS, LLC		Open	791.00	0.00
24-01505	05/30/24	OCRRLAX	OCEAN CITY RED RAIDERS YOUTH	2024 REIMBURSEMENT OF EXPENSES	Open	3,000.00	0.00
24-01506	05/30/24	OCRYSOC	OCEAN CITY RED RAIDERS YOUTH	2024 REIMBURSEMENT OF EXPENSES	Open	3,000.00	0.00
24-01511	05/30/24	OCYAA	OCEAN CITY YOUTH ATHLETIC	2024 REIMBURSEMENT OF EXPENSES	Open	3,000.00	0.00
24-01514	06/06/24	SVITALEP	PYROTECNICO FIREWORKS, INC	RESOLUTION #24-60-273	Open	40,882.50	0.00
24-01517	06/06/24	STARTSKY	START SKYDIVING LLC		Open	7,750.00	0.00
24-01541	06/06/24	OCCROWNH	OCEAN CITY CROWN HOLDINGS LLC		Open	22,500.00	0.00
24-01581	06/11/24	JERSE	JERSEY CAPE DIAGNOSTIC,	BEACH TAG PURCHASE 2024	Open	400.00	0.00
24-01588	06/12/24	DEPT	DEPTCOR		Open	58.00	0.00
24-01647	06/18/24	IPSGROUP	IPS GROUP CORPORATION	PARKING METER DATA MGMNT COSTS	Open	9,361.94	0.00
24-01655	06/18/24	NV5	NV5, Inc.	TRAFFIC STUDY	Open	2,396.95	0.00
24-01663	06/18/24	EASTS	EASTERN SIGN CO		Open	4,500.00	0.00
24-01673	06/21/24	LUMBERMA	LUMBERMEN ASSOCIATES INC	RESOLUTION #24-61-032	Open	75,846.40	0.00
24-01687	06/24/24	CFIWORKS	CORPORATE FACILITIES OF NJ,LLC	RESOLUTION #21-58-023	Open	3,168.20	0.00
24-01795	06/25/24	LAWN	LAWN & GOLF SUPPLY COMPANY,INC		Open	1,533.25	0.00
24-01945	07/03/24	HUBER	HUBER LOCKSMITHS, INC		Open	2,125.00	0.00
24-01948	07/03/24	DEPT	DEPTCOR	RESOLUTION #24-60-257	Open	42.00	0.00
24-01949	07/03/24	SAFETYTH	SAFETY THIRD TRAINING PARTNERS	K38 class 2	Open	3,600.00	0.00
24-01976	07/11/24	COASM	COASTAL MARINE PILING, INC		Open	4,150.00	0.00
24-01977	07/11/24	FORTNASS	FORT NASSAU GRAPHICS		Open	465.00	0.00
24-01980	07/15/24	HOUGHTON	HERB HOUGHTON		Open	300.00	0.00
24-01981	07/15/24	DEPT	DEPTCOR		Open	420.00	0.00
24-01988	07/15/24	LETSPART	LET'S PARTY PAINTERS		Open	795.00	0.00
24-01996	07/15/24	SACK	SACK O SUBS, INC.		Open	219.00	0.00
24-01999	07/15/24	RICKVOLK	RICK VOLKER AIRSHOWS		Open	5,000.00	0.00
24-02000	07/15/24	FULLTHRO	FULL THROTTLE FORMATION TEAM		Open	12,900.00	0.00
24-02010	07/17/24	DEPT	DEPTCOR		Open	36.00	0.00
24-02012	07/17/24	ACCESSRE	ACCESSREC LLC	RESOLUTION #24-60-257	Open	73,158.00	0.00
24-02036	07/23/24	GRAPHIC	GRAPHIC DESIGNS INTERNATIONAL		Open	771.32	0.00
24-02050	07/23/24	SAFETYTH	SAFETY THIRD TRAINING PARTNERS		Open	2,800.00	0.00
24-02054	07/25/24	KALEYP	PATRICK KALEY		Open	95.00	0.00
24-02064	07/26/24	BEESELEY	BEESELEY'S POINT SEA DOO, INC.	Repair 18493	Open	2,643.50	0.00
24-02070	07/26/24	ACCESSCO	ACCESS COMPUTER FLOORS LLC		Open	12,240.00	0.00
24-02220	07/31/24	AIRPO	AIRPOWER INTERNATIONAL, INC.		Open	302.50	0.00
24-02222	07/31/24	INSTITUT	INSTITUTE FOR FORENSIC		Open	550.00	0.00
24-02224	07/31/24	SPATIALD	SPATIAL DATA LOGIC INC.	Exempt per 40A: 11-5(dd)	Open	48,100.00	0.00
24-02227	07/31/24	AERCONSU	A.E.R CONSULTING SERVICES LLC		Open	3,099.95	0.00
24-02231	07/31/24	770LONG	MATTHEW LONG		Open	150.00	0.00
24-02232	07/31/24	FIRSS	FIRE & SAFETY SERVICES, LTD.	Res. 23-60-081	Open	3,200.48	0.00
24-02233	07/31/24	RALPH	V.E. RALPH, INC.	Res.24-60-253	Open	375.00	0.00
24-02234	07/31/24	BEESELEY	BEESELEY'S POINT SEA DOO, INC.		Open	147.89	0.00
24-02238	07/31/24	FORTNASS	FORT NASSAU GRAPHICS		Open	1,225.00	0.00
24-02243	07/31/24	SHAMROC	SHAMROCK MARINE TOWING &		Open	650.00	0.00
24-02245	07/31/24	STAMUSEM	S & T AMUSEMENT CO		Open	125.00	0.00
24-02256	07/31/24	FBINA	FBINAA-NJ		Open	6,720.00	0.00
24-02260	07/31/24	ACCURATE	ACCURATE LANGUAGE SERVICES		Open	240.00	0.00
24-02265	07/31/24	SCOTTAIR	SCOTT FRANCIS AIRSHOWS		Open	4,500.00	0.00
24-02267	08/02/24	FIRSS	FIRE & SAFETY SERVICES, LTD.	Res. 23-60-081	Open	10,895.95	0.00
24-02270	08/02/24	MIDATL	MID ATLANTIC FIRE AND AIR CORP		Open	1,165.00	0.00
24-02272	08/02/24	BEESELEY	BEESELEY'S POINT SEA DOO, INC.		Open	723.81	0.00
24-02273	08/02/24	BEESELEY	BEESELEY'S POINT SEA DOO, INC.	OCBP PWC repair #18480	Open	1,680.47	0.00
24-02274	08/02/24	BEESELEY	BEESELEY'S POINT SEA DOO, INC.	OCBP repair 18541	Open	397.99	0.00
24-02279	08/02/24	SANTOROJ	JASON SANTORO		Open	3,529.58	0.00
24-02284	08/06/24	COPIE	COPIERS PLUS, INC.		Open	108.00	0.00
24-02286	08/06/24	SPORTSSP	SPORTS SPECIALTIES	Res. 23-59-395	Open	1,500.00	0.00
24-02287	08/06/24	FLAND	FLANDERS HOTEL		Open	5,628.95	0.00
24-02289	08/06/24	POLLANGE	WILLIAM J. POLLANGER		Open	775.00	0.00
24-02291	08/06/24	COPIE	COPIERS PLUS, INC.		Open	49.98	0.00
24-02292	08/06/24	NKLEVINS	NICK KLEVINSKY		Open	31.94	0.00
24-02294	08/06/24	J-DOGS	J-DOGS INC.		Open	1,561.40	0.00
24-02304	08/12/24	BYRNESM	MEGHAN BYRNES	1202 BAY AVENUE	Open	20.15	0.00
24-02308	08/12/24	RICHF	RICH FIRE PROTECTION		Open	372.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
24-02309	08/12/24	REGIT	REGISTRARS' ASSOCIATION OF NJ 2024 Annual Fall Conference	Open	100.00	0.00	
24-02314	08/12/24	TAMBURRI	GINA TAMBURRI	Open	671.08	0.00	
24-02317	08/12/24	KDI	KEYSTONE DIGITAL IMAGING, INC NJSTART RES# 23-59-263	Open	17,541.11	0.00	
24-02318	08/12/24	SONJ1	STATE OF NEW JERSEY RETRO SALARY LOC# 3-20720-00	Open	29,277.93	0.00	
24-02356	08/19/24	SONJ-DEP	TREASURER STATE OF NJ	Open	390.00	0.00	

Total Purchase Orders: 129 Total P.O. Line Items: 0 Total List Amount: 3,098,618.81 Total Void Amount: 0.00

August 6, 2024
10:33 AM

CITY OF OCEAN CITY
Check Register By Check Id

Issued Outside Bull List

Range of Checking Accts: GENERAL to GENERAL Range of Check Ids: 111936 to 111936
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
111936	08/09/24	AC ELECT ATLANTIC CITY ELECTRIC	129,733.63	5976

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	129,733.63	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	1	0	129,733.63	0.00