

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
May 26, 2022**

**Meeting called to order at 7:00 p.m. by President Johnston with a salute to the flag. Roll call was recorded as follows:**

**Present:** Bruno, DePamphilis, Dill, McCarrie, McGuigan, Owen, Johnston

**Also Present:** Mayor Glasser, City Administrator Frost, Deputy Clerk Heath, City Solicitor Thomas Smith, and City Engineer Greg Schneider

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**Open Public Meetings Act:**

Pursuant to the Open Public Meetings Act, adequate notice of this meeting has been provided to two local newspapers. The agenda has been posted at City Hall and on the City's website, somerspointgov.org.

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There was a moment of silence in memory of past employee, Police Sergeant Jewell Craddock, and to honor and remember the victims of the Robb Elementary School shooting in Texas.

Resolution No. 128 was pulled from the agenda by Council President Johnston.

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**Special Presentations:**

- Christine Toland Ulrich of the Somers Point Arts Commission introduced Ashley, the winner of the Jordan Road School 7<sup>th</sup> Grade Junior Poet Laureate Contest. Ashley then read her poem and received a round of applause from the audience.
- Mr. Scarborough and Mr. Delduca of Walters Development Group gave a presentation regarding proposed redevelopment concept concerning Block 1007 Lot 123. This redevelopment plan aims to re-set the zoning of the properties consistent with the City's long-term goals and to enable a combination of affordable senior housing and commercial uses that are most suitable for the site. The redevelopment plan supports the development of a 100% affordable, age-restricted rental community to add to the supply of housing available to senior citizens with limited means. City Council concurred to move forward with researching the project.

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**Communications:**

**None**

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**Mayor's Report:**

Mayor Glasser reported the Memorial Day parade will be held on Monday, May 30 starting 1:00 a.m. at Dawes Avenue and will finish at Patriot's Park where the ceremony will be held. He invited Council

Members to participate in the parade. He also reported the Historical Society held their flea market and had a beautiful day for it, and the Historical Society will hold an open house on 6/11/22. Mayor Glasser also mentioned the Historical Society will hold a porch mixer at Gregory's on 6/14/22 from 6-9 PM. Mayor Glasser mentioned he will dearly miss Sergeant Jewell Craddock.

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**Administrator's Report:**

Administrator Frost reported he had a meeting with the County regarding the Corridor Study on Shore Road, which is moving forward.

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**Solicitors Report:**

None

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**Engineers Report:**

Engineer Schneider stated there was a preconstruction meeting regarding the West Atlantic Phase II project. He mentioned the stormwater and concrete work should begin next week with the paving for Phases I and II to begin in July when school is out.

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**Committee Reports:**

Council Member Owen reported Economic Development had a speaker from a subsidiary of Comcast at their last meeting that gave a presentation on marketing the City and information on how to promote economic growth. He also mentioned the Somers Point Business Association will have a mixer on 6/7/22 from 5:30-7:30 pm at The Point.

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**Approval of Minutes:**

On the motion of Council Member McCarrie, seconded of Council Member Dill and carried to approve the Regular Meeting Minutes of 5/12/2022.

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**Ordinances:**

**Ordinance No. 12 of 2022**

M/S- Dill/McCarrie

The ordinance was adopted by a unanimous roll call vote of those present.

*(First Reading/Introduction)*

**ORDINANCE NO. 12 of 2022**

**BOND ORDINANCE PROVIDING FOR VARIOUS  
IMPROVEMENTS AND ACQUISITIONS IN AND  
BY THE CITY OF SOMERS POINT, IN THE  
COUNTY OF ATLANTIC, NEW JERSEY,  
APPROPRIATING \$3,055,000 THEREFORE AND  
AUTHORIZING THE ISSUANCE \$2,902,250 OF  
BONDS OR NOTES OF THE CITY TO FINANCE  
PART OF THE COST THEREOF**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERS POINT, IN  
THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members  
thereof affirmatively concurring) AS FOLLOWS:**

**SECTION 1. Appropriation for Projects-Down Payment**

The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Somers Point, Atlantic County, New Jersey (the "City"), as general improvements. For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$3,055,000 including the sum of \$152,750 as the down payment required by the Local Bond Law. It is hereby determined and stated that the amount of the down payment is not less than five percent (5%) of the obligations authorized by this bond ordinance and that the amount appropriated as a down payment has been made available prior to final adoption of this bond ordinance by provisions in prior or current budgets of the City for capital improvements and down payments, including also monies received from the United States of America, the State of New Jersey or the County of Atlantic, or agencies thereof, as grants in aid of financing said improvements or purposes.

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## **SECTION 2. Authorization of Bonds and Notes**

In order to finance the cost of the improvements or purposes not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,902,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

## **SECTION 3. Description of Projects**

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

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
a.) Acquisition by purchase of Fire Department public safety equipment including but not limited to Water Rescue Equipment and all attachments and appurtenances applicable thereto.	\$40,000	\$38,000	15 years
b.) Acquisition by purchase of a Beach Groomer, Pick-Up Truck, Salt Truck for the Public Works Department including all attachments and appurtenances applicable thereto.	\$240,000	\$228,000	5 years
c.) Acquisition by purchase of Police Department public safety equipment including 911 Communication System, cell block fit out, firearms, vehicles and Alcho-test replacement and all attachments and appurtenances applicable thereto.	\$344,000	\$326,800	15 years
d.) Improvements to municipal facilities including but not limited to replacement of Heater/ Boiler			

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and all associated repairs at City Hall; together with all materials and work necessary therefore, and incidental thereto, including without limitation all building construction costs, demolition costs, fixtures, project design, consulting services, contract management, surveying, planning, architectural, engineering, permits,

and approvals, preparation of plans and specifications, bid documents and construction inspection and administration.

	\$65,000	\$61,750	15 years
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e.) Acquisition by purchase of computers, and software upgrades for the Tax Collection Office and including all attachments and appurtenances applicable thereto.

	\$6,000	\$5,700	7 years
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f.) Various Municipal Roadway Improvements in the City including milling and overlay, paving and curbs, such new roadway pavement to be at least equal in useful life or durability to a road of Class B construction, as referred to in Section 40A:2-22 of the Local Bond Law, together with the construction or reconstruction of drainage facilities, pavement preparation, pavement construction or reconstruction, asphalt concrete resurfacing, driveway, curb, sidewalk and shoulder restoration, handicapped accessible curb ramps, and all other necessary or desirable structures, appurtenances and work or materials, all as shown on and in accordance with the plans and specifications therefore on file in the office of the City Clerk and hereby approved, including the costs of surveying, construction

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planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	<u>\$2,360,000</u>	<u>\$2,242,000</u>	10 years
<b>TOTAL</b>	<u><b>\$3,055,000</b></u>	<u><b>\$2,902,250</b></u>	10.46 Years

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated is the amount of the said down payment for said purpose.

**SECTION 4. Issuance of Notes**

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser. If so designated by the Chief Financial Officer, the City Administrator may act on behalf of the Chief Financial Officer in any or all capacities described in this section.

**SECTION 5. Capital Budget**

The applicable capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended applicable capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

**SECTION 6. Additional Matters**

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

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- (a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 10.46 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and an executed copy thereof has been electronically executed and filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,902,250 and the obligations authorized herein will be within all debt limitations prescribed by that Law.
- (d) An aggregate amount not exceeding \$611,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

**SECTION 7. Application of Grants**

Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**SECTION 8. Full Faith and Credit**

The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9. Official Intent to Reimburse Expenditures**

The City reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has

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been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same "control group" as the City, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under Section 148 of the Internal Revenue Code of 1986, as amended.

**SECTION 10. Tax Covenants**

The City hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**SECTION 11. Ratification of Prior Acts**

Any action taken by any officials of the City in connection with the improvements described in Section 3 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this bond ordinance and shall be deemed to have been taken pursuant to this bond ordinance.

**SECTION 12. Inconsistencies**



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

**SECTION 13. Effective Date**

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

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**Ordinance No. 13 of 2022**

**M/S- Dill/McCarrie**

The ordinance was adopted by a unanimous roll call vote of those present.

*(First Reading/Introduction)*

**ORDINANCE NO. 13 OF 2022**

**BOND ORDINANCE PROVIDING FOR VARIOUS  
SEWER UTILITY CAPITAL IMPROVEMENTS IN  
AND BY THE CITY OF SOMERS POINT, IN THE  
COUNTY OF ATLANTIC, NEW JERSEY,  
APPROPRIATING \$1,458,000 THEREFORE AND  
AUTHORIZING THE ISSUANCE OF \$1,458,000  
BONDS OR NOTES OF THE CITY FOR  
FINANCING THE COST THEREOF**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERS POINT, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:**

**SECTION 1. Appropriation for Projects-Down Payment**

The acquisitions or improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Somers Point, Atlantic County, New Jersey (the "City"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$1,458,000. No down payment is required as the purposes authorized herein are deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the City, as more fully explained in Section 6(e) of this ordinance.

**SECTION 2. Authorization of Bonds and Notes**

In order to finance the cost of the improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,458,000 pursuant to the Local

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

**SECTION 3. Description of Project**

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

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
Replacements, improvements and renovations to various pump stations, mains, and other system components and all other necessary or desirable structures appurtenances and work or materials, all as shown on and in accordance with the plans and specifications therefore on file in the office of the City Clerk and hereby approved, including the costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	<u>\$1,458,000</u>	<u>\$1,458,000</u>	40 years
<b>TOTAL</b>	<u>\$1,458,000</u>	<u>\$1,458,000</u>	40 years

**SECTION 4. Issuance of Notes**

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing

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body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser. If so designated by the Chief Financial Officer, the City Administrator may act on behalf of the Chief Financial Officer in any capacities described in this section.

**SECTION 5. Capital Budget**

The applicable capital budget of the City is hereby amended to conform with the provisions of this ordinance. The resolution in the form promulgated by the Local Finance

Board showing full detail of the capital budget and capital program is on file with the Clerk and is available there for public inspection.

**SECTION 6. Additional Matters**

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes that the City may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and an executed copy thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,458,000, and that the net debt of the City determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

**SECTION 7. Ratification of Prior Actions**

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Any action taken by any officials of the City in connection with the improvements described in Section 3 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this ordinance and shall be deemed to have been taken pursuant to this ordinance.

**SECTION 8. Application of Grants**

Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**SECTION 9. Full Faith and Credit**

The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 10. Official Intent to Reimburse Expenditures**

The City reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same "control group" as the City, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section 10 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under Section 148 of the Internal Revenue Code of 1986, as amended.

**SECTION 11. Inconsistencies**

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

**SECTION 12. Effective Date**

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

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**Resolutions:**

Deputy Clerk Heath read by title only the list of resolutions.

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**Public Portion Resolutions:**

Council President Johnston duly opened the meeting to the public.

Maureen Helbig of East Dawes Avenue asked if she could comment on resolution 128, Council President Johnston indicated that it has been removed from this evening's agenda.

Hearing nothing further from the public, the public portion was duly closed.

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**Resolution No. 123 of 2022**

**M/S- McCarrie/Owen**

This resolution was adopted by unanimous vote of those present with Council Members McGuigan and Dill recusing.

Mayor Glasser reported a swearing in will be held on 5/27/22 at 4:00 p.m. in the City Council Chambers and invited Council Members to attend.

Council Member Dill mentioned that while he is not voting, Patrolman Wagner is a great person, a quality Police Officer and is heavily involved with other organizations in the City.

Council Member Owen mentioned Patrolman Wagner was previously named Volunteer of the Year.

**No. 123 of 2022**

**Subject:                   A Resolution Authorizing and Approving the Promotion of Patrolman Nicholas Wagner to the Position of Sergeant within the Police Department of the City of Somers Point**

**Proposed By:           Mayor Glasser**

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**Introduced By: Council President Johnston and Council Members McCarrie and Bruno**

**WHEREAS**, Police Chief Robert C. Somers has determined that there is an opening in the Somers Point Police Department for the position of Sergeant of Police; and

**WHEREAS**, Chief Robert C. Somers has recommended that Patrolman Nicholas Wagner be promoted to the rank of Sergeant of Police; and

**WHEREAS**, the Mayor has concurred with the recommendation and requests that City Council approve the promotion; and

**WHEREAS**, this Governing Body recognizes that Patrolman Nicholas Wagner has served our City honorably as a member of the Police Department for 19 years.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Somers Point is honored to direct that Nicholas Wagner is hereby promoted to the rank of Sergeant, effective June 1, 2022.

**BE IT FURTHER RESOLVED** that the City Clerk are hereby directed to file the necessary paperwork with the New Jersey Civil Service Commission Division of Classification and Personnel Management.

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**Resolution No. 124 of 2022**

**M/S- Owen/McCarrie**

This resolution was adopted by unanimous vote of those present.

**No. 124 of 2022**

**Subject: Chapter 159 Resolution – FY 2019 Recycling Tonnage Grant**

**Introduced By: Council President Johnston and Council Members McGuigan and Dill**

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

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for equal amount; and

**WHEREAS**, the City of Somers Point has received a grant in the amount of \$17,012.64 and wishes to amend its 2022 budget to include this amount as a revenue.

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**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Somers Point hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$17,012.64 which item is now available as a revenue from:

**Miscellaneous Revenue**

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenue Offset with Appropriations:

FY2019 Recycling Tonnage Grant \$17,012.64

pursuant to the provision of Statute; and

**BE IT FURTHER RESOLVED** that a like sum of \$17,012.64 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

FY2019 Recycling Tonnage Grant \$17,012.64

**BE IT FURTHER RESOLVED** that this resolution be certified and submitted to the Director of Local Government Services for approval.

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**Resolution No. 125 of 2022**

M/S- Owen/McCarrie

This resolution was adopted by unanimous vote of those present.

**No. 125 of 2022**

**Subject: Authorizing Estimated Tax Billing**

**Introduced by: Council President Johnston and Council Members McGuigan and DePamphilis**

**WHEREAS**, at this time it is unknown if the City will receive its certified tax rate from the County by June 14, 2022, which would delay the processing and delivery of tax bills; and

**WHEREAS**, under these circumstances it may become necessary to issue estimated tax bills for the third quarter of 2022; and

**WHEREAS**, the Tax Collector in consultation with Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 to be between \$35,352,476.02 and \$39,073,789.28.

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**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point as follows:

- 1.) Upon the written authorization of the City Administrator the Tax Collector is directed to immediately prepare and issue estimated tax bills for the City of Somers Point for the third quarter of 2022 in accordance with the provisions of N.J.S.A 54:4-66.2 et seq.
- 2.) The entire estimated tax levy for 2022 is hereby determined to be \$37,712,846.68.
- 3.) The Tax Collector is authorized to take any additional steps necessary to implement this resolution.
- 4.) Certified copies of this resolution shall be forwarded to the Tax Collector and the Chief

Finance Officer by the City Clerk.

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**Resolution No. 126 of 2022**

**M/S- Dill/McCarrie**

This resolution was adopted by unanimous vote of those present.

**No. 126 of 2022**

**Subject:                    Awarding Bid for the 2022 Road Program – Phase I**

**Introduced By:        Council Member Dill**

**WHEREAS**, on May 20, 2022 the City of Somers Point received bids for the 2022 Road Program – Phase I; and

**WHEREAS**, Charles Marandino, LLC of Milmay, New Jersey was the lowest responsible bidder; and

**WHEREAS**, the City Engineer's office has recommended that the City award the contract to Charles Marandino, LLC of Milmay, New Jersey in the amount of \$431,450.00.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point as follows:

- 5.) The Contract for the 2022 Road Program – Phase I is hereby awarded to Charles Marandino, LLC of Milmay, New Jersey in the amount of \$431,450.00.
- 6.) The Mayor and City Clerk are hereby authorized and directed to enter into a formal contract with Charles Marandino, LLC of Milmay, NJ signing on behalf of the City.



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**Resolution No. 127 of 2022**

**M/S- Dill/McCarrie**

This resolution was adopted by unanimous vote of those present.

**No. 127 of 2022**

**Subject:                    Rejecting Bids for 2022 Stormwater Improvements – Phase I**

**Introduced by:        Council Member Dill**

**WHEREAS**, on May 20, 2022, the City of Somers Point received bids for the 2022 Stormwater Improvements – Phase I; and

**WHEREAS**, based off an analysis of the bids received, the Engineer's cost estimate, and available funding, the City Engineer has recommended that the City reject all bids and rebid the project;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point as follows:

- 1.) All bids received for the 2022 Stormwater Improvements- Phase I are formally rejected.
- 2.) The City Engineer is authorized to rebid the project.

**BE IT FURTHER RESOLVED** that the City Clerk is authorized to advertise for bids in conformance with N.J.S.A. 40A:11-1 et seq., said bids to be received in the City Clerk's office at a time established thereafter in accordance with the specifications and in conformance with N.J.S.A. 40A:11-1 et seq.

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**Resolution No. 128 of 2022**

**M/S-**

This resolution was pulled from the agenda by Council President Johnston.

**No. 128 of 2022**

**PULLED**

**Subject:                    A Resolution Expressing Opposition to Any Legislation that Unconstitutionally Infringes Upon an Individual's Second Amendment Rights**

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**Introduced by: Council Members McCarrie and Owen**

**WHEREAS**, the Constitution of the United States of America, and its duly enacted Amendments, are the supreme law of our nation; and

**WHEREAS**, The Second Amendment of the United States Constitution, applicable to the states through the Due Process Clause of the Fourteenth Amendment, states, "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed;" and

**WHEREAS**, from time to time, certain legislation is introduced in the United States Congress and in the General Assembly of the State of New Jersey, which, if enacted, could infringe upon an individual's Second Amendment rights in violation of the Constitution; and

**WHEREAS**, the City Council of Somers Point desires to express its opposition to any such legislation that would infringe upon an individual's constitutionally protected rights.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Somers Point that it hereby opposes the enactment of any legislation that would unconstitutionally infringe upon an individual's Second Amendment rights.

**BE IT FURTHER RESOLVED** that a copy of this resolution be provided to the United States Senators Menendez and Booker, United States Congressman Van Drew, Governor Murphy, State Senator Polistina and Assemblypersons Guardian and Swift.

\*\*\*\*\*

**Resolution No. 129 of 2022**

**M/S- Owen/McCarrie**

This resolution was adopted by unanimous vote of those present.

**No. 129 of 2022**

**Subject: Awarding Bid and Authorizing Dredge Material and Reuse Project**

**Introduced By: Council President Johnston**

**WHEREAS**, at a meeting of the Governing Body held on April 14<sup>th</sup>, 2022, the City Clerk was authorized to advertise a Request for Proposal for a Dredge Material Disposition and Reuse Project (Resolution 86 of 2022); and

**WHEREAS**, on May 24<sup>th</sup>, 2022, the City of Somers Point received bids for a Dredge Material Disposition and Reuse Project for Block 1715, Lots 3 & 11 on the tax maps of the City of Somers Point; and

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**WHEREAS,** the City Administrator has recommended that the City award the contract to AMT Properties (AKA) AMT Bayfront of Northfield, New Jersey for the Dredge Material Disposition and Reuse Project.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point as follows:

1. The Dredge Material Disposition and Reuse is hereby awarded to AMT Properties (AKA) AMT Bayfront of Northfield, New Jersey.
2. The City Administrator is hereby authorized and directed to enter into a contract with AMT Properties (AKA) AMT Bayfront for the Dredge Material Disposition and Reuse

Project. An agreement shall be drafted and executed in consultation with the City's Solicitor between the City of Somers Point and AMT Properties (AKA) AMT Bayfront.

\*\*\*\*\*

**Resolution No. 130 of 2022**

**M/S- Dill/Bruno**

This resolution was adopted by unanimous vote of those present.

**No. 130 of 2022**

**Subject: Approving Proposals – Goods and Services 2022**

**Introduced By: Council President Johnston**

**WHEREAS,** the City of Somers Point received proposals for various goods and services in accordance with the Fair and Open procedure of the New Jersey Pay-to-Play law.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that the following proposals, received on April 21<sup>st</sup> 2022 and May 24<sup>th</sup> 2022 approved, and that the City Administrator is hereby authorized to issue contracts to the following vendors for goods and services during the period of May 1st, 2022 to April 30th, 2023:

- a) **Alarm, Monitor, Networking and Ancillary Parts, Installation and Service**  
Priority Protection Services LLC
- b) **Celling's, Flooring, Wall Covering and Partition Material, Materials and Installation and Services**  
ERCO
- c) **Cellular Communications and Mobile Broadband Services**

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Verizon

- d) Concrete and Masonry Service**  
Landberg Construction
- e) City Hall Custodial Services**  
Offshore Carpet Cleaning and Janitorial
- f) Demolition Services**  
American Demolition
- g) Electrical Contractor Services**  
Electric-Tech, Incorporation  
  
Calvi Electric Company
- h) Emergency Sewer Pumps and Equipment**  
Municipal Maintenance Company  
Godwin
- i) Excavation and Pipe Installation and/or Replacement**  
Seashore Associated Mechanical Incorporation
- j) Flags Banners and Miscellaneous Display Items**  
Display Sales  
Metropolitan
- k) Generator Parts and Service**  
Genserve
- l) Hardware Supplies**  
Shore True Value  
Lawson Products
- m) Heavy Duty Truck Mechanic Services**  
Clegg's Garage Incorporation
- n) Influent Grinders for Sewer Pump Stations**  
Municipal Maintenance  
Watermark Environmental Systems, Inc.  
KRS Services  
JWC Environmental
- o) Information Technology and networking Services**

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INSC  
All Covered  
Mae Tro

- p) Leaves and Brush Disposal Site**  
Atlantic Blueberry Co Inc
  
- q) Misc. Employee Uniforms**  
Action Uniform
  
- r) Plumbing and HVAC Services**  
McCloskey Mechanical Contractors Inc  
Bilmark
  
- s) Sewer Pump Station Parts & Supplies**  
KRS Services  
Municipal Maintenance Company  
EVOQUA
  
- t) Sewer Pump Station Maintenance**  
KRS Services  
McMloskey Mechanical Contractors Incorporation  
Municipal Maintenance Company  
CW Sales Corporation  
A.C Schultes  
West Bay Construction, Incorporation
  
- u) Sewer Pump Stations, Electrical & Electronics**  
KRS Services  
Municipal Maintenance Group
  
- v) Sewer System Coating, Lining & Restoration**  
The Precision Group  
Sewer and Water Evaluation and Rehabilitation Procedures
  
- w) Storm Drain Cleaning and Television Inspection**  
Mobile Dredging and Video Pipe
  
- x) Recreation Equipment and Installation**  
Ben Shaffer Recreation Incorporation  
Green Lane Contractors
  
- y) Roofing Repair and Maintenance**  
Dorothy Gale Roofing

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**z) Vactor Parts and Service**  
Vacuum Sales Incorporation

**aa) Video Cleaning and Maintenance**  
Mobile Dredging and Video Pipe

**bb) Outdoor Farmer's Market Operations and Management**  
Jersey Shore Tours  
Rob Hopkins

**cc) Auto Mechanic**  
Galloway Auto and Tire

\*\*\*\*\*

**Old Business:**  
None

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**New Business:**

City Council unanimously approved a Social Affair permit for the National Multiple Sclerosis Society New York on 9/22/2022 from 6:00 P.M. – 10:00 P.M. at Greate Bay Country Club and a Foot Race Application for Allison's Breakfast Club Walk to Hold a Foot Race on 6/4/2022 on the Bike Path and was approved by Police Chief Somers and the Insurance Fund Commissioner.

\*\*\*\*\*

**Discussion of Bills:**

Administrator Frost reported a Bill List dated 5/24/2022 in the amount of \$2,605,458.37.

\*\*\*\*\*

**Public Portion:**

The meeting was duly opened to the public.

Patricia Pierson of Marks Road mentioned she is skeptical of the proposed housing project presented this evening.

John Helbig of East Dawes Avenue gave kudos to Engineer Greg Schneider for a FEMA grant he worked on. He also stated he does not think City Council should commit to the proposed project

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until a detailed long term fiscal analysis is complete. Mr. Helbig also mentioned the Cannabis Study has been completed, and he would like to give a report on the results on behalf of the Economic Development Advisory Commission.

Charlie Haberkorn of Wilson Avenue mentioned redevelopment has always been planned and executed well by City Council, and he hopes this project will be the same.

Hearing nothing further from the public, the public hearing was duly closed.

\*\*\*\*\*

**Payment of Bills:**

**M/S:** Dill/Owen

The Bill List was approved by a unanimous vote of those present. A complete list of bills is on file in the Office of the Municipal Clerk.

\*\*\*\*\*

**Adjournment:**

There being no further business to come before City Council, Council Member Dill moved, Council Member McCarrie seconded and carried to adjourn the meeting at 8:08 p.m.

\*\*\*\*\*

Respectfully submitted,

Lucy R. Samuelson, RMC

Municipal Clerk

Approved: 6/9/2022