

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
October 11, 2018**

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

**Present:** Toto, Dill, Gerety, Meischker, Tapp, D'Adamo, McGuigan

**Also Present:** Mayor Glasser, Administrator Swain, Assistant Administrator Frost, City Clerk Samuelsen, Deputy City Clerk Heath, City Solicitor Randy Lafferty, members of the Police Department along with Police Chief Michael Boyd

**Absent:** None

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**Open Public Meetings Act:**

Pursuant to the Open Public Meetings Act, adequate notice of this meeting has been provided. Agenda for this meeting has been provided to two local newspapers and posted in the City Clerk's Office.

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City Council approved the 48- hour waiver to consider Resolution Numbers 181, 182, and 183

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**Public Portion on Resolution:**

The Public Portion was duly opened to consider Resolution No. 181. Hearing nothing from the public, it was duly closed.

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**Resolution No. 181 of 2018**

M/S- Toto/Gerety

The resolution was adopted by unanimous vote of those present.

Councilman Toto thanked her for her genuine compassion and concern for the general public. Council President McGuigan thanked the foundation and Ms. McCarthy for their volunteerism and generosity. Councilman Meischker stated that he appreciates everything that AtlanticCare does for the City. Mayor Glasser thanked him and extended his appreciation to AtlanticCare.

Chief Boyd thanked the Mayor and City Council for their time. Chief Boyd explained that the Foundation along with AtlanticCare's assistance donated funds enabling the City to purchase two AED's for half the cost. All patrol cars that are on patrol will have AED's in their patrol cars. Chief Boyd thanked them for their donation and all the work they do in Atlantic County. Mayor Glasser

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graciously presented Rose Marie McCarthy from AtlanticCare Foundation with the resolution which ended with a round of applause.

**No. 181 of 2018**

**Thanking Rose Marie McCarthy, RN of AtlantiCare Heart Angels**

**WHEREAS**, An AED (Automated external defibrillator) is a lightweight, battery-operated, portable device that checks the heart's rhythm and sends a shock to the heart to restore a normal rhythm. The device is used to help people having sudden cardiac arrest; and

**WHEREAS**, Sudden cardiac arrest can happen to anyone, at any time, with the proper training and techniques, an AED can be essential in saving lives; and

**WHEREAS**, Somers Point Police Officers on patrol respond to many calls where citizens are in cardiac distress; and

**WHEREAS**, Rose Marie McCarthy, RN is a member of the AtlantiCare Heart Angels; and

**WHEREAS**, Rose Marie and her group provided funding for half of the purchase of two AEDs; and

**WHEREAS**, the AEDs will be carried in our patrol vehicles daily; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and City Council of Somers Point along with the Somers Point Police Department recognize and honor the efforts of Rose Marie McCarthy, RN and the AtlantiCare Heart Angels.

**BE IT FURTHER RESOLVED** that the Mayor and City Council of Somers Point convey their gratitude to Rose Marie McCarthy and the AtlantiCare Foundation for their assistance in procuring these life saving devices.

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**Public Portion on Resolution:**

The Public Portion was duly opened to consider Resolution No. 182 and 183. Hearing nothing from the public, it was duly closed.

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**Resolution No. 182**

M/S- Gerety/Tapp

The resolution was adopted by a unanimous vote of those present.

Council President McGuigan mentioned that the Commission will have a busy year.

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**No. 182 of 2018**

**Resolution Approving Program of Activities to be undertaken by the Somers Point Arts  
Commission during Calendar Year 2019**

**Sponsored by: Councilman Gerety**

**WHEREAS**, Somers Point Municipal Code Section 2-18 provides that no implementation of any call for action or any report and recommendation by the Arts Commission to City Council shall take place or have any status as action by the City or a report of the City or a policy of the City, unless and until accepted and approved by City Council by resolution, and City Council in its discretion may decline to act, accept or approve, or may act upon, accept or approve, any portion or the whole, as it desires and determines; and

**WHEREAS**, during a regularly scheduled meeting of the Somers Point Arts Commission held on September 24, 2018 the Arts Commission approved a series of planned programs for calendar year 2019; and

**WHEREAS**, Ms. Kathleen Arleth, Chair of the Somers Point Art Commission submitted a report to Municipal Clerk, Lucy R. Samuelsen, which contained the list of programs and events proposed to be held or sponsored by the Somers Point Arts Commission during 2019; and

**WHEREAS**, due to the need to properly plan sufficiently in advance for the implementation of those events, on behalf of the Arts Commission, Chairperson Arleth requested that the governing body review and approve the slate of proposed events as submitted; and

**WHEREAS**, the report prepared by Ms. Arleth has been distributed to the Mayor and Council for their individual review; and

**WHEREAS**, it is the consensus of the governing body that the proposed list of events and programs be approved and authorized.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that the following programs and events proposed by the Somers Point Arts Commission to be held during 2019 subject to availability of funding through donations and grants and any added funds which may be allocated to the Arts Commission in the 2019 City Budget:

- *The Arts Reach Out* – Continuing with this program in the local public schools after-school program, the art instructors bring a variety of art experiences to children in grades pre-K to 6<sup>th</sup>
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- grade and to seniors through the CE Senior Summer Program with requested addition of winter sessions. Estimated costs include artists' fees and supplies \$4565.
- *Art in the Park* – Fourth annual day of art at Kennedy Park; artist exhibition and competition; awards including People's Choice Award where attendees can vote for their favorite painting, music; interactive children's art activities; display of children's art work; food available. Estimated cost \$5500.
- *Photography Exhibit*: The SP Arts Commission plans to develop a photography project that features an exhibition entitled "*A Day in the Life of Somers Point*" for which professional photographers will produce a collection of images to demonstrate the diversity of people, places and activities in Somers Point. The work of the photographers will be displayed in a prominent public location in the city. All photographers will be asked to share their backgrounds and learning curve in the field of photography. Free and open to the public. Estimated cost \$400.
- *Public Art - Painting 2 County* – owned traffic boxes on Shore Rd. with partnership with members of the Green Thumb Garden Club. This completes this project pending the approval from NJDOT to paint traffic boxes on Rts. 9 and 52 which does not appear to be forthcoming. SPAC will continue to pursue projects that involve public art bringing beauty and vitality to our community. Using paints from 2018- No cost

## LITERARY/PERFORMING ARTS

- *Poetry* Somers Point's poet laureate will present public readings in the community as well as present the 8-week program *Writing Poetry Your Way* and the one-day workshop "Poetry in the Classroom" for teachers in the local districts. 2019 will begin the fifth year of appointing a poet to the position of poet laureate (2-year terms). In July Maria Provenzano-Leonetti was a featured poet at Cape May County's Beach Bards Poetry & Prose Reading Series, noting in the program that she holds the poet laureate position in Somers Point. Estimated cost \$1500.
- *April in Paris: An Evening of Spoken Words & Music* –partnering with SJ Poets Collective and *April in Paris Week*, this is the 4<sup>th</sup> annual event that brings a nationally recognized poet to Somers Point along with local published poets reading in various formats supplemented with jazz musical performance. Light fare is served at Great Bay CCC. Estimated cost \$700.
- *REV Theatre Company* from University of the Arts in Philadelphia – First brought to Kennedy Park in 2018, this theatrical group will return in 2019, bringing music and drama in an outdoor setting at Kennedy Park on a summer's evening. Free and open to the public. Estimated cost \$1500.

## MEDIA ARTS

- *Film Nights* – 5<sup>th</sup> year presenting two films – one food theme and other jazz theme (to introduce the annual Jazz Festival presented by South Jersey Jazz Society in early October); introductions by qualified film presenters of their particular genre. Light fare relating to the theme included in the coast at Great Bay CC. Estimated cost \$1100.
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*MULTI-DISCIPLINARY ARTS*

- *Love the Arts In Somers Point* – 4<sup>th</sup> annual event that brings families and community members together at Great Bay CC to celebrate & support the arts in Somers Point; exhibits of children’s and seniors’ art work, jazz music performances, poetry readings, visual presentation of the year’s activities and programs, recognition of contributors and complementary buffet.  
Estimated cost \$1635.

- *PARTNERS/MEMBERSHIPS/SPONSORS*

SPAC joins Somers Point Business Assn. (\$100) and South Jersey Jazz Society (\$250 + promotional ad (\$75) to increase its visibility, promotions and cost sharing for specific events during the year. SPAC receives a great amount of publicity by being members of these two organizations. \$425.

- *April in Paris Week in Somers Point* - SP Arts Commission is a sponsor of *April in Paris Week* bringing multi-disciplinary artistic events to Somers Point including, music, art, culinary, spoken word and film events; becoming a major spring event bringing positive public attention to our community. \$500.

It is further **RESOLVED** that within the framework of this authorization, the Chairperson of the Arts Commission will from time to time provide updates to City Council regarding the proposed programs and events and any suggested additional events, programs or venues; and

It is further **RESOLVED** the Mayor and Council express their appreciation to the members of the Arts Commission for their time and dedication in providing our residents and visitors with such a wide range of vibrant activities supporting all of the arts.

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**Resolution No. 183 of 2018**

M/S-Gerety/Tapp

The resolution was adopted unanimously by those present. Councilman Tapp and Council President McGuigan thanked Ms. Cleighton for her volunteerism.

**No. 183 of 2018**

**Subject: Somers Point Arts Commission**  
**Introduced by: Councilman Gerety**

**WHEREAS**, the Somers Point Arts Commission was established by Ordinance No. 13 of 2006; and

**WHEREAS**, vacancies exist on the Somers Point Arts Commission due to the expiration of the terms of the members.

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**NOW, THEREFORE, BE IT RESOLVED** that the following members are hereby appointed with their terms expiring December 31, 2018:

Kathleen Arleth  
Karen Sutherland  
Dan Meyers  
Donna Mohr  
Christine Toland Ulrich

Kimberly Bray  
Lois Hirschman Gregory  
Nicholas Leonetti  
Karen Cleighton

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**Communications:**

None

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**Mayors Report:**

Mayor Glasser congratulated and thanked the Patcong Creek Foundation for a successful Clamboree event, which highlights our maritime heritage. The Mayor encouraged everyone to attend the Trunk or Treat event at City Hall parking lot from 6 p.m. to 8 p.m. St. Joseph's Regional School invited Somers Point Community Helpers for a bagel breakfast on 10/19/18 as a thank you for your continued support on 10/19/18 for a bagel breakfast between 8:15 a.m. – 9:00 a.m. Mayor Glasser reported that last Saturday he, Council President McGuigan and Freeholder Kern attended the Eagle Scout presentation for Derek Barnabei.

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**City Administrators Report:**

None

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**Solicitors Comments:**

None

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**Committee Reports:**

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City Council President McGuigan circulated an email to Councilmembers regarding the transient dock and encouraged comments from them.

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**Approval of Minutes:**

M/S- Dill/D'Adamo

The Regular City Council Meeting minutes of 9/27/2018 were approved and the Executive Session Meeting minutes of 9/27/2018 were approved as to content only.

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**Ordinances:**

M/S Gerety/Toto

**Ordinance No. 17 of 2018**

*First Reading/Introduction*

Councilman Tapp will research and gather more information for the next meeting regarding the financial impact for the City. Council President McGuigan is in the favor of the ordinance and opines that marijuana selling facilities doesn't fit into our community. City Councilman Meischker doesn't share the same concerns as Councilman Tapp.

**No. 17 of 2018**

**An Ordinance Amending Article XX Chapter  
114-119 of the City Code Entitled "Prohibited  
Uses"**

**WHEREAS**, the City of Somers Point ("City") has a comprehensive land use development ordinance which identifies uses in each zone and prohibits uses which are not expressly permitted; and

**WHEREAS**, the City has determined that businesses selling recreational marijuana, assuming such businesses are authorized to do so by the State Legislature, present special concerns for security and location; and

**WHEREAS**, the City, having reviewed the matter, has determined that there is no area within the City which can safely house a business selling recreational marijuana and/or paraphernalia that safely facilitates the use of such marijuana consistent with the public health, safety and welfare of the citizens of Somers Point.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Somers Point, County of Atlantic and State of New Jersey, that:

**SECTION 1.** Article XX Chapter 114-119 is hereby amended to include:

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(16) The sale of recreational marijuana and/or paraphernalia that facilitates the use of such marijuana.

**SECTION 2.** All other provisions of Article XX Chapter 114-119 shall remain in full force and effect to the extent not modified herein.

**SECTION 3.** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies, and should any section, clause, sentence or provision of any item in this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not effect the validity of the remaining portions of this Ordinance.

**SECTION 4.** This Ordinance shall take effect upon its final passage and publication as provided by law.

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**Public Portion on Resolutions:**

The Public Portion was duly opened. Hearing nothing from the public, it was duly closed.

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**Resolution No. 177 of 2018**

M/S- Gerety/Toto

The resolution was adopted by unanimous vote of those present.

**No. 177 of 2018**

**Subject:                   Appointing Alternate Fund Commissioner**

**Introduced by:       Councilmen Tapp, Toto and Meischker**

**WHEREAS**, the City of Somers Point is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

**WHEREAS**, the Bylaws of the FUND require that in the manner generally prescribed by law, each member shall appoint one (1) Alternate Fund Commissioner to the FUND. Each Alternate Fund Commissioner shall be either a member of the local unit's governing body or one of its employees and that no individual may serve as Alternate Fund Commissioner for more than one (1) member; and

**WHEREAS**, N.J.A.C. 11:15-2.6 states that an Alternate Fund Commissioner who is an employee of the appointing member shall hold office at the pleasure of the member and can be removed by the member at any time without cause; and



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**WHEREAS**, the City Council of the City of Somers Point recommends the appointment of Shelby Heath as Alternate Fund Commissioner in accordance with the FUND Bylaws.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that it does hereby appoint Shelby Heath as Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund.

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**Resolution No. 178 of 2018**

M/S- Gerety/Tapp

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

**No. 178 of 2018**

**Subject: Authorizing Agreement with Great American Leasing Corp**

**Introduced By: Council President McGuigan**

**WHEREAS**, the City of Somers Point may by resolution award a multiyear lease or contract not to exceed a total of five consecutive years; and

**WHEREAS**, the City of Somers Point has identified a need to enter into an agreement with Great American Leasing Corporation of Dallas Texas for Postage Meter Rental, Postage Machine Lease, and a Folding/ Inserting Machine Maintenance Contract; and

**WHEREAS**, the term of this lease is for a period of sixty (60) months, and is in compliance with N.J.S.A. 40A:11-1, et seq, and the total value is \$10,320.00.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Somers Point authorizes entering into the agreement with Great American Leasing Corporation for Postage Meter Rental, Postage Machine Lease, and a Folding/ Inserting Machine Maintenance Contract.

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**Resolution No. 179 of 2018**

M/S- Gerety/Toto

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

**No. 179 of 2018**

**Subject: Authorizing Purchase on State Contract**

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**Introduced By: Council President McGuigan**

**WHEREAS**, the City of Somers Point may by resolution and without advertising for bids purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the City of Somers Point has identified a need to purchase two (2) Police SUVs for use by the City's Police Department; and

**WHEREAS**, the Police Chief has researched the equipment available and recommends the purchase of two (2) 2019 Ford Police Interceptors as provided by Winner Ford of Cherry Hill, New Jersey.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Somers Point authorizes the purchase from Winner Ford of two (2) 2019 Ford Police Interceptors for the sum of \$57,538.00, State contract #88728.

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**Resolution No. 180 of 2018**

M/S- Toto/Gerety

The resolution was adopted by unanimous vote of those present.

**No. 180 of 2018**

**Subject: Rejecting Bids for the 2018 Road Program and Authorizing Rebidding**

**Introduced by: Councilmen Dill and Toto**

**WHEREAS**, on September 26, 2018 the City of Somers Point received bids for the 2018 Road Program; and

**WHEREAS**, only one bid was received from Arawak Paving Co. for \$807,900.00 that exceeds the Engineer's estimate;

**WHEREAS**, the City Engineer's office has recommended that the City reject all bids and rebid the project in early 2019 to promote more competitive prices;

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

- 1.) All bids received for the 2018 Road Program on September 26, 2018 are formally rejected.
- 2.) The City Engineer is authorized to rebid the 2018 Road program in the first quarter of 2019.

**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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**Old Business:**

None

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**New Business:**

City Council approved a Social Affair Permit for the Rotary Club of Somers Point for 11/29/18.

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**Discussion of Bills:**

Administrator Swain reported a Bill List dated 10/9/18 in the amount of \$1,381,403.88.

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**Public Portion**

The Public Portion was duly opened. After hearing from the public, it was closed.

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**Payment of Bills**

M/S – Gerety/Tapp

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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.

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**Adjournment**

There being no further business to come before Council, the meeting was adjourned at 7:25 p.m.

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Respectfully submitted,

Lucy R. Samuelsen, RMC  
Municipal Clerk  
Approved: 10-25-18