

**REGULAR MEETING
MAYOR AND CITY COUNCIL
November 18, 2021**

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, Dill, Ferreri, McCarrie, McGuigan, Owen, Johnston

Also Present: Mayor Glasser, City Administrator Frost, Mrs. Emerald Hornig, City Solicitor Thomas Smith

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 and on the City's website, somerspointgov.org.

On the motion of Council Member Dill, seconded of Council Member Ferreri and carried to add Resolution Numbers 203 and 204 by 48-hour waiver and to pull Resolutions 196 and 199 from the agenda.

Resolution No. 197 of 2021

M/S- Ferreri/McCarrie

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

Council Member Dill stated he is proud of his son and this promotion is well deserved.

Council Member McGuigan stated he is looking forward to his tenure as Captain.

Council Member McCarrie mentioned it is great to see Captain Dill moving up through the ranks in the Somers Point Police Department.

Police Chief Robert Somers recognized current and retired officers in the audience. He thanked Mayor Glasser, Council President Johnston, members of City Council, Administration Frost, Clerk Samuelson and Solicitor Smith for their support of this promotion. He stated he is proud to have dedicated Officers in the Department and thanked them for their duty. He congratulated and thanked Captain Dill on his dedication and success of moving through the ranks of the Somers Point Police Department over the past 19 years.

Mayor Glasser swore in Captain Dill with his wife Cindy by his side, which was followed by a round of applause.

No. 197 of 2021

Subject: Police Promotion

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Introduced by: Council President Johnston and Council Members McCarrie and Ferreri

WHEREAS, there is an opening in the Somers Point Police Department for the position of Captain of Police; and

WHEREAS, Chief Robert Somers has recommended that Lieutenant Howard W. Dill, Jr., be elevated to the rank of Captain of Police; and

WHEREAS, the Mayor and City Council have concurred with said recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Somers Point that the above individual is hereby promoted, effective December 1, 2021.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to process the necessary paperwork with the Civil Service Commission.

Recess:

The Governing Body recessed briefly 7:09 p.m.

Reconvene:

Council President Johnston reconvened the Governing Body at 7:14 p.m.

Communications:

None

Mayor's Report:

Mayor Glasser reported a great service on Veteran's Day. He mentioned there was a problem with the PA system and that is being addressed by the City Administrator's office. Mayor Glasser reported the Pearl Harbor Day service will be held at the Somers Point beach at 1pm on Sunday December 5. He also mentioned the Holiday Parade will be on Friday 12/3 starting at 6pm, at Dawes Avenue and will end at City Hall where there will be a tree lighting. Mayor Glasser recognized Engineer Greg Schneider for the awards he received at the N.J. Society Engineers Luncheon. He won the second-place award for Construction Management Projects for a population under 20,000 for his work on the bike path and an honorable mention for his work on the Route 9 pedestrian improvements. He stated he is proud of the Engineer, and the City is lucky to have him on board. Mayor Glasser also reported on Saturday, December 4 there will be a Christmas Mart at

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the Somers Mansion from 10 am-6 pm and a tree lighting at the Mansion at 5 pm hosted by the Patriots for Somers Mansion. He also mentioned the porch performances will begin at 6 pm on 12/4 and start at 37 Somers Avenue.

Administrator's Report:

Administrator Frost thanked Mrs. Hornig for stepping up during an emergent situation this evening.

Solicitors Report:

None

Committee Reports:

- Council Member Dill reported the Planning Board met on 11/10/21 and looked at three projects. The review and passing of the Somers Point Paddle Club, the review and passing of the Bayview Court plans, both of which are redevelopment projects, and the approval of a subdivision request by Coastal Christian for their property on MacArthur Blvd. He also commended Engineer Schneider on his accomplishments.
- Council President Johnston reported the Steering Committee met and discussed the \$125,000 Neighborhood Preservation Grant that was received. She mentioned there are few stipulations required for the grant. She mentioned there is a focus group made up of the public as well as the Planning Board, Economic Development Advisory Commission, Somers Point Business Association that met to brainstorm on how to spend the grant. She reported one of the stipulations is a public survey, which will be available on the Somers Point website to allow the public to give comments and to explain exactly the parameters of the grant. She mentioned the area is Gull to New York Avenues and Bay Avenue to the west side of Shore Road. She also mentioned she hopes to receive four more of these grants over the next four years.

Approval of Minutes:

On the motion of Council Member Dill, seconded of Council Member McCarrie and carried to approve the Regular Meeting Minutes 10/28/2021.

Ordinances:

Ordinance No. 13 of 2021

M/S- Dill/Owen

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

(Second Reading/Public Hearing/Adoption)

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Council President Johnston duly opened the meeting to the public. Hearing nothing from the public, the public hearing was duly closed.

No. 13 of 2021

An Ordinance Adopting a Redevelopment Plan within Block 1211, Lot 2 in an Area in Need of Rehabilitation within the City of Somers Point, County of Atlantic, State of New Jersey

Whereas, on November 20, 2014, the City Council of the City of Somers Point adopted Resolution No. 186 of 2014 declaring the entire area of the City of Somers Point to be an Area in Need of Rehabilitation pursuant to N.J.S.A. 40A:12A-14, accepting a recommendation from the Somers Point Planning Board based upon a City-Wide Rehabilitation Study and Report concluding the that the entire area of the City of Somers Point be determined to be an Area in Need of Rehabilitation; and

Whereas, pursuant to N.J.S.A. 40A:12A-7 of the “Local Redevelopment and Housing Law (“LRHL”), a municipality has the authority to adopt, by ordinance, a Redevelopment Plan for a property located in an area in need of rehabilitation; and

Whereas by Resolution 149 of 2021 the City Council of the City of Somers Point (“City Council”) approved a Memorandum of Understanding between the City of Somers Point and the Somers Point Paddle Club, LLC and designated Somers Point Paddle Club, LLC as the Interim Conditional Redeveloper for developing a portion of Block 1211, Lot 2 located at Bay Avenue and Pleasant Avenue in the City of Somers Point comprised of approximately 6.20 acres (the "Subject Property"); and

Whereas the draft Redevelopment Plan was reviewed by the City Council members, the City Planner, and the City Engineer; and

Whereas, pursuant to N.J.S.A. 40A:12A-7e, prior to the adoption of a redevelopment plan, or revision or amendment thereto, the planning board shall transmit to the governing body, within 45 days after referral, a report containing its recommendation concerning the redevelopment plan, which report shall include an identification of any provisions in the proposed redevelopment plan which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate; and

Whereas, on October 14, 2021, the Council adopted Resolution No. 178-2021 directing the Somers Point Planning Board (“Planning Board”) to review a redevelopment plan for a portion of the rehabilitation area Block 1211, Lot 2 located at Bay Avenue and Pleasant Avenue in the City of Somers Point comprised of approximately 6.20 acres (the "Subject Property"); as shown on the Draft Redevelopment Plan transmitted to the Planning Board with Resolution 178-2021 (the “Rehabilitation Area”), a copy of which is on file in the Office of the City Clerk and available for inspection during normal business hours; and

Whereas the Redevelopment Plan was reviewed and considered by the Planning Board at an open public meeting held on November 10, 2017; and

Whereas the Planning Board recommended adoption of the Redevelopment Plan by the City Council, and further determined that the Redevelopment Plan was consistent with the overall intent of the City’s Master

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Plan which recommendation and determination was memorialized in Resolution No.--- adopted by the Planning Board on November 10, 2021; and

Whereas, having reviewed the Planning Board’s recommendations the City Council concurs with its findings and has determined that it is in the best interest of the City to adopt the Redevelopment Plan to effectuate the rehabilitation within the Rehabilitation Area; and

Now, therefore, it is hereby **ORDAINED** by the City Council of the City of Somers Point, County of Atlantic, State of New Jersey, as follows:

Section 1. The preceding recitals are incorporated herein as though fully set forth herein at length.

Section 2. The Council hereby adopts the “Somers Point Redevelopment Plan for Block 211. Lot 2” to facilitate the rehabilitation of that portion of the 2014 Rehabilitation Area.

Section 3. The area standards set forth in the Redevelopment Plan shall be applicable within the Sub-Plan Areas, in addition to the underlying existing zoning and development regulations, only to an applicant, property owner, developer or redeveloper that has an executed Redevelopment Agreement with the City. An executed Redevelopment Agreement with the City shall be required (as a checklist item) as a part of an application submission for site plan approval to the Somers Point Planning Board or as part of any other application for land use approvals utilizing area standards under the Redevelopment Plan.

Section 4. All City ordinances or parts of any City ordinances that are inconsistent with this Ordinance and the Redevelopment Plan are hereby repealed to the extent of such inconsistency.

Section 5. The provisions of this Ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of the Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 6. The City Clerk is directed to file a copy of the Redevelopment Plan in the Office of the City Clerk for inspection by the public.

Section 7. This Ordinance shall take effect after final adoption and publication according to law.

Ordinance No. 14 of 2021

M/S- Owen/Ferreri

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

(First Reading/Introduction)

No. 14 of 2021

**An Ordinance Adopting a Redevelopment Plan Within Block 1214, Lots 9, 10, 11, 12, And 16
In an Area In Need Of Rehabilitation Within the City of Somers Point, County of Atlantic,
State of New Jersey**

Whereas, on November 20, 2014, the City Council of the City of Somers Point adopted Resolution No. 186 of 2014 declaring the entire area of the City of Somers Point to be an Area in Need of Rehabilitation pursuant to N.J.S.A. 40A:12A-14, accepting a recommendation from the Somers Point Planning Board based upon a City-Wide Rehabilitation Study and Report concluding the that the entire area of the City of Somers Point be determined to be an Area in Need of Rehabilitation; and

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Whereas, pursuant to N.J.S.A. 40A:12A-7 of the “Local Redevelopment and Housing Law (“LRHL”), a municipality has the authority to adopt, by ordinance, a Redevelopment Plan for a property located in an area in need of rehabilitation; and

Whereas, on September 9, 2021, by Resolution 157 of 2021 the City Council, as amended by Resolution 161-2021 on September 23, 2021, did approve a Memorandum of Understanding between the City of Somers Point and Sunset Ave Development LLC and designated Sunset Ave Development LLC as the Interim Conditional Redeveloper for developing Block 1214, Lots 9, 10, 11, 12, and 16 located at Shore Road and Pleasant Avenue extending to Sunset Avenue in the City of Somers Point comprised of approximately 1.7 acres (the "Subject Property"); and

Whereas the draft Redevelopment Plan was reviewed by the City Council members, the City Planner, and the City Engineer; and

Whereas, pursuant to N.J.S.A. 40A:12A-7e, prior to the adoption of a redevelopment plan, or revision or amendment thereto, the planning board shall transmit to the governing body, within 45 days after referral, a report containing its recommendation concerning the redevelopment plan, which report shall include an identification of any provisions in the proposed redevelopment plan which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate; and

Whereas, on October 28, 2021, the Council adopted Resolution No. 187-2021 directing the Somers Point Planning Board (“Planning Board”) to review the draft redevelopment plan for the Subject Property, or “Rehabilitation Area”, a copy of which was attached to Resolution No.187-2021; and

Whereas the Redevelopment Plan was reviewed and considered by the Planning Board at an open public meeting held on November 10, 2021; and

Whereas the Planning Board recommended adoption of the Redevelopment Plan by the City Council, and further determined that the Redevelopment Plan was consistent with the City’s Master Plan, which recommendation and determination was memorialized in Resolution No. 6-2021 adopted by the Planning Board on November 10, 2021; and

Whereas, having reviewed the Planning Board’s recommendations the City Council concurs with its findings and has determined that it is in the best interest of the City to adopt the Redevelopment Plan to effectuate rehabilitation of the subject Rehabilitation Area; and

Now, therefore, it is hereby ORDAINED by the City Council of the City of Somers Point, County of Atlantic, State of New Jersey, as follows:

Section 1. The preceding recitals are incorporated herein as though fully set forth herein at length.

Section 2. The Council hereby adopts the “Redevelopment Plan for the City of Somers Point Sunset Avenue Redevelopment Plan” to facilitate the rehabilitation of that portion of the 2014 Rehabilitation Area.

Section 3. The area standards set forth in the Redevelopment Plan shall be applicable within the Sub-Plan Areas, in addition to the underlying existing zoning and development

regulations, only to an applicant, property owner, developer or redeveloper that has an executed Redevelopment Agreement with the City. An executed Redevelopment Agreement with the City shall be required (as a checklist item) as a part of an application submission for site plan approval to the Somers Point Planning Board or as part of any other application for land use approvals utilizing area standards under the Redevelopment Plan

Section 4. All City ordinances or parts of any City ordinances that are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. The provisions of this Ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of the Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

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Section 6. The City Clerk is directed to file a copy of the Redevelopment Plan in the Office of the City Clerk for inspection by the public.

Section 7. This Ordinance shall take effect after final adoption and publication according to law.

Ordinance No. 15 of 2021

M/S- Dill/Fereri

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

(First Reading/Introduction)

Council Member Dill reported Ordinance Numbers 15 and 16 were reviewed and approved by the Parking Committee. Council President Johnston mentioned the Chief of Police also reviewed and approved these Ordinances.

No. 15 of 2021

An Ordinance Enacted Under Authority of N.J.S.A. 39: 4-197.6 and N.J.S.A. 39: 4-197.7, granting the Authority to establish a Restricted Parking Zone in Front of a Residence Occupied by a Handicapped Person Under Certain Conditions; Amending and Supplementing Section 250-50 of the Somers Point City Code; Repealing All Ordinances Heretofore Adopted, the Provisions of Which are Inconsistent Herewith

WHEREAS, N.J.S.A. 39:4-197.6 authorizes a Municipality, by ordinance, to establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair symbol license plates have been issued by the Division of Motor Vehicles for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person; and

WHEREAS, N.J.S.A. 39:4-197.7 authorizes a Municipality, by ordinance, to provide for the issuance of permits which identify a specific motor vehicle and the location wherein it is to be parked, such permits to be issued only to persons who can prove ownership and operation of the motor vehicle and residency at the location specified thereon; and

WHEREAS, Section 250-48 of the Somers Point Municipal Code “Purpose” identifies certain requirements for the establishment and use of handicapped parking spaces and which limits the use of same; and

WHEREAS, Section 250-57 of the Somers Point Municipal Code “Restricted parking zones authorized; conditions” sets forth the requirements which are to be adhered to by the permit holder including payment of the Permit fee, and placement of the Permit within the vehicle; and

WHEREAS, A request has been submitted to the Mayor and City Clerk by:

Lynne Allen stating the need for a Handicapped Parking Space in front of her residence at 658 West Groveland Avenue, Somers Point, NJ; and

WHEREAS, the request did include the required verified New Jersey Driver’s License and the Permanent Disability Identification Card issued by the New Jersey Motor Vehicle Commission; and

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WHEREAS, the request has been reviewed by the Somers Point Police Department Chief of Police and deemed appropriate and reasonable; and

WHEREAS, the Somers Point City Engineer has reviewed the request and determined the proper placement of the Handicapped Parking space signage.

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

SECTION 1. The Somers Point Municipal Code Chapter 250 Vehicles and Traffic, Article III Section 250-50 Designation of spaces, and Article V Section 250-54 Designations of locations are hereby amended to designate the following location as a Permit Only Handicapped Parking spaces and shall be so marked by sign indicating "Handicapped Parking by Permit Only", in conformance with the Manual on Uniform Traffic Control Devices for Streets and Highways:

Name of Street	Location
Groveland Avenue	South Side directly in front of 658 Groveland Avenue (Sign to be placed 330 feet of the easterly curb line of Adams Street).

SECTION 2. Further Conditions.

1) The Traffic Division of the Police Department in conjunction with the City Engineer shall designate an area of 20 feet in length in front of the residence of the handicapped person, to be painted as a restricted parking zone.

2) A "Handicapped Parking by Permit Only" sign to be placed alongside the designated area.

3) A permit 5 1/2 inches by 8 1/2 inches in size, bearing an appropriate certification of authenticity shall be issued and shall be placed in the vehicle as required by Code Section 250-57 G.

4) The holder of a handicapped parking permit must notify the City Clerk immediately if such person changes his or her residence, changes his or her vehicle registration number, or if the special vehicle identification card and certificate issued by the Director of Motor Vehicles shall be modified, revoked or expired.

5) The permit shall be issued upon payment of the initial fee and shall be subject to payment of the annual renewal fee in compliance with Code Section 250-57 I.

SECTION 3: All other provisions of Chapter 250 shall remain in full force and effect and shall apply to this amendment upon the effective date of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5: Should any section, clause, sentence, phrase or provision or any item in any schedule of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6: This Ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

Ordinance No. 16 of 2021

M/S- Dill/Owen

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

(First Reading/Introduction)

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No. 16 of 2021

An Ordinance Enacted Under Authority of N.J.S.A. 39: 4-197 and N.J.S.A. 39: 4-197.7, granting the Authority to establish a Restricted Parking Zone in Front of a Residence; Amending and Supplementing Section 250-50 of the Somers Point City Code; Repealing All Ordinances Heretofore Adopted, the Provisions of Which are Inconsistent Herewith

WHEREAS, N.J.S.A. 39:4-197 authorizes a Municipality, by ordinance, to regulate parking on its streets; and

WHEREAS, N.J.S.A. 39:4-197.7 authorizes a Municipality, by ordinance, to provide for the issuance of permits which identify a specific motor vehicle and the location wherein it is to be parked, such permits to be issued only to persons who can prove ownership and operation of the motor vehicle and residency at the location specified thereon; and

WHEREAS, Section 250-57 of the Somers Point Municipal Code "Restricted parking zones authorized; conditions" sets forth the requirements which are to be adhered to by the permit holder including payment of the Permit fee, and placement of the Permit within the vehicle; and

WHEREAS, A request has been submitted to the Mayor and City Clerk by:

Ronald J. Defelice stating a designated space in front of his residence at 827 Bay Avenue, Somers Point, NJ; and

WHEREAS, the request has been reviewed by the Somers Point Police Department Chief of Police and deemed appropriate and reasonable; and

WHEREAS, the Somers Point City Engineer has reviewed the request and determined the proper placement of the Permit Parking signage.

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

SECTION 1. The Somers Point Municipal Code Chapter 250 Vehicles and Traffic, Article V Section 250-54 Designation of locations is hereby amended to designate the following location as a Permit Only Parking space and shall be so marked by sign indicating "Parking by Permit Only", in conformance with the Manual on Uniform Traffic Control Devices for Streets and Highways:

Name of Street

Location

Bay Avenue

West Side directly in front of 827 Bay Avenue
(Sign to be placed 67 feet south of the southerly curb line of Delaware Avenue)

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SECTION 2. Further Conditions.

1) The Traffic Division of the Police Department in conjunction with the City Engineer shall designate an area of 20 feet in length in front of the residence of the 827 Bay Avenue to be painted as a no-parking zone.

2) A "Parking by Permit Only" sign to be placed alongside the designated area.

3) A permit 5 1/2 inches by 8 1/2 inches in size, bearing an appropriate certification of authenticity shall be issued and shall be placed in the vehicle as required by Code Section 250-57G.

4) The holder of a City parking permit must notify the City Clerk immediately if such person changes his or her residence, changes his or her vehicle registration number.

5) The permit shall be issued upon payment of the initial fee and shall be subject to payment of the annual renewal fee in compliance with Code Section 250-57 I.

SECTION 3: All other provisions of Chapter 250 shall remain in full force and effect and shall apply to this amendment upon the effective date of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5: Should any section, clause, sentence, phrase or provision or any item in any schedule of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6: This Ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

Ordinance No. 17 of 2021

M/S- Owen/Dill

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

(First Reading/Introduction)

Council Member Dill mentioned the second reading and public hearing on these Ordinances will be at the December 16 City Council meeting.

No. 17 of 2021

An Ordinance Enacted Under Authority of N.J.S.A. 39: 4-197.6. and N.J.S.A. 39: 4-197.7, granting the Authority to establish a **Restricted Parking Zone in Front of a Residence Occupied by a Handicapped Person Under Certain Conditions; Amending and Supplementing Section 250-50 of the Somers Point City Code; Repealing All Ordinances**

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**Heretofore Adopted, the Provisions of Which are Inconsistent
Herewith**

WHEREAS, N.J.S.A. 39:4-197.6 authorizes a Municipality, by ordinance, to establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair symbol license plates have been issued by the Division of Motor Vehicles for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person; and

WHEREAS, N.J.S.A. 39:4-197.7 authorizes a Municipality, by ordinance, to provide for the issuance of permits which identify a specific motor vehicle and the location wherein it is to be parked, such permits to be issued only to persons who can prove ownership and operation of the motor vehicle and residency at the location specified thereon; and

WHEREAS, Section 250-48 of the Somers Point Municipal Code “Purpose” identifies certain requirements for the establishment and use of handicapped parking spaces and which limits the use of same; and

WHEREAS, Section 250-57 of the Somers Point Municipal Code “Restricted parking zones authorized; conditions” sets forth the requirements which are to be adhered to by the permit holder including payment of the Permit fee, and placement of the Permit within the vehicle; and

WHEREAS, A request has been submitted to the Mayor and City Clerk by:

Thomas Palermo stating the need for a Handicapped Parking Space in front of her residence at 200 Pennsylvania Avenue, Somers Point, NJ; and

WHEREAS, the request did include the required verified New Jersey Driver’s License and the Permanent Disability Identification Card issued by the New Jersey Motor Vehicle Commission; and

WHEREAS, the request has been reviewed by the Somers Point Police Department Chief of Police and deemed appropriate and reasonable; and

WHEREAS, the Somers Point City Engineer has reviewed the request and determined the proper placement of the Handicapped Parking space signage.

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

SECTION 1. The Somers Point Municipal Code Chapter 250 Vehicles and Traffic, Article III Section 250-50 Designation of spaces, and Article V Section 250-54 Designations of locations are hereby amended to designate the following location as a Permit Only Handicapped Parking spaces and shall be so marked by sign indicating “Handicapped Parking by Permit Only”, in conformance with the Manual on Uniform Traffic Control Devices for Streets and Highways:

Name of Street	Location
Pennsylvania Avenue	South Side directly in front of 200 Pennsylvania Avenue (Sign to be placed 53 feet west of the curb line of Second Street.)

SECTION 2. Further Conditions.

1) The Traffic Division of the Police Department in conjunction with the City Engineer shall designate an area of 20 feet in length in front of the residence of the handicapped person, to be painted as a restricted parking zone.

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2) A "Handicapped Parking by Permit Only" sign to be placed alongside the designated area.

3) A permit 5 1/2 inches by 8 1/2 inches in size, bearing an appropriate certification of authenticity shall be issued and shall be placed in the vehicle as required by Code Section 250-57 G.

4) The holder of a handicapped parking permit must notify the City Clerk immediately if such person changes his or her residence, changes his or her vehicle registration number, or if the special vehicle identification card and certificate issued by the Director of Motor Vehicles shall be modified, revoked or expired.

5) The permit shall be issued upon payment of the initial fee and shall be subject to payment of the annual renewal fee in compliance with Code Section 250-57 I.

SECTION 3: All other provisions of Chapter 250 shall remain in full force and effect and shall apply to this amendment upon the effective date of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5: Should any section, clause, sentence, phrase or provision or any item in any schedule of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6: This Ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

Resolutions:

Mrs. Hornig read by title only the list of resolutions.

Public Portion Resolutions:

Council President Johnston duly opened the meeting to the public.

Daniel Myers of 429 Shore Road spoke regarding Resolution Number 198. He stated the Green Team/Environmental Commission has been working on this Pledge and is happy to have it completed. He thanked City Council for considering this resolution and mentioned anything to create sustainability within the City is a good thing.

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

Resolution No. 188 of 2021

M/S- Dill/Owen

This resolution was adopted by unanimous vote of those present.

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Council Member McCarrie and City Administrator Frost discussed the possibility of moving to electric machines.

No. 188 of 2021

Subject: Authorizing purchase of Two (2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks through the Sourcewell (formerly NJPA) National Cooperative Purchasing Program for Contract #031121-TTC, Landscape and Grounds Maintenance Equipment, for the Somers Point Public Works Department

Introduced By: Council President Johnston

WHEREAS, the City of Somers Point is permitted to participate in national purchasing cooperatives according to N.J.S.A 52:34-6.2; and

WHEREAS, the Sourcewell (formerly NJPA) National Purchasing Program has acted as lead agency and awarded Contract # 031121-TTC, Landscape and Grounds Maintenance Equipment; and

WHEREAS, the City's Public Works Department has a multiple Ground Mowers which are becoming increasingly cost prohibitive to maintain; and

WHEREAS, Superintendent of Public Works Guy Martin, the City Council Finance Committee, and City Administrator/Purchasing Agent Jason Frost have reviewed the contract from Sourcewell #031121-TTC, Landscape and Grounds Maintenance Equipment, and have determined that the acquisition of two (2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks is the functional economic solution to replace the City of Somers Point's aging Ground Mowers; and

WHEREAS, it is recommended that City Council approve the acquisition of one (2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks for the Public Works Department's for use throughout the City.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that two (2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks purchased from Turf Equipment and Supple Company, 16 Hagerty Blvd, Ste 400, West Chester PA, 19382 in accordance with the Sourcewell # 031121-TTC, Landscape and Grounds Maintenance Equipment, contract for use by the Public Works Department as follows:

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(2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks equipped as follows:

Description:	Total:
(2) Groundmaster 7200 No Deck (\$20,015.58/ Per Unit) \$ 40,031.16	
(2) 72 Inch Side Discharge Deck (\$3,897.66/ Per Unit) 7,795.32	\$
Total Amount of Sourcewell # 031121-TTC, Landscape and Grounds Maintenance Equipment, from Turf Equipment and Supply Company.....	
\$ 47,826.48	

BE IT FURTHER RESOLVED that the City Administrator, acting in his capacity as Purchasing Agent, is hereby authorized to issue a purchase order in the total amount of \$47,826.48 for two (2) Toro Groundmaster 7200 Rotary Mowers with Accessory Discharge Decks purchased from Turf Equipment and Supple Company, 16 Hagerty Blvd, Ste 400, West Chester PA, 19382 in accordance with the Sourcewell # 031121-TTC, Landscape and Grounds Maintenance Equipment, contract for use by the Public Works Department in accordance with the Sourcewell National Purchasing Program Contract for Grounds Maintenance Equipment, Contract # 031121-TTC.

Resolution No. 189 of 2021

M/S- Dill/Ferreri

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

Council Member Dill reported this item was in the 2021 budget.

No. 189 of 2021

Subject: Authorizing Purchase of One (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector through the Sourcewell (formerly NJPA) National Cooperative Purchasing Program for Contract #031121-ODB, Grounds Maintenance Equipment, for the Somers Point Public Works Department

Introduced By: Council President Johnston

WHEREAS, the City of Somers Point is permitted to participate in national purchasing cooperatives according to N.J.S.A 52:34-6.2; and

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WHEREAS, the Sourcewell (formerly NJPA) National Purchasing Program has acted as lead agency and awarded Contract # 031121-ODB, Grounds Maintenance Equipment; and

WHEREAS, the City's Public Works Department has a Brush Collector which is becoming increasingly cost prohibitive to maintain; and

WHEREAS, Superintendent of Public Works Guy Martin, the City Council Finance Committee, and City Administrator/Purchasing Agent Jason Frost have reviewed the contract from Sourcewell #031121-ODB, Grounds Maintenance Equipment, and have determined that the acquisition of one (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector is the functional economic solution to replace the City of Somers Point's aging Brush Collector; and

WHEREAS, it is recommended that City Council approve the acquisition of one (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector for the Public Works Department's use throughout the City.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that one (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector purchased from Timmerman Equipment Company, PO Box 71 Whitehouse NJ, 08888 in accordance with the Sourcewell #031121-ODB, Grounds Maintenance Equipment, contract for use by the Public Works Department as follows:

Item:

- (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector equipped as follows:

Description:

John Deere 4045TFC03 DIESEL Eng. 74 HP Final Tier 4 Standard curb side pick up
28" suction impellerw/ six 3/8" thick T-1 steel blades 4 groove power band, belt driven
40-gallon polyethylene fuel tank

Electronic Engine Controls w/ Safety shut down

13" clutch assembly w/ 2.25" PTO shaft & safety engagement Hydraulic hose boom
powered by 12v electric/hydraulic pump 16x120" rubber suction hose w/steel nozzle
Gear driven Hydraulic pump powers 15.2-ton capacity hoist Boxed perforated radiator
screen

Underbody type hoist that dumps to 52 degrees and is power up/down HD height
adjustable pintle eye w/ 3 quick release pins

Manual parking jack with drop foot LED type DOT lights

2 amber LED oval flashers

Electric brakes with break-away actuator Combined Rating 20,000lbs

(8) 235/B0R16E tires mounted on steel wheels Color: White

The price of this equipment is

\$ 101,000.00

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Sourcewell Discount	(\$
3,598.02)	
Steel Surcharge Courtesy Discount	(\$
<u>4,500.00)</u>	
Total Amount of Sourcewell #031121-ODB, Grounds Maintenance Equipment from Timmerman Equipment Company.....	\$
92,901.98	

BE IT FURTHER RESOLVED that the City Administrator, acting in his capacity as Purchasing Agent, is hereby authorized to issue a purchase order in the total amount of \$92,901.98 one (1) Old Dominion Brush Trailer Mounted Self-Contained Vacuum Debris Collector purchased from Timmerman Equipment Company, PO Box 71 Whitehouse NJ, 08888 in accordance with the Sourcewell #031121-ODB, Grounds Maintenance Equipment, contract for use by the Public Works Department in accordance with the Sourcewell National Purchasing Program Contract for Grounds Maintenance Equipment, Contract #031121-ODB.

Resolution No. 190 of 2021

M/S- Dill/Owen

This resolution was adopted by unanimous vote of those present.

No. 190 of 2021

Subject: Approving Proposals – Goods and Services 2021
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 28th 2021, May 28th 2021 and November 5th 2021 are 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, 2021 to April 30th, 2022:

- a) **Influent Grinders for Sewer Pump Stations**
 - AC Schultes Inc
 - Municipal Maintenance
 - Watermark Environmental Systems, Inc.
 - KRS Services

- b) **City Hall Custodial Services**

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Offshore Carpet Cleaning and Janitorial

- c) **Emergency Sewer Pumps and Equipment**
 - Municipal Maintenance Co
 - Xylem
 - KRS Services

- d) **Sewer Pump Station Maintenance**
 - Municipal Maintenance Co
 - KRS Services
 - AC Schultes

- e) **Sewer Pump Stations, Electrical & Electronics**
 - Municipal Maintenance Co
 - KRS Services

- f) **Sewer Pump Station Parts & Supplies**
 - Evoqua Water Technologies
 - Excelsior Blower Systems
 - Municipal Maintenance
 - KRS Services

- g) **Plumbing and HVAC Services**
 - Bilmark Plumbing and Heating LLC
 - McCloskey Mechanical Contractors Inc

- h) **Leaves and Brush Disposal Site**
 - Atlantic Blueberry Co Inc

- i) **Sewer System Coating, Lining & Restoration**
 - Standard Pipe Services
 - SWERP Inc.

- j) **Heavy Duty Truck Mechanic Services**
 - Cleggs Garage
 - Granturk Equipment Co
 - RJ Twitchell

- k) **Misc. Employee Uniforms**
 - Action Uniform

- l) **Excavation and Pipe Installation and/or Replacement**
 - Seashore Associated Mechanical Inc.

- m) **Generator Parts and Service**

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GenServe
Municipal Maintenance

n) Hardware Supplies

Shore True Value Hardware

o) Information Technology and networking Services

Maestro Technologies
All Covered
Ocean Computer Group

p) Fire Equipment

ESI Equipment
Witmer Public Safety Group
Blaze Emergency Equipment Co.

q) Auto Mechanic Services

Galloway Auto and Tire

r) Alarm, Monitor, Networking and Ancillary Parts, Installation and Service

Priority Protection Services LLC

s) Electrical Contractor Services

Hughes Electric Co
Calvi Electric Co

t) Water Taxi Services

Beachy Tiki LLC
Pau Hana Tiki Tours LLC

u) Vactor Parts and Service

GranTurk

v) Storm Drain Cleaning & Television Inspection

Video Pipe Services
Vortex Infrastructure Services

Resolution No. 191 of 2021

M/S- Owen/McCarrie

This resolution was adopted by vote of those present with Council Member Dill voting no.

No. 191 of 2021

**REGULAR MEETING
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Subject: Authorizing Lease with Atlantic County Library

Introduced By: Council President Johnston

WHEREAS, the Somers Point Branch of the Atlantic County Library has been situated at 801 Shore Road in Somers Point; and

WHEREAS, in accordance with Resolution 195 of 2019 the City of Somers Point authorized a lease of the property to the County of Atlantic for the period commencing January 1, 2019 through December 31, 2019 with an option to renew for an additional term of one (1) year through December 31, 2020: and

WHEREAS, in accordance with Resolution 168 of 2020 the City of Somers Point authorized a renewal of the lease of the property to the County of Atlantic for the period commencing January 1, 2020 through December 31, 2020: and

WHEREAS, Atlantic County has proposed a form of new lease between the City of Somers Point and the County of Atlantic for the property situated at 801 Shore Road for use as the Somers Point Branch of the Atlantic County Library system for the period of January 1, 2021 through December 31, 2021 with an option to renew for an additional term of one (1) year through December 31, 2022.

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

1. The Mayor is hereby authorized and directed to execute the updated lease between the County of Atlantic and the City of Somers Point in the form attached hereto for the period commencing January 1, 2021, through December 31, 2021.
2. Upon its execution, the executed copy of the lease will be attached hereto and made a part hereof.

Resolution No. 192 of 2021

M/S- Owen/Ferreri

This resolution was adopted by unanimous vote of those present.

No. 192 of 2021

Subject: Adoption of the Atlantic County Multi-Jurisdictional Natural Hazard Mitigation Plan

Introduced By: Council President Johnston and Council Member Dill

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WHEREAS, the City of Somers Point in Atlantic County, New Jersey, has experienced natural hazards that result in public safety hazards and damage to private and public property and;

WHEREAS, the hazard mitigation planning process set forth the by State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk and;

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the Atlantic County Multi-Jurisdictional Natural Hazard Mitigation Plan and;

WHEREAS, a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee and;

WHEREAS, the Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and;

WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the County Office of Emergency Management website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Somers Point:

1. The Atlantic County Multi-Jurisdictional Natural Hazard Mitigation Plan second update, as approved by the New Jersey Office of Emergency Management and the Federal Emergency Management Agency, is hereby adopted as an official plan of the City of Somers Point in the County of Atlantic.
2. The Municipal departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Mayor and Council and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Atlantic County Office of Emergency Management according to the predetermined timeline and procedures outlined in the Plan's Section 7: Plan Maintenance and Integration.
5. That the Municipal Clerk is authorized to date and certify this resolution immediately upon approval by the New Jersey Office of Emergency Management and the Federal Emergency Management Agency.

Resolution No. 193 of 2021

M/S- Dill/Owen

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

No. 193 of 2021

Subject: Budget Appropriation Transfer

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Introduced by: Council President Johnston and Council Members McGuigan and Dill

WHEREAS, N.J.S. 40A:4-1 et.seq. allows the Governing Body to make budget appropriation transfers after November 1st of the budget year to expend for any of the purposes specified in the budget an amount in excess of the respective sums originally appropriated therefor, provided that the resolution is adopted by not less than a two-thirds vote of the full membership thereof.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point, not less than two-thirds of all members thereof affirmatively concurring, that the Chief Financial Officer is hereby authorized to make the following 2021 budget transfer as specified in this resolution.

Current Fund

From:

Mayor and Council OE	1-01-20-110-200	\$16,000.00
Recreation Programs OE	1-01-28-370-200	10,000.00
Tax Assessment S&W	1-01-20-150-100	<u>9,000.00</u>
		\$35,000.00

To:

Street Lighting OE	1-01-31-435-276	\$25,000.00
Fire Hydrants OE	1-01-31-445-283	6,000.00
Data Processing OE	1-01-20-140-200	<u>4,000.00</u>
		\$35,000.00

Resolution No. 194 of 2021

M/S- Owen/Ferreri

This resolution was adopted by unanimous vote of those present.

Council Member Dill mentioned this was in the 2021 Sewer budget.

No. 194 of 2021

Subject: Awarding Bid for the Wilson Avenue Force Main Replacement Pump Station No. 8

Introduced by: Council Members Dill, Owen and McGuigan

WHEREAS, the City of Somers Point received bids for the Wilson Avenue Force Main Replacement Pump Station No. 8 project; and

WHEREAS, CTX Infrastructure of Hammonton, New Jersey was the lowest responsible bidder; and

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WHEREAS, the City Sewer Utility Engineer's office has recommended that the City award the contract to CTX Infrastructure in the amount of \$38,042.50.

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

- 1.) The Contract for the Sanitary Sewer Gravity Main Rehabilitation project is hereby awarded to CTX Infrastructure of Hammonton, New Jersey in the amount of \$38,042.50.
- 2.) The City Administrator and City Sewer Utility Engineer are hereby authorized and directed to enter into a formal contract with CTX Infrastructure, signing on behalf of the City.

Resolution No. 195 of 2021

M/S- Owen/McCarrie

This resolution was adopted by unanimous vote of those present.

No. 195 of 2021

Subject: Authorizing the Mayor to Execute a Fourth Amendment to the Redevelopment Agreement Between Bayview Court Urban Renewal LLC and the City of Somers Point to supplement and amend Section 4.1 Progress Meetings

Introduced By: Council President Johnston and Council Member Dill and McGuigan

Whereas a Redevelopment Agreement dated May 3, 2016 for the Bayview Court Apartment Complex was entered into between the City of Somers Point and Bayview Court Urban Renewal, LLC (the "Agreement"); and

Whereas Paragraph 4.1 of the Agreement required quarterly project meetings to report on the status of the project and progress of construction, including updated financial reports; and

Whereas, Bayview Court Urban Renewal, LLC has submitted a written request to submit financial reports biannually rather than quarterly; and

Whereas the request has been reviewed and is recommended by the City Administrator and Chief Financial Officer.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Somers Point that the City Council does hereby consent and approve the Request by Bayview Court Urban Renewal, LLC to modify the financial reporting requirement timing

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BE IT FURTHER RESOLVED that the Mayor shall be and is hereby authorized to execute a Fourth Amendment to the Redevelopment Agreement to amend Section 4.1 to read as follows:

4.1 Progress Meetings. The parties shall attend and participate in progress meetings to report on the status of the Project and to review the progress under the Project Schedule. Such meetings shall commence upon execution of this Redevelopment Agreement and shall occur biannually (June and December), or more frequently as may from time to time be requested by the City Administrator or by the City as the Redevelopment Entity. The meetings shall be held at the Project Site or another convenient location in the City or may be held by telephonic conference call, or by any other means, upon the consent of all participants.

The progress meetings shall include written financial reports.

BE IT FURTHER RESOLVED that all other terms and conditions of the Redevelopment Agreement as supplemented and amended by the First Second, and Third Amendments shall remain in full force and effect.

Resolution No. 196 of 2021

M/S-

THIS RESOLUTION WAS PULLED

No. 196 of 2021

Subject: Awarding Bid for the FY 20 & 21 Municipal Aid – West Atlantic Avenue Reconstruction
Introduced By: Council Member Dill

WHEREAS, on November 16, 2021 the City of Somers Point received bids for the FY 2020 & 2021 Municipal Aid – West Atlantic Avenue Reconstruction, a project that is funded in part by a FY 2020 & 2021 Municipal Aid Grant; 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 \$1,260,904.00

WHEREAS, the NJDOT Local Aid Office must also concur with this resolution awarding a contract to Charles Marandino, LLC, of Milmay, New Jersey in the amount of \$1,260,904.00

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

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- 3.) The Contract for the FY 20 & 21 Municipal Aid – West Atlantic Avenue Reconstruction is hereby awarded to Charles Marandino, LLC, of Milmay, New Jersey in the amount of \$1,260,904.00, subject to approval from the NJDOT Local Aid Office.
- 4.) The Mayor and City Clerk are hereby authorized and directed to enter into a formal contract with Charles Marandino, LLC, of Milmay, New Jersey, signing on behalf of the City.
- 5.) The Mayor and City Clerk are hereby authorized and directed to sign all necessary forms required by NJDOT.

Resolution No. 198 of 2021

M/S- Ferreri/Owen

This resolution was adopted by unanimous vote of those present.

No. 198 of 2021

Subject: Adopting a Sustainable Land Use Pledge

Introduced by: Council Member McGuigan

WHEREAS, land use is an essential component of overall sustainability for a municipality; and

WHEREAS, in Somers Point, it is specifically important to us to care for our land as a watershed since our community is bordered by water which is an important component of our economy and our recreation life as well home to a great deal of wildlife; and

WHEREAS, poor land-use decisions can lead to increased societal ills, including loss of mobility, higher housing costs, loss of open space, and degradation of natural resources which would be detrimental to quality of life; and

WHEREAS, well-planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space, provide for adequate recreation, and allow for the continued protection and use of vital natural resources; and

WHEREAS, New Jersey's tradition of home rule and local authority over planning and zoning, requires municipalities to take the lead to achieve a statewide sustainable land use pattern;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Somers Point, that the City intends to take the following steps with regard to our municipal land-use decisions with the intent of making Somers Point a truly sustainable community. It is our intent to include these principles in the next master plan revision and reexamination report and to update our land-use zoning, natural resource protection, and other ordinances accordingly.

- Reach out to administrations of our neighboring municipalities concerning land-use decisions, and to take into consideration regional impacts when making land-use decisions.
- Continue creating transportation choices with a Complete Streets approach by considering all modes of transportation, including walking, biking, transit, and automobiles, when planning transportation

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projects and reviewing development applications. We will reevaluate our parking with the goal of limiting the amount of required parking spaces, promoting shared parking, creating parking spaces with Electric Vehicle Charging Stations and other innovative parking alternatives.

- Take action to protect the natural resources of our City for environmental and recreational value, avoiding or mitigating negative impacts to these resources.
- Complete a Natural Resources Inventory when feasible to identify and assess the extent of our natural resources and to link natural resource management and protection to carrying capacity analysis, land-use and open space planning.
- Use our zoning power to allow for a mix of residential, retail, commercial, recreational and other land use types in areas that make the most sense for our municipality and the region, particularly in downtown and town center areas.
- Foster a diverse mix of housing types and locations, including single- and multi-family, for-sale and rental options, to meet the needs of all people at a range of income levels through the use of our zoning and revenue generating powers.
- Incorporate the principles of green design, energy efficiency, and renewable energy generation into municipal buildings to the extent feasible and when updating our site plan and subdivision requirements for residential and commercial buildings.
- Consider factors such as walkability, bike friendliness, greater access to public transit, proximity to other land-use types, and open space when locating new or relocated municipal facilities.

Resolution No. 199 of 2021

M/S-

THIS RESOLUTION WAS PULLED

No. 199 of 2021

Honoring the Life and Times of Judge Henry George “Bud” Broome

WHEREAS, on October 20, 2021, Judge Henry George “Bud” Broome, Jr. passed away;
and

WHEREAS, Judge Broome served as the municipal judge for many of the communities in Atlantic County, beginning in the late 1970’s until his retirement; and

WHEREAS, by Resolution number 15 of 1979, the Governing Body of Somers Point appointed Judge Broome to serve as the Municipal Court Judge in Somers Point; and

WHEREAS, Judge Broome served the community honorably and with distinction from the bench until his retirement in November of 2011; and

WHEREAS, during those nearly thirty two years of service, Judge Broome gave

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generously of his time, his advice, and his counsel, treating those who appeared before him with respect, courtesy, and fairness; and

WHEREAS, Judges perform a very critical role in society today ensuring that order is maintained and justice is served fairly, therefore deserving of our utmost respect.

Now therefore, it is hereby **RESOLVED** that the City Council of the City of Somers Point honor the memory of Judge Henry George “Bud” Broome and recognize and salute his service to Somers Point and the citizens of this community; and

It is further **RESOLVED** that we extend our sincere condolences to his wife, Patricia, sons, Henry George “Buddy” III and Christopher Shawn, and all of his extended family, may he rest in peace.

Resolution No. 200 of 2021

M/S- Owen/Bruno

This resolution was adopted by unanimous vote of those present.

No. 200 of 2021

Subject: Pledging Support of New Jersey’s Wildlife Action Plan
Introduced by: Council Member McGuigan

WHEREAS, the City of Somers Point (" City") has the authority to enact laws which promote the public health, safety and general welfare of its residents, resident animals, and wildlife; and

WHEREAS, the City is required under State and Federal law to implement policies and programs to protect unique coastal resources and environmentally sensitive habitat areas, reduce the amount of waste produced by the community and prevent storm water runoff, trash, and debris from polluting bay and ocean waters; and

WHEREAS, the City of Somers Point is bordered by the Great Egg Harbor Bay to the south and east and the Patcong Creek on the west.

WHEREAS, the Somers Point community is attractive to residents, businesses, and visitors due to a local economy and quality of life that is centered on a clean and healthy environment, including but not limited to beaches, parks, public open spaces, bays, estuary, tidelands, and the ocean that are home to abundant wildlife; and

WHEREAS, we want to continue to protect wildlife as New Jersey is a critical migratory pathway for a great diversity of species; and

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WHEREAS, Somers Point is home to at least ten endangered and/or threatened species that live part of their life here; and

WHEREAS, in order to help maintain diversity, support New Jersey's Wildlife Action Plan, and improve the quality of life and the environment of Somers Point; and

WHEREAS New Jersey's Wildlife Action Plan is in support of New Jersey Department of Environmental Protection, Division of Fish and Wildlife, State-level Priority Conservation Goals and Strategies Recognizing that animals are an integral and valuable part of all communities and believing concern for the wellbeing of wild animals and wild species is a hallmark of a sustainable natural community the City of Somers Point pledges its support for the New Jersey Wildlife Action Plan as outlined:

WHEREAS, New Jersey is home to a rich diversity of wildlife and ecologically significant natural communities,

WHEREAS, New Jersey's wildlife and wild places are under threat from development, fragmentation, invasive species and the impacts of people,

WHEREAS, the populations of mammals, birds, invertebrates, fish, reptiles and amphibians that live in and migrate through New Jersey find themselves clinging to smaller and smaller pieces of wild clean lands and aquatic habitats,

WHEREAS, it is more cost-effective to prevent species from becoming imperiled than it is to recover them once their populations have declined,

WHEREAS, a naturally functioning and healthy ecosystem represents a healthy environment for NJ wildlife and our citizens,

WHEREAS, the NJ Division of Fish and Wildlife, other state and federal agencies, and many partners in conservation have worked together to develop a state Wildlife Action Plan for the benefit of biologists, wildlife experts, municipal leaders, land stewards, non-profit organizations, educators, planners, researchers, outdoor recreation enthusiasts, landowners and all the people who know the wild places of New Jersey State,

WHEREAS, the New Jersey Wildlife Action plan is a comprehensive action agenda for the conservation of native wildlife, the restoration of important lands and water, and public education targeting the needs of rare wildlife in New Jersey,

WHEREAS, the residents of, and visitors to, New Jersey also enjoy and benefit from New Jersey's wildlife and wild spaces.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Somers Point, that the City intends to take the following steps with regard to our municipal land-use decisions with the intent of sustaining the City of Somers Point as an ecologically sustainable community. It is our intent to include these principles in our public lands management and our environmental resources inventory. The

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next master plan revision and future zoning updates will take this pledge to support the New Jersey Wildlife Action plan into consideration based on the following:

- We will identify imperiled species, critical habitat and unique ecosystems in our Environmental Resource Inventory.
- Acknowledging that it is more cost-effective to protect species than recover species, we will protect populations of rare and imperiled species that live and breed in, and migrate through, the municipality and the habitats they depend upon.
- Because habitat integrity is critical to healthy biodiversity, we will manage publicly owned lands in accordance with wildlife management actions laid out in the New Jersey Wildlife Action Plan and will promote the management of all protected lands to promote biodiversity.
- We will protect wildlife habitats and maintain connectivity of habitat when formulating an open space acquisition strategy, open space stewardship plans and through the municipal master plan including planning and zoning ordinances.
- We will seek to minimize disturbance of critical wildlife populations and their habitats from human activities, subsidized predators and invasive species, following the guidelines set forth in Environmental District Development Regulations.
- When possible and appropriate, we will continue to work with neighboring municipalities to implement the aforementioned principles across municipal boundaries.
- When possible and appropriate, we will strive to monitor and implement appropriate management of municipal easements to ensure native vegetation and wildlife takes precedence over invasive and/or exotic species.

Resolution No. 201 of 2021

M/S- Dill/Bruno

This resolution was adopted by unanimous vote of those present.

On the motion of Council Member McGuigan, seconded of Council Member Dill and carried to amend the wording from NJSPCA to Office of Animal Welfare within the New Jersey Department of Health and Senior Services and Municipal Animal Cruelty Investigators (ACI), to Humane Enforcement Law Officer.

Council Member McGuigan asked if anyone suspects or knows of animal cruelty, to please contact the Police Department.

No. 201 of 2021

Subject: Supporting Responsible Pet Ownership Programs in the Community

Introduced by: Council Member McGuigan

WHEREAS, Cats and dogs are an integral and valuable part of Somers Point, contributing to a high quality of life by improving the well-being of humans, whether as companions, service animals, or therapy pets; and

WHEREAS, that as a municipality, the City of Somers Point has an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners that reside in Somers Point; and

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WHEREAS, throughout the state of New Jersey, legislators and municipal officials report that the number of calls from citizens about animal related issues rival any other issue; and

WHEREAS, there are approximately 2.2 million owned dogs and 2.5 million owned cats in New Jersey; and

WHEREAS, New Jersey was the first state in the nation to develop an innovative state-wide spay/neuter program and all proceeds from the sale of Animal Friendly License Plates are used to reimburse participating veterinarians for spaying and neutering surgeries; and

WHEREAS, State responsibility for promoting responsible pet care and ensuring that pets do not suffer due to abuse, neglect, or lack of proper care in kennels, pet shops, shelters, and pounds (animal facilities) is vested in the Office of Animal Welfare within the New Jersey Department of Health and Senior Services; and

WHEREAS, Somers Point's Humane Enforcement Law Officer, Detective Pete Burns, is responsible for investigating and acting as the officer for the detection, apprehension, and arrest of offenders against the animal cruelty laws; and

WHEREAS, New Jersey mandates training requirements for animal control officers and Animal Cruelty Investigators; and

WHEREAS, New Jersey impounds over 100,000 animals per year in animal shelters and impoundment facilities; and

WHEREAS, approximately 37% of the animals that enter New Jersey's impoundment facilities are euthanized, at a rate of around 3,000 every month; and

WHEREAS, free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such zoonotic diseases as rabies, leptospirosis, toxoplasmosis, roundworms, animal bites, and environmental contamination from animal feces; and

WHEREAS, stray and unwanted pets place an enormous financial burden on municipalities and non-profit humane agencies organized to care for these animals; and

WHEREAS, it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats; and

WHEREAS, all dogs are required to be licensed in the municipality where they are housed and the majority of municipalities also require licensure of cats; and

WHEREAS, all municipalities are required to canvass their residents to locate unlicensed dogs;

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NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Somers Point, that the City intends to take the following steps with regard to our municipal responsibilities with the intent of making Somers Point a truly sustainable community and within the bounds of our jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through exercise of powers vested within New Jersey municipalities as follows:

- Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed Trap, Neuter, Release (TNR) programs.
- Work to improve the enforcement of animal cruelty statutes.
- Educate our community, including school children, about their responsibilities towards the pet animals they chose to keep.
- Increase the percentage of licensed dogs and cats through ease of licensing and licensing enforcement measures.
- Identify and work to implement best practices to prevent unwanted breeding through effective animal control, availability of low-cost pet spaying and neutering services, public education, and pet-friendly rental and senior housing.
- Identify alternatives to euthanasia of adoptable companion animals, including utilizing foster homes, adoption networks and providing remedial behavior training services to existing and future owners.
- Assist in identifying resources to improve the conditions and increase the capacity of animal shelters and impoundment facilities and animal control services.

Resolution No. 202 of 2021

M/S- Owen/Ferreri

This resolution was adopted by unanimous vote of those present.

No. 202 of 2021

Subject: Authorizing Advertising Bids for Dog Park
Introduced By: Council Member McCarrie

WHEREAS, the Governing Body of the City of Somers Point has determined that it is the best interest of the City to create a dog park at Kern Field adjacent to the existing hockey courts; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Engineer is hereby authorized to prepare plans and specifications for the proposed Dog Park; and

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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.

Resolution No. 203 of 2021

M/S- Dill/McCarrie

This resolution was adopted by unanimous vote of those present.

No. 203 of 2021

Subject: Rejecting bids for FY 2020 and FY 2021 Municipal Aid – West Atlantic Avenue

Introduced by: Council Member Dill

WHEREAS, on November 16, 2021, the City of Somers Point received bids for the FY 2020 and 2021 Municipal Aid – West Atlantic Avenue; and

WHEREAS, the City has been notified by NJDOT that combining funds for two separate fiscal years into one project is no longer permitted; and

WHEREAS, based off an analysis of the bids received, the Engineer's cost estimate, and available funding for FY 2020, 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 FY 2020 and 2021 Municipal Aid – West Atlantic Avenue on November 16, 2021 are formally rejected.
- 2.) The City Engineer is authorized to rebid the project into two separate projects.

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.

Resolution No. 204 of 2021

M/S- Owen/Dill

**REGULAR MEETING
MAYOR AND CITY COUNCIL
November 18, 2021**

This resolution was adopted by unanimous vote of those present.

No. 204 of 2021

Subject: Requesting a Six-Month Extension to Award a Construction Contract for FY 2020 Municipal Aid – West Atlantic Avenue

Introduced by: Council Member Dill

WHEREAS, the City of Somers Point received a grant for the FY 2020 Municipal Aid for West Atlantic Avenue; and

WHEREAS, according to the grant agreement, FY 2020 Municipal Aid must award a construction contract within 2 years of the grant agreement being executed; and

WHEREAS, the City received bids for the FY 2020 and FY 2021 Municipal Aid for West Atlantic Avenue on November 16, 2021; and

WHEREAS, the City has received notification that combining funds from two separate fiscal years into a single project is no longer permitted; and

WHEREAS, the bids received exceeded the Engineer’s cost estimate, and due to funds from two fiscal years being no longer permitted to be combined, the City must reject the bids; and

WHEREAS, the project will be readvertised for bid within three months or financing will be arranged to allow award within the next six months; and

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

- 1.) The City of Somers Point formally requests a six month extension to award a construction contract for the FY 2020 Municipal Aid – West Atlantic Avenue.
- 2.) The Mayor and City Clerk are hereby authorized and directed to sign all necessary forms required by NJDOT.

Council Member Dill stated he voted no on Resolution number 191, the Lease for the County library because he believes the rent should be increased since the City is responsible for much of the maintenance. He suggested a committee be formed next year to accomplish this.

**REGULAR MEETING
MAYOR AND CITY COUNCIL
November 18, 2021**

Old Business:

None

New Business:

- City Council unanimously approved a Social Affair Permit for Linwood Parent Teacher Organization for an Event at Somers Point Brewing Company on 11/19 from 6 pm-10 pm.

Discussion of Bills:

Administrator Frost reported a Bill List dated 11/16/2021 in the amount of \$586,870.38, a Record of Payment dated 11/5/2021 in the amount of \$135,876.89 and a Record of Payments dated 11/5/2021 in the amount of \$17,180.50.

Public Portion:

The meeting was duly opened to the public.

Judy Mc Anally of 520 Sunset stated her concerns with the parking on Sunset and Pleasant Avenues at school drop off times. She mentioned this has been an ongoing issue and hopes the proposed redevelopment plan will look at this issue and address it in the plans. Council President Johnston stated she has been made aware of the situation.

John Helbig of 106 E. Dawes mentioned there are dead and/or dying trees in the public right of ways throughout the City. He requested the formation of a Shade Tree Commission that may begin to inventory these trees.

Council Members McGuigan and McCarrie and Solicitor Smith discussed who is responsible for the upkeep of the trees and the suggestion of a Shade Tree Commission.

Patricia Pierson of 587 Marks Road reported the City received good publicity in the Current regarding the holiday events scheduled for December 3rd and 4th. She concurred the trees owned by the City should be inventoried.

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

Payment of Bills:

M/S – Bruno/Dill

**REGULAR MEETING
MAYOR AND CITY COUNCIL
November 18, 2021**

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 Owen moved, Council Member Dill seconded and carried to adjourn the meeting at 8:08 p.m.

Council President Johnston wished everyone a safe and happy Thanksgiving.

Submitted by:

Lucy R. Samuelsen, RMC
Municipal Clerk
Approved: 12/16/2021