

**REGULAR MEETING
MAYOR AND CITY COUNCIL
February 9, 2023**

Meeting called to order at 7:00 p.m. by President Johnston with a salute to the U.S. flag.

Roll call was recorded as follows:

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

Absent: McCarrie

Also Present: Mayor Glasser, City Administrator Frost, City Clerk Samuelson, City Solicitor Smith

Open Public Meetings Act:

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

Communications:

- President Johnston discussed the Council's opinion on windmills and that Administrator Frost has the updated information for them to review.

Mayor's Report:

Mayor Glasser thanked the Council Members for attending the Planet Fitness Grand Opening and shared his fascination with all that Planet Fitness has to offer. He mentioned that at the Veterans Advisory Board Meeting, which took place on February 8th, upcoming events were discussed, particularly Memorial Day. They expect to meet again in mid-April for further discussions. He then read a letter from the County Executive in reference to the shared services for Fire Fighters and EMS Dispatch. Lastly, Fire Co. #2 dinner was held last Saturday on February 3rd. The dinner for Fire Co. #1 will be held on March 11th.

Administrator's Report:

None

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Solicitor's Report:

None

Engineers Report:

None

Committee Reports:

- Council Member DePamphilis met with the Cannabis Committee and made the recommendation to Council to take advantage of additional income available and allow one location on RT. 9 for a dispensary.
- Council Member Dill believes that revenue is not a good enough reason for the opening of a dispensary and that there is no guarantee the State will not take that income.
- Council Member Mcguigan does not agree with opening a dispensary without a guarantee of benefit or projected revenues. He also clarified that when residents voted in favor of the Cannabis Referendum, they were voting for the legality of cannabis and not the opening of a dispensary within the City.
- Council President Johnston agrees with the Cannabis Committee, that a dispensary would be beneficial for City revenue. She also suggested that because the legality of cannabis is new to New Jersey, it is difficult to calculate potential revenue, but that the Cannabis Committee can continue their research. She then reported that after undertaking an extensive study, the Economic Development Advisory Commission recommends the opening of a dispensary.
- Council Member Bruno reiterated that this is what the voters chose, in addition, even though cannabis laws are new and vague, the Council can still take this as an opportunity to continue to induct change and try to do what they can for the community.
- Council Member Owen concludes that the revenue and social impact are still too unclear to make an informed decision on the opening of a dispensary.
- Council President Johnston met with the Parking Committee, and they have recommended to not have paid parking at the Gateway lot and the Somers Point Beach lot, but to keep paid parking for the Somers Avenue lot. The projected income for the Somers Avenue lot is approximately

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\$75,000. She agrees with the Committee’s recommendation and stated that Chief Somers is on board with reinforcement.

- Council Member Dill addressed his opinion that revenue should be collected by all three lots or by none of them. He also clarified that the projected revenue of \$75,000 for the Somers Avenue lot is contingent on the lot being at 100% capacity, 12 hours a day, for 180 days, which in his opinion, is not reasonable.
- Council Member DePamphilis pointed out that the reason the Committee chose to have the Gateway and Beach lots free is because those lots are primarily used by residents, whereas the Somers Avenue lot is not. He also proposed the notion of selling the Somers Avenue lot.
- Council Member McGuigan agrees with Council Member Dill on the issue of paid parking.

On the motion of Council Member McGuigan and seconded by Council Member Dill, to cancel the contract with ParkMobile.

Council Member McGuigan amended his motion to sever the Contract with Park Mobile in accordance with that Contract and do away with any ideas of charging citizens, business owners or visitors for paid parking in municipal lots, which was seconded by Council Member Dill. Council President Johnston asked for a roll call vote of those present. The votes recorded as follows:

- Bruno – Yes
 - Owen – Yes
 - DePamphilis – Yes
 - McGuigan – Yes
 - Dill – Yes
 - Johnston – Yes
- Council Member Owen met with the Recreation Committee on Thursday, February 2nd regarding the Arts Commission and Cape Atlantic Railroad Association making use of the space at the Youth Center. He then clarified that the Cape Atlantic Railroad Association’s contract will end this August. Clerk Samuelsen mentioned that proof of insurance will be required.

Approval of Minutes:

On the motion of Council Member Dill, seconded of Council Member Owen and carried to approve the Reorganization Meeting Minutes of 1/6/2023, Regular Meeting Minutes of 1/12/2023 and Regular Meeting Minutes of 1/26/2023.

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Ordinances:

Ordinance No. 3 of 2023

M/S- Dill/Bruno

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

(Second Reading/Public Hearing/Adoption)

Council President Johnston duly opened the meeting to the public.

Patricia Pierson of 587 Marks Road requested clarification on Ordinance No. 3.

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

No. 3 of 2023

An Ordinance Amending and Supplementing the Somers Point Municipal Code Chapter 250 Vehicles and Traffic, and Enacting Article IX, Section 250-73, Designated Crosswalks, and Repealing All Ordinances Heretofore Adopted, The Provisions of Which Are Inconsistent Herewith.

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

WHEREAS, Atlantic County Road No. 585 runs through the City of Somers Point, north to south; and

WHEREAS, said roadway is identified as “Shore Road” in Somers Point; and

WHEREAS, Shore Road has certain marked crosswalks for pedestrian safety located on it in Somers Point; and

WHEREAS, one such crosswalk is located immediately north of Miller Lane at its intersection with Shore Road; and

WHEREAS, the City of Somers Point wishes to ensure that said marked crosswalk remains as a mid-block crosswalk should there ever be any modifications to the location of Miller Lane at its intersection with Shore Road; and

WHEREAS, Atlantic County’s Department of Regional Planning and Development has requested that the City of Somers Point pass an Ordinance establishing the aforesaid marked crosswalk as a mid-block crosswalk, so that it can then pass a consenting Resolution to the City’s Ordinance; and

WHEREAS, it is necessary to amend and supplement Chapter 250 of the Code of the City of Somers Point in order to implement the recognition of the aforesaid marked, mid-blocked crosswalk.

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:

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SECTION 1:

Chapter 250 of the Code of the City of Somers Point is hereby amended and supplemented to include Article IX, identified as “Crosswalks,” as well as creating Section 250-73, which is identified as “Mid-Block Crosswalks.”

SECTION 2:

Section 250-73 shall read as follows:

There shall exist as a marked, mid-block crosswalk on Atlantic County Roadway Number 585 (“Shore Road”) which has the following legal description: Located on Shore Road mid-block between Delaware Avenue and Somers Avenue, being more particularly described as being located 150 feet south of the southerly curb line of Delaware Avenue on the eastern side of Shore Road, and crossing Shore Road perpendicularly to its western side.

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. 4 of 2023

M/S- Owen/Bruno

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

(Second Reading/Public Hearing/Adoption)

Council President Johnston duly opened the meeting to the public.

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

Council Member McGuigan asked City Solicitor Smith for clarification on this ordinance.

No. 4 of 2023

An Ordinance Amending and Supplementing the Somers Point Municipal Code Chapter 114 Development Regulations, and Enacting Article XXXII,

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Zoning Matrix Schedule, Section 114-233, Designated as “Schedule of Minimum Area, Yard and Building Requirements.”

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

WHEREAS, the City of Somers Point has enacted certain developmental regulations as set forth in Chapter 114 of the City Code; and

WHEREAS, Section 114-5 of said Chapter, enumerates nineteen (19) different districts within the City; and

WHEREAS, each district is identified in a separate Article of said Chapter; and

WHEREAS, the requirements for minimum area, yard, and building for each of the districts can be different; and

WHEREAS, City Council believes that setting forth a matrix format for the schedule of certain districts would simplify the general public’s use of Chapter 114, as well as its understanding of the development requirements of certain districts.

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:

Chapter 114 of the Code of the City of Somers Point is hereby amended and supplemented to include Article XXXII, identified as “Zoning Matrix Schedule,” as well as creating Section 114-233, which is identified as “Schedule of Minimum Area, Yard and Building Requirements for Certain Districts.”

SECTION 2:

Section 114-233 shall read as follows:

The matrix below hereby sets forth a schedule for the minimum area, yard and building requirements which provisions are hereby consistent with those requirements identified in Articles IV through XI, Articles XII and XIII, and Articles XV through XVII of Chapter 114 of the City Code, and the Districts identified therein.

(See Attached Matrix Form)

SECTION 3:

All other provisions of Chapter 114 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

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adoption in the manner prescribed by law.

Ordinance No. 5 of 2023

M/S- Dill/Bruno

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

(First Reading/Introduction)

No. 5 of 2023

**Calendar Year 2023 Ordinance to Exceed the Municipal Budget Appropriation
Limits and to Establish a Cap Bank
(N.J.S.A. 40a: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Somers Point in the County of Atlantic finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$343,439.93 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Somers Point, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the City of Somers Point shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$480,815.90, and that the CY 2023 municipal budget for the City of Somers Point be approved and adopted in accordance with this ordinance; and,

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BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Ordinance No. 6 of 2023

M/S- Dill/Owen

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

(First Reading/Introduction)

No. 6 of 2023

**AN ORDINANCE OF THE CITY OF SOMERS POINT AUTHORIZING THE
ACQUISITION BY DEED OF EASEMENT FOR A PORTION OF BLOCK 1214 / LOT
16.01 LOCATED WITHIN THE CITY OF SOMERS POINT FROM SUNSET AVE
DEVELOPMENT LLC FOR THE MUNICIPAL PUBLIC PURPOSE OF A SIDEWALK
EASEMENT**

WHEREAS, pursuant to N.J.S.A. 40A:12-1, et seq., the City of Somers Point (“City”) may acquire such lands as may be necessary and suitable for municipal public purposes; and

WHEREAS Sunset Ave Development LLC, a New Jersey limited liability company, having its principal office at 30 Washington Avenue, Suite A-1, Haddonfield, New Jersey 08033, referred to as the Grantor is the owner of that certain parcel of real property shown and designated as Block 1214, Lot 16.01 on the Tax Map of the City of Somers Point, Atlantic County, New Jersey; and

WHEREAS, as a condition of Preliminary and Final Major Subdivision approval by the City of Somers Point Planning Board, Atlantic County, New Jersey, adopted on July 20, 2022, this conveyance is to grant the City of Somers Point an easement for sidewalk

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pedestrian usage along a portion of Pleasant Avenue outside of the public right-of way for general pedestrian traffic which encroaches onto proposed Lot 16.01;

WHEREAS, that portion of Grantor’s property which is the subject of the conveyance is more specifically described in the Sidewalk Easement on file in the office of the Somers Point City Clerk and available for public inspection during normal business hours allowing general pedestrian access as more particularly shown on the plan entitled “Sidewalk Easement” prepared by Thomas A. Prendergast, P.L.S., N.J. License No.7604, dated November 30, 2022 (1 sheet) annexed as **Exhibit “A”** to the Declaration Creating Sidewalk Easement Allowing General Pedestrian Access and being bound and as more particularly described in the legal description “Sidewalk Easement Description” prepared by Thomas A. Prendergast, P.L.S., N.J. License No. 37604, dated November 30, 2022, consisting of a one-page, four-course legal description as **Exhibit “B”** to the Declaration Creating Sidewalk Easement Allowing General Pedestrian Access and as described below, for the construction and use of a sidewalk along the Property’s frontage on Pleasant Avenue outside the public right-of-way for general pedestrian traffic:

BEGINNING AT the intersection of Southeasterly line of Sunset Avenue (50 feet wide) and the Southwesterly line of Pleasant Avenue (50 feet wide); and extending thence

1. South 56 degrees 21 minutes 04 seconds East, along the Southwesterly line of Pleasant Avenue, a distance of 110.00 feet to a point in the division line of Lots 16.01 and 17.02, Block 1214; thence
2. South 30 degrees 28 minutes 36 seconds West, a distance of 5.50 feet to a point; thence
3. North 54 degrees 42 minutes 01 seconds West, a distance of 110.22 feet to a point in the Southeasterly line of Sunset Avenue; thence
4. North 30 degrees 28 minutes 36 seconds East, a distance of 2.32 feet to the point and place of **BEGINNING**.

CONTAINING AN AREA OF 429 square feet.

TOGETHER with the right of ingress and egress in, over and along the above-described lands to the benefit of the City of Somers Point to maintain, repair, or replace the sidewalk within the easement area; and

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WHEREAS, Grantor has offered to grant to the City by a “Declaration Creating Sidewalk Easement Allowing General Pedestrian Access” that portion of the Property needed for municipal public purposes as herein described for the purchase price of One Dollar (\$1.00); and

WHEREAS the City desires to acquire said easement for such municipal public purposes; and

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

SECTION 1. The City hereby authorizes the acquisition by the Declaration Creating Sidewalk Easement Allowing General Pedestrian Access of that portion of Block 1214 Lot 16.01 as designated on the Official Tax Map of the City of Somers Point described below, and the expenditure of the funds in order to acquire said property for municipal public purposes.

SECTION 2. The appropriate City of Somers Point officials, its employees, professionals, and agents are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance, including the execution of documents required to close the above-mentioned transaction.

SECTION 3. All ordinances of the City of Somers Point that are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.

SECTION 4. If any subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid in any Court of competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

SECTION 5. This Ordinance shall take effect following final passage and publication in accordance with law.

Resolutions:

Public Portion Resolutions:

Council President Johnston duly opened the meeting to the public.

Patricia Pierson of 587 Marks Road asked for clarification on Resolutions No. 56, 59 and 62.

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Jack Shields of 170 Bala Drive conveyed his support for Resolution No. 56

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

Resolution No. 56 of 2023

M/S- Owen/Bruno

This resolution was adopted by unanimous vote of those present.

Council Member Dill voiced his appreciation to City Administrator Frost for introducing to Council the Cranford Police Cooperative, which helped in purchasing the police vehicles.

No. 56 of 2023

Subject: Authorizing Purchase of Two (2) 2023 Dodge Durango Police All Wheel Drive Vehicles with Accessories through the Cranford Police Cooperative Pricing System National Cooperative Purchasing Program for Contract Number # 22-01, Police and Administrative Vehicles, for the Somers Point Police Department.

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

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 Cranford Police Cooperative Pricing System of New Jersey has acted as lead agency and awarded Contract Number # 22-01, Police and Administrative Vehicles; and

WHEREAS, Resolution 37 of 2023 authorized the City of Somers Point to participate in the Cranfords Police Cooperative Pricicing System; and

WHEREAS, participation in the Cranford Police Cooperative Pricing System will provide the City with greater purchasing flexibility, opportunities to achieve cost savings, and a reduction in administrative expenses; and

WHEREAS, the City's Police Department has a multiple vehicles which are becoming increasingly cost prohibitive to maintain; and

WHEREAS, Police Chief Robert Somers, the City Council Finance Committee, and City Administrator/Purchasing Agent Jason Frost have reviewed the contract from Cranford Police Cooperative Pricing System of New Jersey Contract Number # 22-01, Police and Administrative Vehicles, and have determined that the acquisition of two (2) 2023 Dodge Durango Police All Wheel Drive Vehicles with Accessory Items is the functional economic solution to replace the City of Somers Point's aging Police Vehicles; and

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WHEREAS, it is recommended that City Council approve the acquisition of two (2) 2023 Dodge Durango Police All Wheel Drive Vehicles with Accessory Items for the Police Department's for use throughout the City.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, authorizes the purchase of two (2) 2023 Dodge Durango Police All Wheel Drive Vehicles with Accessory Items purchased from Hertrich Fleet Services, Inc of 1427 Bay Rd, Milford, Delaware 19963 in accordance with the Cranford Police Cooperative Pricing System of New Jersey contract term for Contract Number # 22-01, Police and Administrative Vehicles, contract for use by the Police Department as follows:

Item:	
CONTRACT PRICE:	\$37,776.00
<u>EXTERIOR COLORS:</u>	
PXJ DB BLACK CLEARCOAT	\$0.00
<u>OPTIONS - Description</u>	<u>Price</u>
A7X9 BLACK, CLOTH BUCKET SEATS W/REAR VINYL -Inc.:	\$135.00
Vinyl 2nd Row Seat	
LNF BLACK LEFT LED SPOT LAMP	\$610.00
MTS DELETE LIFTGATE BADGE	\$0.00
GXF ENTIRE FLEET ALIKE KEY (FREQ 1)-Inc.: 8 key FOBs are standard	<u>\$160.00</u>
TOTAL W/OPTIONS:	\$38,681.00

TOTAL for (2):	
.....	<u>\$77,362.00</u>

*Total Amount of Cranford Police Cooperative Pricing System of New Jersey Contract Number # 22-01, Police and Administrative Vehicles

Resolution No. 57 of 2023

M/S- Dill/Owen

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

No. 57 of 2023

Subject: Taxes Cancelled and Refunded (Block 524 Lot 2)

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

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WHEREAS, the property owner at 3 Wilson Avenue is a 100% permanently and totally disabled veteran; and

WHEREAS, the owner has filed all of the forms and provided all the necessary documentation for tax exemption; and

WHEREAS, the owner is now entitled to total real estate tax exemption beginning on 10/28/2022; and

WHEREAS, the taxes for 2022 should be canceled and refunded in the amount \$1,365.21; and

WHEREAS, 2023 tax year and all future tax billings should be canceled; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point, that the above taxes be canceled and refunded.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Tax Collector and the Finance Officer by the City Clerk.

Block	Lot	Qual.	Owner	Amount	Year
524	2		Gary Levitz	\$1,365.21	2022 (cancelled and refunded)

Resolution No. 58 of 2023

M/S- Owen/Bruno

This resolution was adopted by unanimous vote of those present.

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION’S
“Enforcement Guidance on the Consideration of Arrest and Conviction Records in
Employment Decisions Under Title VII of the Civil Rights Act of 1964”**

No. 58 of 2023

Introduced by: Council President Johnston

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring

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practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Somers Point City Council of the City of Somers Point, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Resolution No. 59 of 2023

M/S- Owen/Bruno

This resolution was adopted by unanimous vote of those present.

Council Member Dill commended the Economic Development Advisory Commission and offered his support to this Resolution.

No. 59 of 2023

Subject: Authorizing an Advertisement for an RFP for Marketing Services CY 2023

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

WHEREAS, the Somers Point Economic Development Advisory Commission and Governing Body of the City of Somers Point is interested in soliciting proposals from independent contractors to provide Services for the Calendar Year 2023; and

WHEREAS, the RFP will be solicited through a fair and open process pursuant to N.J.S.19:44A-20.4 et seq; and

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

1. The City Administrator is hereby authorized to advertise the Requests for Proposals for Marketing Services for the Calendar Year 2023.
2. Said RFP shall be advertised as soon as possible on the City's Website.

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3. The City anticipates awarding a contract on or before March 23rd 2023, but reserves the right to reject any and all proposals in their entirety and may take no action in awarding a contract for this RFP..

Resolution No. 60 of 2023

M/S- Dill/McGuigan

This resolution was adopted by unanimous vote of those present.

No. 60 of 2023

Subject: Authorizing Execution of 2023 Municipal Aerial Mosquito Control Agreement

Sponsored by: Council President Johnston

WHEREAS, from time to time it may become necessary to perform aerial application of pesticides for mosquito control over certain areas of Somers Point; and

WHEREAS, such application should be performed by the Atlantic County Department of Public Works, office of Mosquito Control; and

WHEREAS, all pesticides and aircraft utilized are approved for aerial application by State and Federal governments; and

WHEREAS, the Atlantic County Department of Public Works, Office of Mosquito Control shall notify the Somers Point Police Department, the City and local news media prior to any application.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that Mayor John L. Glasser, Jr., is hereby authorized to execute the 2023 Municipal Aerial Mosquito Control Agreement, a copy of which is attached hereto and made a part hereof.

Resolution No. 61 of 2023

M/S- Dill/Owen

This resolution was adopted by unanimous vote of those present.

No. 61 of 2023

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Subject: **Awarding Bid for the Somers Point Bike Path Enhancements -
Contract No. 115
Federal Project No. CMAQ-1038(302), NJDOT Job No. 5521310**

Introduced By: **Councilmember Dill**

WHEREAS, on December 2, 2022 the City of Somers Point received bids for the Somers Point Bike Path Enhancements (Federal Project No. CMAQ-1038(302), NJDOT Job No. 5521310); and

WHEREAS, Ocean Construction, LLC of Williamstown, New Jersey was the lowest responsible bidder; and

WHEREAS, the City Engineer's office has recommended that the City award the contract to Ocean Construction, LLC of Williamstown, New Jersey in the amount of \$106,184.00.

WHEREAS, the NJDOT Local Aid Office must also concur with this resolution awarding a contract to Ocean Construction, LLC of Williamstown, New Jersey in the amount of \$106,184.00.

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

- 1.) The Contract for Somers Point Bike Path Enhancements (Federal Project No. CMAQ-1038(302), NJDOT Job No. 5521310) is hereby awarded to Ocean Construction, LLC of Williamstown, New Jersey in the amount of \$106,184.00, subject to approval from the NJDOT Local Aid Office.
- 2.) The Mayor and City Clerk are hereby authorized and directed to enter into a formal contract with Ocean Construction, LLC of Williamstown, NJ signing on behalf of the City.
- 3.) The Mayor and City Clerk are hereby authorized and directed to sign all necessary forms required by NJDOT.

Resolution No. 62 of 2023

M/S- Dill/Owen

This resolution was adopted by unanimous vote of those present.

No. 62 of 2023

Subject: **Promotion of Tanya Hancock to Deputy Court Administrator Level 4**

Introduced By: **Councilmen Dill, McGuigan and McCarrie**

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WHEREAS, it is the policy of the City of Somers Point to advance employees in accordance to their individual merits and in accordance with the New Jersey Civil Service Commission Policies and Procedures; and

WHEREAS, Tanya Hancock has been employed by the City of Somers Point since January of 2022, has performed the duties of Deputy Court Administrator in the Municipal Court in addition to completing coursework towards her Municipal Court Administrator Certification; and

WHEREAS, the Municipal Court Administrator, City Administrator, and City Council Personnel Committee have recommended that Tanya Hancock be promoted; and

WHEREAS, adequate funds are available within the Municipal Court operations in the 2023 Temporary Budget for this promotion.

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

- 1.) Effective January 1st 2023 the salary of Tanya Hancock will be in accordance with the designation of Deputy Court Administrator 4, White Collar Section of the agreement between the City of Somers Point and Teamsters Union Local No. 115 plus an additional amount \$6,675.00, which for 2022 is \$47,783.00.

Old Business:

- City Clerk Samuelson thanked the Mayor and City Council for allowing her to attend the New Jersey League of Municipalities, then gave a report on the classes she attended.
- Council President Johnston described her interaction with the many vendors at the League of Municipalities, stating that there would be shipping delays and price increases for equipment ordered.
- Mayor Glasser talked about his interaction with former Mayor of Stone Harbor, Suzanne Walters at the League of Municipalities, in addition to talking to Veterans and other vendors.

New Business:

- City Council approved the Social Affair Permit for Robert Johnson Post 2189 VFW on 3/4/2023 from 11:00 am to 6:00 pm at 500 Bethel Road.

**REGULAR MEETING
MAYOR AND CITY COUNCIL
February 9, 2023**

- City Council approved the Social Affair Permit for Somers Point Volunteer Fire Co. No. 2 on 3/4/2023 from 12:00 pm to 5:00 pm at 20 W. New Jersey Avenue.
- City Council approved the Social Affair Permit for American Legion Clark Eliason Post 352 on 3/4/2023 from 11:00 am to 6:00 pm at First and Pennsylvania Avenue.
- City Council approved the Social Affair Permit for Linwood Education Foundation on 3/25/2023 from 4:00 pm to 1:00 am at 901 Mays Landing Road, Greate Bay Country Club.

Discussion of Bills:

Administrator Frost reported a record of Payment dated 2/1/2023 in the amount of \$8,400.00 and a Bill List dated 2/7/2023 in the amount of \$ 2,944,846.17.

Public Portion:

The meeting was duly opened to the public.

Jud Moore of 841 Bay Avenue thanked City Council for their vote to terminate paid parking at the Municipal lots.

Charlie Haberkorn of 47 Wilson Avenue conveyed his gratitude to City Administrator Frost for his work on Resolution No. 59, in addition to City Council for their decision on paid parking.

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

Payment of Bills:

M/S – Owen/Bruno

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.

Comments from Governing Body:

**REGULAR MEETING
MAYOR AND CITY COUNCIL
February 9, 2023**

Council Member Owen announced that on Sunday, February 12th, there will be a sub sale at Fire Co. #2 from 11am to 3 pm and next Tuesday, February 14th, there will be a blood drive at the VFW on Bethel Road.

Mayor Glasser reminded City Council of Fire Co. #1's dinner on March 11th.

Adjournment:

There being no further business to come before City Council, Council Member Dill moved, Council Member Bruno seconded and carried to adjourn the meeting at 8:15 pm.

Submitted by:

Lucy R. Samuelsen, RMC
Municipal Clerk
Approved: 2/24/2023