

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
March 27, 2025**

Meeting called to order at 7:00 p.m. by Council President Haberkorn with a salute to the flag followed by a moment of silence for Somers Point Firefighter Michael Weierbach. Roll call was recorded as follows:

**Present:** DePamphilis, Dill, Gerety, Johnston, McGuigan, Owen, Council President Haberkorn

**Also Present:** Mayor Tapp, Administrator Frost, City Clerk Heath, and City Solicitor Smith

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**Open Public Meetings Act:**

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

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**Resolutions:**

**Public Portion Resolutions No. 95, 96, and 97:**

Council President Haberkorn duly opened the meeting to the public.

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

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**Resolution No. 95 of 2025**

**M/S- Dill / Johnston**

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

**No. 95 of 2025**

**Subject: Read Budget by Title Only**

**Introduced by: Council President Haberkorn, Council Members Dill and McGuigan**

**WHEREAS**, N.J.S 40A:4-8 provides that the budget be read by title only at the time of the public hearing if the resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of the hearing a complete copy of the approved budget as advertised has been posted in City Hall and copies have been made available by the City Clerk to persons requiring them; and

**WHEREAS** the City Clerk affirms hereto that these two conditions have been met; and

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**WHEREAS** City Council hereby declares that at least one week prior to the date of the hearing a complete copy of the approved budget as advertised has been posted on the City's website. Also, copies have been made available by the City Clerk to people requiring them.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that the budget shall be read by title only.

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**Resolution No. 96 of 2025**

**M/S- Dill / Owen**

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

**No. 96 of 2025**

**Subject: Self-Examination of the 2025 Budget**

**Introduced by: Council President Haberkorn, Council Members Dill and McGuigan**

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the City of Somers Point has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2025 budget year.

**NOW THEREFORE BE IT RESOLVED** by the governing body of the City of Somers Point that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes

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- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.
- 2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
- 3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
- 4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
- 4. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
- 6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED** that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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**Resolution No. 97 of 2025**

**M/S- Dill / Owen**

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

**Adoption of the 2025 Municipal Budget**

City Auditor Leon Costello explained the 2025 Municipal Budget and discussed with Council Member McGuigan the total loss in State Aid.

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**Communications:**

None

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# **REGULAR MEETING MAYOR AND CITY COUNCIL March 27, 2025**

## **Mayor's Report:**

Mayor Tapp reported that volunteers are needed for the City Wide Clean Up Day being held April 5<sup>th</sup>, 2025, at 8:45a.m. location Public Works Building on Center Street. Supplies will be provided. He also announced that the Somers Point Police Athletic Activities League will hold their annual Easter Egg Hunt at Kenndy Park April 12<sup>th</sup>, 2025 at 10:00 a.m. for ages 0-10 years old, and mentioned the City is hosting a free Rabies Clinic at the Public Works garage on May 17<sup>th</sup> from 9a.m. to 11a.m. all dogs and cats are welcome.

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## **Administrator's Report:**

Administrator Frost reported the playground equipment was installed sooner than expected at the Somers Point Beach and JFK Park.

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## **Solicitors' Report:**

Solicitor Smith mentioned litigation matters to be discussed in more detail under old business.

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## **Engineer's Report:**

None

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## **Committee Reports:**

Council Member Gerety attended the Economic Development Advisory Commission meeting. The topic of discussion was the upcoming Jersey Shore Boat Racing Event being held June 29<sup>th</sup>, 2025. The boat members plan to submit a formal request with the necessary Boards.

Council Member Dill reported that the Planning Board approved the Defeo Plaza Project. Council Member Dill explained that past concerns from neighbors have been addressed and showed his appreciation for the professionalism shown by everyone involved.

Council Member Johnston attended the recent School Board meeting and explained the School's Budget will be introduced at the upcoming meeting.

Council Member Johnston updated residents on the Crane located in the Bay visible from Bay Avenue.

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Council Member Johnston and Administrator Frost spoke with a State Trooper in hopes to have crane removed before Summer.

Council Member Owen informed residents that the Arts Commission has opened online registration for two workshops. Create your own vision board on April 12<sup>th</sup>, 2025, 10a.m.-12p.m. and the Lost and Found poetry workshop April 17<sup>th</sup> 6pm.-8pm. Both workshops will be at the Somers Point Senior Center.

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## **Special Presentation:**

Dr. Trocki gave a detailed presentation on his development plans for 939 Bay Ave.

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## **Approval of Minutes:**

On the motion of Council Member Dill, seconded of Council Member Owen, and carried to approve the Regular Meeting Minutes of 3/13/2025 and Executive Session Meeting minutes of 3/13/2025, approved as to content only.

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## **Ordinances:**

### **Ordinance No. 6 of 2025**

*(Second Reading/Public Hearing/Adoption)*

**M/S- Dill / Johnston**

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

Council President Haberkorn duly opened the meeting to the public.

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

Council Member McGuigan supported this Ordinance and explained the Ordinance was an amendment to an agreement made in 2016.

### **No. 6 of 2025**

**AN ORDINANCE AUTHORIZING AND APPROVING THE  
EXECUTION AND DELIVERY OF THE SECOND AMENDMENT TO A LONG-  
TERM TAX EXEMPTION & CAPITAL CONTRIBUTION AGREEMENT  
BETWEEN BAYVIEW COURT URBAN RENEWAL, LLC AND THE CITY OF  
SOMERS POINT, DATED MAY 3<sup>RD</sup>, 2016, AND THE FIFTH AMENDMENT TO**

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**THE REDEVELOPMENT AGREEMENT BETWEEN BAYVIEW COURT  
URBAN RENEWAL, LLC AND THE CITY OF SOMERS POINT, DATED MAY  
3<sup>RD</sup>, 2016**

**WHEREAS**, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A1 *et seq.* by Resolution 183 of 2014, adopted on October 23, 2014, the Somers Point City Council accepted the recommendation of the Somers Point Planning Board and designated the area consisting of Block 1114, Lots 3, 4.01, 4.02, 4.03, and 4.04 as a non-condemnation area in need of redevelopment (the “Bayview Court Redevelopment Area”); and

**WHEREAS**, by Ordinance No. 5 of 2015, adopted on February 26, 2015, a Redevelopment Plan for Bayview Court (the “Bayview Court Redevelopment Project”) was approved and adopted; and

**WHEREAS**, by Resolution 61 of 2016, adopted on February 25, 2016, Bayview Court Urban Renewal Entity, LLC was designated as the Redeveloper for the Redevelopment Area and the execution and delivery of the redevelopment agreement (the “Bayview Court Redevelopment Agreement”) between the City of Somers Point (the “City”) and Bayview Court Urban Renewal Entity, LLC (the “Redeveloper”) was approved and authorized; and

**WHEREAS**, the Bayview Court Redevelopment Agreement was entered into on May 3, 2016; and

**WHEREAS**, on March 24, 2016, by Ordinance No. 2 of 2016, a long-term exemption and capital contribution agreement (the “Financial Agreement”) was authorized and entered into on May 3, 2016, between the City and the Redeveloper; and

**WHEREAS**, on December 20, 2017, by Ordinance No. 22 of 2017, a first amendment to the Financial Agreement and the Bayview Court Redevelopment Agreement was authorized and entered into between the City and the Redeveloper; and

**WHEREAS**, on March 28, 2019, the City adopted Resolution No. 86 of 2019, authorizing the execution of a second amendment to the Bayview Court Redevelopment Agreement to permit the Redeveloper to accomplish refinancing of its existing debt in the principal amount of \$18,500,000.00 dated as of March 21, 2019, and amending Section 5.2.2(i) and Section 9.3 of the Bayview Court Redevelopment Agreement, which second amendment was entered into on April 17, 2019; and

**WHEREAS**, on May 13, 2021, the City adopted Resolution No. 89 of 2021, authorizing the execution of a third amendment to the Bayview Court Redevelopment Agreement between the City and the Redeveloper to permit the Redeveloper to obtain a supplemental loan and mortgage through Berkadia Commercial Mortgage LLC and the Federal Home Loan Mortgage Corporation in the approximate amount of Four Million Dollars (\$4,000,000.00) for the purpose of retiring and refinancing an existing Construction Loan together with accrued interest thereon; and

**WHEREAS**, on August 24, 2023, the City adopted Resolution No. 199 of 2023, authorizing the execution of a fourth amendment to allow the Redeveloper additional

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time to reach certain milestones as contemplated by the Bayview Court Redevelopment Agreement, as amended;

**WHEREAS**, Redeveloper's affiliated entity, Sunset Ave Development, LLC, as a condition of approval under a redevelopment agreement between Sunset Ave Development LLC and the City, dated May 6, 2022 (the "Sunset Redevelopment Agreement"), constructed a parking lot on Block 1214, Lot 9.01 (the "Parking Lot"), for the exclusive benefit of Bayview Court Apartments located in the Bayview Court Redevelopment Area;

**WHEREAS**, the Parking Lot provides additional off-street parking for the tenants of the Bayview Court Apartments, in order to alleviate, and/or eliminate to the greatest extent possible, on-street parking by Bayview Court Apartments' tenants, and/or the tenant's guest and/or invitees;

**WHEREAS**, on May 11, 2023, a Deed Imposing Restrictive Covenant, dated May 2, 2023, was recorded with the Atlantic County Clerk's Office as Instrument Number 2023023068, which restricts the Parking Lot's use to accessory parking for the tenants of the Bayview Court Apartments;

**WHEREAS**, the Redeveloper, through its related entities and/or principals, has expended approximately One Million Eight Hundred Twenty-Two Thousand Eight Hundred Ninety-Six Dollars (\$1,822,896.00) for the purchase of the land on which the Parking Lot is located, construction costs, and management fees (the "Parking Lot Debt");

**WHEREAS**, Redeveloper is applying for financing with the Federal Home Loan Mortgage Corporation ("FREDDIE MAC") in the approximate amount of One Million Eight Hundred Twenty-Two Thousand Eight Hundred Ninety-Six Dollars (\$1,822,896.00) in order to pay off the Parking Lot Debt and cover any associated loan fees;

**WHEREAS**, Redeveloper has requested that the City confirm by Ordinance that the closing on this FREDDIE MAC loan will not result in a breach of the Bayview Court Redevelopment Agreement and the Financial Agreement;

**WHEREAS**, Redeveloper has further requested that the City amend the Bayview Court Redevelopment Agreement and the Financial Agreement to allow Redeveloper to secure financing from FREDDIE MAC in the approximate amount of One Million Eight Hundred Twenty-Two Thousand Eight Hundred Ninety-Six Dollars (\$1,822,896.00) in order to pay off the Parking Lot Debt and cover any associated loan fees, and to provide that the Annual Service Charges shall be subordinate to the FREDDIE MAC financing;

**WHEREAS**, the governing body has determined that it is in the best interest of the City, the Redeveloper and the community to grant the Redeveloper's requests;

**NOW, THEREFORE**, it is hereby ordained by the City Council of the City of Somers Point, County of Atlantic, State of New Jersey that the City does hereby consent to and approve of the Redeveloper securing a loan with FREDDIE MAC in the approximate amount of One Million Eight Hundred Twenty-Two Thousand Eight Hundred Ninety-Six Dollars (\$1,822,896.00) in order to pay off the Parking Lot Debt and

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cover any associated loan fees, and such financing will not result in a breach of the Bayview Court Redevelopment Agreement and the Financial Agreement; and

**IT IS FURTHER ORDAINED**, that the Mayor is authorized to execute and the City Clerk is authorized to witness and deliver a second amendment to the Long Term Tax Exemption and Capital Contribution Agreement between the City of Somers Point and Bayview Court Urban Renewal Entity, LLC, dated May 3, 2016 substantially similar to the form of the second amendment attached hereto and made a part hereof, subject to such modifications as may be deemed necessary or desirable by the City Solicitor and City Administrator; and

**IT IS FURTHER ORDAINED**, that the Mayor is authorized to execute and the City Clerk is authorized to witness and deliver a Fifth Amendment to the Bayview Court Redevelopment Agreement between the City of Somers Point and Bayview Court Urban Renewal Entity, LLC, dated May 3, 2016 substantially similar to the form of the Fifth Amendment to the Redevelopment Agreement attached hereto and made a part hereof, subject to such modifications as may be deemed necessary or desirable by the City Solicitor and City Administrator; and

**IT IS FURTHER ORDAINED**, that all other terms and conditions of the Ordinances, Resolutions and Agreements heretofore enacted, adopted, and executed shall remain in full force and effect; and

**IT IS FURTHER ORDAINED**, that if any portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgement shall not affect or invalidate the remainder of this article, but shall be confined in its effect to the provisions directly involved in the controversy in which said judgment shall have been rendered; and

**IT IS FURTHER ORDAINED**, that this Ordinance shall become effective following final passage and publication as required by law.

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**Ordinance No. 7 of 2025**

*(First Reading/Introduction)*

**M/S- Gerety / Dill**

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

**CITY OF SOMERS POINT  
ATLANTIC COUNTY  
NEW JERSEY**

**ORDINANCE NO. 7 of 2025**

**BOND ORDINANCE PROVIDING FOR VARIOUS  
CAPITAL IMPROVEMENTS IN AND BY THE CITY OF  
SOMERS POINT, IN THE COUNTY OF ATLANTIC, NEW**



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**JERSEY, APPROPRIATING \$3,479,455 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$3,305,455 BONDS OR  
NOTES OF THE CITY TO FINANCE PART OF THE COST  
THEREOF.**

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the City of Somers Point, in the County of Atlantic, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$3,479,455, and further including the aggregate sum of \$174,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,305,455 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
a) <b><u>Fire Department:</u></b>			
(i) Acquisition of equipment, including, but not limited to, a pick-up truck and turn out gear, including all related costs and expenditures incidental thereto.	\$140,000	\$133,000	5 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(ii) Acquisition of various equipment, including, but not limited to, a rescue saw, a vent saw, a battery chain saw vent kit upgrade, a battery vent fan, large area search kits, ball intake valves, rescue harnesses with training, supply hoses and emergency plugs, including all related costs and expenditures incidental thereto.	\$47,500	\$45,125	15 years
(iii) Acquisition of equipment, including, but not limited to, a pro thermal camera and scene lights, including all related costs and expenditures incidental thereto.	\$7,500	\$7,125	10 years
<b>(b) <u>Police Department:</u></b>			
(i) Acquisition of equipment, including, but not limited to, fleet vehicles, sonic wall switches, DVD-R CD-R Blue Ray duplicators, a network switch, work stations, a SWAT vest, ballistic vests, a dispatcher chair, body worn camera server upgrades and dispatch console repairs, including all related costs and expenditures incidental thereto.	\$262,812	\$249,672	5 years
(ii) Phone system upgrades and replacement of body cameras, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$130,000	\$123,500	5 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(iii) Acquisition and installation of a heating, ventilation and air conditioning system and an air conditioner and condenser, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$56,500	\$53,675	20 years
<b>c) <u>Municipal Facilities:</u></b>			
(i) Improvements to various municipal facilities, including, but not limited to, upgrades to the marina, refurbishment of beach decking, remodeling of the JFK bathroom, roof construction, improvements and upgrades to the Library (including, but not limited to, the elevators and the roof), well installation and the acquisition and installation of a new sprinkler system for the ball fields and City Hall and upgrades to the phone systems, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$205,000	\$194,750	10 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(ii) Acquisition and installation of a boiler for City Hall and heating, ventilation and air conditioning systems for the Library, the Senior Center and the Youth Center, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$54,400	\$51,680	20 years
(iii) Acquisition of an electric vehicle charging station and information technology server upgrades, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$25,000	\$23,750	5 years
d) <b><u>Computers:</u></b> Acquisition of computers for the Clerk's Office, Council chambers, the Office of Emergency Management, the Finance Department, the Tax Assessor and the construction counter, including hotstaging and all related costs and expenditures incidental thereto.	\$13,260	\$12,597	5 years
e) <b><u>City Clerk:</u></b> Acquisition of equipment, including, but not limited to, a desk and archival binders and sleeves, including all related costs and expenditures thereto.	\$11,300	\$10,735	5 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
<b>f) <u>Department of Public Works:</u></b>			
Acquisition of trash trucks, including all related costs and expenditures thereto.	\$710,000	\$674,473	10 years
<b>g) <u>Construction:</u></b>			
Acquisition of a 4-wheel drive pickup truck, a plotter, safety partitions and office upgrades, including all related costs and expenditures thereto.	\$70,000	\$66,500	5 years
<b>h) <u>Recreation:</u></b>			
(i) Acquisition of automated external defibrillators for recreational facilities, including all related costs and expenditures incidental thereto.	\$16,000	\$15,200	5 years
(ii) Bay Avenue decoration upgrades and improvements to the Kern Field press box, as well as additional recreational facilities, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$36,000	\$34,200	10 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
<b>i) <u>Roadways and drainage:</u></b>			
(i) Road paving of Massachusetts Avenue: Route 9 to 7 <sup>th</sup> Street, Connecticut Avenue: Route 9 to 7 <sup>th</sup> Street, Amber Road: Bala Drive to Massachusetts Avenue, Third Street: Rhode Island Avenue to Marks Road, Marks Road: 3 <sup>rd</sup> Street to 4 <sup>th</sup> Street and Maryland Avenue: Adams Avenue to Gould Avenue, including all work and materials necessary therefor and incidental thereto.	\$556,215	\$528,404	10 years
(ii) Video and cleaning of the stormwater system and emergency stormwater maintenance and repairs, including all work and materials necessary therefor and incidental thereto.	\$390,000	\$370,500	20 years
(iii) Remodeling of the beach bathroom and ancillary structures, including all work and materials necessary therefor and incidental thereto.	\$280,000	\$266,000	10 years
(iv) Gulph Mill Road Pump Station scoping, including all work and materials necessary therefor and incidental thereto.	\$137,000	\$130,150	20 years
(v) Improvements to the JFK Recreational buildings and grounds, including all work and materials necessary therefor and incidental thereto.	\$120,662	\$114,629	15 years

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Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Usefulness
(vi) Safe Routes to School sidewalk design and outside inspections, including all related costs and expenditures thereto.	\$110,000	\$104,500	30 years
(vii) Shore Road pedestrian improvements, including all work and materials necessary therefor and incidental thereto.	<u>\$100,306</u>	<u>\$95,290</u>	20 years
<b>TOTAL</b>	<u><b>\$3,479,455</b></u>	<u><b>\$3,305,455</b></u>	

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 12.03 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,305,455, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$632,149 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated



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to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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**Ordinance No. 8 of 2025**

*(First Reading/Introduction)*

**M/S- Gerety / Owen**

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

**CITY OF SOMERS POINT  
ATLANTIC COUNTY  
NEW JERSEY**

**ORDINANCE NO. 8 of 2025**

**BOND ORDINANCE PROVIDING FOR VARIOUS SEWER  
UTILITY CAPITAL IMPROVEMENTS IN AND BY THE  
CITY OF SOMERS POINT, IN THE COUNTY OF  
ATLANTIC, NEW JERSEY, APPROPRIATING \$1,605,600  
THEREFOR AND AUTHORIZING THE ISSUANCE OF  
\$1,605,600 BONDS OR NOTES OF THE CITY TO FINANCE  
PART OF THE COST THEREOF.**

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Somers Point, in the County of Atlantic, New Jersey (the "City"). For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,605,600. No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the City, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the several improvements, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,605,600 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

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Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Various improvements, including, but not limited to, Station alarm monitoring and the acquisition of a muffin monster exchange rotation and closed-circuit television mainline unit, including all related costs and expenditures incidental thereto.	\$567,600	\$567,600	15 years
b) Various improvements, including, but not limited to Improvements to Station No. 10 – Woodlawn Avenue, main lining program, manhole rehabilitation and Pierson Avenue manhole replacement, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$1,038,000	\$1,038,000	40 years
Total:	<u>\$1,605,600</u>	<u>\$1,605,600</u>	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation

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notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 31.16 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,605,600, but that the net debt of the City determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$267,600 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

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

Section 7. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of

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this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

\*\*\*\*\*

**Ordinance No. 9 of 2025**

*(First Reading/Introduction)*

**M/S- Gerety / Dill**

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

**No. 9 of 2025**

**AN ORDINANCE AMENDING ARTICLE II. KENNEDY PARK BOAT RAMP,  
OF CHAPTER 199. PARKS AND RECREATION FACILITIES, AND ITS  
SECTIONS 199-7. WATERCRAFT LAUNCHING FEES, & 199-8. PERMITS.**

**WHEREAS**, the City of Somers Point has a history of operating a boat ramp at John F. Kennedy Park for the public's use in accessing the Great Egg Harbor Bay; and

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**WHEREAS**, as a part of the construction of the Route 52 Bridge Project, the City it was provided with a second boat ramp for the public use to access the Great Egg Harbor Bay; and

**WHEREAS**, the City has in the past, and continues to experience significant costs associated with the maintenance of the boat ramp and its docks; and

**WHEREAS**, the City has in the past, operated the public boat ramps as a fee-imposed use so as to minimize the burden on the residents of the City in connection with the cost to operate same; and

**WHEREAS**, the City has, in the past, tried various methods of implementing cost recoupment for the operation of the boat ramps which it is believed by Council may not have maximized profit, including the most recent attempt, a gate system which added to the significant cost of the operation and maintenance of the boat ramps; and

**WHEREAS**, the City Council now wishes to both recognize by ordinance the additional boat ramp at the Route 52 Bridge which it now maintains and operates, as well the fact that charges for use should no longer be on a seasonal basis, but should include the continued use throughout the calendar year.

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

**SECTION 1.** Article II. Kennedy Park Boat Ramp, of Chapter 199 of the Code of the City of Somers Point is hereby amended to be entitled as “Kennedy Park and Route 52 Bridge Boat Ramps. Parking of boats and trailers;”

**SECTION 2.** Section 199-7. Watercraft launching fees, of Article II of Chapter 199 of the Code of the City of Somers Point is hereby amended to read as follows:

The city may, by resolution, enact, and from time to time may amend, an annual use fee schedule for each calendar year for the launching of boats or other watercraft from Kennedy Park and the Route 52 Boat Ramp in the City of Somers Point.

**SECTION 3.** Section 199-8. Permits, of Article II of Chapter 199 of the Code of the City of Somers Point is hereby amended to read as follows:

Permits for boats and other watercraft launching from the aforesaid city boat ramps shall be required and shall be purchased from the city at such times and under such conditions as may hereinafter be established by resolution of the City Council.

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**SECTION 4:** 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 3:** This Ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

\*\*\*\*\*

**Ordinance No. 10 of 2025**

*(First Reading/Introduction)*

**M/S- Gerety / Dill**

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

**No. 10 of 2025**

**AN ORDINANCE AMENDING CHAPTER 250. VEHICLES AND  
TRAFFIC; ARTICLE I. GENERAL PROVISIONS; SECTION 250-43.1.  
PARKING OF BOATS AND BOAT TRAILERS.**

**WHEREAS**, in connection with modifications to the way the City of Somers Point charges for the use of its boat ramps, it was determined by City Council that it should modify its ordinance relative to parking of boat trailers on the City's streets, alleys and rights-of-way; and

**WHEREAS**, this determination was based on the historical fact that many of the users of the City's boat ramps often times will park on the streets, alleys and/or rights-of-way in the areas near the City's boat ramps; and

**WHEREAS**, City Council is now placing in effect a permitting system which will allow a visual method of identification of those users who have paid for such use of the City's boat ramps; and

**WHEREAS**, City Council now believes that it is appropriate to limit boat trailer parking in certain areas in the City in order to ensure that users of the boat ramps have paid for the use of the boat ramps; and

**WHEREAS**, in connection with its review of the City's ordinance on the parking of boat trailers in the City, it was ascertained that there was no limitation relative to the parking of other types of trailers within the City's limits; and

**WHEREAS**, the City's Code Enforcement Officer has recommended such a limitation; and

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**WHEREAS**, in addition to taking action relative to boat trailer parking in the City, City Council now wishes to take action concerning the parking of other types of trailers in the City of Somers Point.

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

**SECTION 1.** Section 250-43.1, of Article I of Chapter 250, of the Code of the City of Somers Point is hereby amended to be entitled as “Parking of boats and trailers;”

\*\*\*\*\*

**Resolutions:**

**Public Portion Resolutions:**

Council President Haberkorn duly opened the meeting to the public.

Patricia Pierson respectfully requested that the agenda provide more detailed information.

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

\*\*\*\*\*

**Resolution No. 98 of 2025**

**M/S- Gerety/Johnston**

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

**No. 98 of 2025**

**Subject:           A Resolution Authorizing the City of Somers Point City Clerk to issue a Class “C” Retail 31 Club License to SP Paddle Club**

**Introduced by: Council President Haberkorn**

**Whereas**, a Redevelopment Agreement (“RDA”) dated May 13, 2022 was entered into between the City of Somers Point (“City”) and the Somers Point Paddle Club, LLC which included and incorporated therein a Redevelopment Plan (“RDP”) dated October 25, 2021 prepared by Colliers Engineering & Design entitled “Redevelopment Plan Somers Point Paddle Club”; and

**Whereas**, as set forth in Article 8.1.2 of the RDP, a Private Club with Club Liquor License (Class “C” Retail License 31) with a Restaurant and Bar were permitted to be constructed on subdivided Lot 2.01; and

**Whereas**, under Paragraph 5.03(c) in the RDA the applicant for the Class “C” Club License “... shall be either: a) and affiliate entity of the Redeveloper which has been granted tax-

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exempt status by the Internal Revenue Service...; or b) is a New Jersey non-profit corporation that is a constituent unit, duly franchised and credentialed chapter and/or member club of another New Jersey non-profit corporation which has been in existence for at least three years, has at least 60 members, and has been granted tax-exempt status by the IRS...” and “,,, that in the event an applicant for the Club license must apply to the Director of the Division of Alcoholic Beverages for a special ruling pursuant to N.J.A.C. 13:2-8.5 because of an inability to comply with N.J.A.C. 13:2-8.3 or -8.4, then City will support the application so long as the applicant otherwise is in compliance with the provisions of this Paragraph 5.03(c) [of the RDA], satisfies the requirements set forth in N.J.A.C. 13:2-8.1, 8.2, and 8.5 through 8.13 and otherwise would be a qualified licensee,,, and, under such circumstances, that “...no Club License shall be issued by the City until a Special Ruling approving the issuance of the license to the applicant has been issued.”; and

**Whereas**, Cape May Paddle Club, Inc. is a New Jersey non-profit corporation formed on January 27, 2014, and in July 2015 was recognized by the IRS as a tax-exempt non-profit entity; and

Whereas Article 12 of the Cape May Paddle Club permits its Board of Trustees to designate chapters of the Club as Constituent Units; and

**Whereas**, SP Paddle Club, a New Jersey non-profit Corporation, was formed on August 17, 2023; and

**Whereas**, by a Resolution adopted on August 17, 2023, by its Board of Trustees the Cape May Paddle Club, Inc. designated and recognized SP Paddle Club, LLC as an enfranchised chapter, a constituent unit and Member Club of the Cape May Paddle Club, Inc.; and

**Whereas**, Harbour Cove Marina, LLC is the owner of Block 1211, Lot 2,01 (the “ Club Property”); and

**Whereas**, by a lease executed on October 11, 2023, Harbour Cove Marina, LLC leased the Club Property to Somers Point Paddle Club, LLC; and

**Whereas**, by a lease dated December 28, 2023, Somers Point Paddle Club, LLC leased the Club Property to SP Paddle Club; and

**Whereas**, on December 28, 2023, Harbour Cove Marina, LLC executed a “Consent to Club Lease & Disclaimer of Interest in Club License;” and

**Whereas**, on January 3, 2024 SP Paddle Club submitted to the Director of the Division of Alcoholic Beverage Control a Verified Petition for a Special Ruling seeking an exemption from the three year period of existence required by N.J.A.C. 13:2-8.3, relying upon the fact that Cape May Paddle Club, Inc. has been in existence since July 24, 2014 and SP Paddle Club is a recognized and a duly credentialed franchise chapter and constituent member of Cape May Paddle Club, Inc., and from the requirement regarding exclusive possession and use of a clubhouse or club quarters as set forth in N.J.A.C. 13:8-2.4, relying upon a showing of “special cause,” as authorized by N.J.A.C. 13:2-8.5(c); and

**Whereas**, on October 16, 2024 the Director of the Division of Alcoholic Beverage Control issued a ruling granting the request for exemption finding that the eligibility exceptions permitted in N.J.A.C. 13:2-8.5(a) had been satisfied, that Cape May Paddle Club, Inc is a bona fide club that has been in active and continuous operation for at least three years and further



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authorizing the issuing authority (the City Clerk of the City of Somers Point) to consider the SP Paddle Club application for a Club License for the 2024-2025 license term, and further providing that “the issuing authority may consider granting or denying said application in a reasonable exercise of its discretion, provided that the City of Somers Point conducts a background check investigation of the Club's application and determines the qualification of Officers and Directors under N.J.A.C. 13:2-8.6”; and

**Whereas**, on January 3, 2024, SP Paddle Club submitted to the Somers Point City Clerk an application for a Class “C” Retail License 31 (the “Application”) and all required State and City application fees have been paid; and

**Whereas**, the SP Paddle Club building is to be constructed on the Club Property and detailed plans of the facility premises and licensed area were included in the Application, as last supplemented on December 20, 2024; and

**Whereas** the Application was reviewed and the necessary background check required by N.J.A.C. 13:2-8.6 was conducted by the Somers Point Police Department in compliance with N.J.A.C. 13:2-7.7; and

**Whereas**, by letter dated March 13, 2025 the Chief of the Somers Point Police Department deemed the application to be complete and recommended issuance of the Class “C” Club License to SP Paddle Club for the 2024-2025 license term.

**Now**, therefore, it is hereby resolved that the City Council of the City of Somers Point, County of Atlantic, State of New Jersey authorizes the City Clerk to issue the Class “C” Retail 31 Club License to SP Paddle Club; and

**It is further Resolved** that the Licensee shall comply with the provisions set forth in paragraph 5.03.(d) of the RDA concerning the days, months, and hours of Club operation, and all other applicable ordinances, laws, rules and regulations applicable to the operation of a club.

\*\*\*\*\*

## **Resolution No. 99 of 2025**

**M/S- Gerety/Dill**

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

### **No. 99 of 2025**

**Subject: Authorizing Interlocal Agreement Between the City of Somers Point and the County of Atlantic Concerning Pedestrian and Traffic Improvements within the County Right of Way of Shore Road (CR 585)**

**Introduced by: Council President Haberkorn**

**WHEREAS**, per Resolution 160 of 2022, the City entered into an agreement with Atlantic County to fund a Shore Road Corridor Study (CR 585) prepared by Urban Engineers, and their findings and recommended improvements to the Shore Road (CR 585) corridor were published in the final report, Shore Road (CR 585) Corridor Study, dated January 2023; and

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**WHEREAS**, the City successfully utilized that study in its application for NJDOT Safe Route to Transit funding and has subsequently been awarded \$861,000.00 in grant money to construct various proposed improvements; and

**WHEREAS**, per Resolution 202 of 2023, the City entered into an agreement with Atlantic County to proceed with Preliminary and Final Design of some of the recommended improvements set forth in the Shore Road (CR 585) Corridor Study; and

**WHEREAS**, in support of the City's continued efforts to improve safety pedestrian travel throughout the City, the County has agreed to allow the City to design, construct and install the proposed improvements within portions of the County right of way of Shore Road (CR 585), subject to the terms and conditions of a potential Agreement; and

**WHEREAS**, the City and Atlantic County desire to enter into this Agreement to define the various tasks that must be performed to facilitate construction and jurisdictional control of the Improvements

**WHEREAS**, The City shall be responsible for all costs associated with the design and construction of the proposed Improvements and upon final completion of the Work, the County and the City shall jointly maintain and shall apportion maintenance of the proposed improvements; and

**WHEREAS**, the City of Somers Point is authorized to enter into an agreement with Atlantic County Concerning Design, Construction and Jurisdictional Control of Proposed Improvements along Shore Road (CR 585)

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

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**Resolution No. 100 of 2025**

**M/S- Gerety/Dill**

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

**No. 100 of 2025**

**Subject:            Authorizing Purchase of Sports Facility Products Through the Sourcewell (Formerly NJPA) National Purchasing Program Contract from Athletica Sport Systems Inc, Contract Number #120320-ATH, for the City of Somers Point.**

**Introduced by: Council President Haberkorn**

**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 # #120320-ATH, Sports Facility Products with an Expiration Date of 01/08/2026; and

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**WHEREAS**, the City's Recreation Commission has a need to purchase Sports Facility Products for the replacement of the current hockey court board system; and

**WHEREAS**, the City Council Finance Committee, and City Administrator/Purchasing Agent Jason Frost have reviewed the contract from Sourcewell ##120320-ATH, Sports Facility Products, and have determined that the acquisition of the dasher board system is the functional economic solution to replace the existing Recreational Hockey board system; and

**WHEREAS**, it is recommended that City Council approve the acquisition of this dasher board system for the use at the Somers Point Street Hockey Courts.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Somers Point, New Jersey, that Sports Facility Products be purchased from Athletica Sport Systems Inc in accordance with the Sourcewell ##120320-ATH, Sports Facility Products, contract for use by the City of Somers Point as follows:

Item:

Total Amount of Sourcewell ##120320-ATH, Sports Facility Products from Athletica Sport Systems Inc .....	\$
69,550.00	

**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 \$69,550.00 in accordance with the Sourcewell ##120320-ATH, Sports Facility Products, contract for use by the City of Somers Point.

\*\*\*\*\*

**Consent Agenda Resolutions:**

On the motion of Council Member Gerety, seconded of Council Member Dill and carried to approve the Consent Agenda Resolutions.

**No. 101 of 2025**

**Subject: Resolution Authorizing the City of Somers Point to Enter into a Shared Services Agreement with the City of Ocean City for the Purposes of the Utilization of Courtroom Space**

**Introduced by: Council President Haberkorn**

**WHEREAS**, the "Uniform Shared Services and Consolidation Act," N.J.S.A. 40A:65-1 et seq. ("Act"), allows any local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

**WHEREAS**, N.J.S.A. 40A:65-5 requires the adoption of a resolution by the local units in order to authorize the execution of a shared services agreement; and

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**WHEREAS**, the City of Ocean City is in the process of remodeling and upgrading its Municipal Court facilities in the City's Public Safety Building which may not be completed until or before December 31, 2027, during which period the Ocean City will not have the ability to use its own Municipal Court facilities but must be able to conduct Municipal Court; and,

**WHEREAS**, Somers Point has fully functional Municipal Court courtroom facilities and is the nearest municipality to Ocean City and easily accessible for the Ocean City Police Officers and court personnel who will required to attend; and,

**WHEREAS**, the City of Somers Point ("City") and the City of Ocean City ("Ocean City") have determined it to be in the mutual interest of each governing body to share tax assessor services; and

**WHEREAS**, the City of Somers Point wishes to enter into a shared services agreement ("SSA") with the City of Ocean City for the purpose of setting forth the terms, conditions, and obligations of each party regarding sharing Somers Point Courtroom Space, which will benefit both the Somers Point and Ocean City; and

**WHEREAS**, the City and Ocean City have negotiated the terms of the SSA and the City Administrator and Conflict Solicitor have recommended that City Council adopt a SSA as the same has been drafted.

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

1. The Mayor shall be and is hereby authorized to execute the Shared Services Agreement with the City of Ocean City for the use of the Courtroom Space, substantially in the form attached hereto and subject to such modifications as required and authorized by the City Administrator and Solicitor and/or Conflict Solicitor.
2. A copy of the SSA shall be filed with the Division of Local Government Services, Department of Community Affairs, in accordance with the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-4(b).
3. The SSA shall take effect upon the adoption of appropriate resolutions by both parties thereto, and execution of agreements authorized thereunder, N.J.S.A. 40A:65-5(c).

\*\*\*\*\*

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**Subject:           Canceling Outstanding Checks & Bank Reconciliations Items**

**Introduced by: Council President Haberkorn**

**WHEREAS**, the CFO has determined that certain outstanding checks and bank reconciliation items should be cancelled.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that the following outstanding checks and bank reconciliation items are hereby cancelled:

\*\*\*\*\*

**No. 103 of 2025**

**Subject:           Authorizing a Sewer Billing Adjustment Regarding Account Nos. 1713-8: 841 Bay Ave**

**Introduced by: Council Members Dill, Gerety and Owen**

**WHEREAS**, the City of Somers Point provides sewer utility services to the property known as 841 Bay Ave which service is provided under Account Nos. 1713-8; and

**WHEREAS**, this account has been assessed with charges based (4) four units for sewer; and

**WHEREAS**, the home is currently under construction, and the homeowner has indicated that once construction is completed there will be (2) two units for sewer in the fully completed building; and

**WHEREAS**, it has been confirmed by the Tax and Sewer Collection Department and the Public Works Sewer Department that the property should, in fact, be billed for (2) two sewer units;

**WHEREAS**, the City and the property owner/ rate payer have agreed that, the records of the Sewer Department will be corrected and the accounts reduced from (4) four sewer units to (2) two sewer units going forward.

**NOW, THEREFORE BE IT RESOLVED**, by the City Council of the City of Somers Point that Account Nos. 1713-8 / 841 Bay Ave shall be billed based on (2) two sewer units; and

**BE IT FURTHER RESOLVED**, that adjustment shall be applied by the Tax and Sewer Collection Department in the most appropriate manner as it sees fit to future obligations on this account.

\*\*\*\*\*

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## **Old Business:**

Solicitor Smith reported on the pending litigation involving Garden State Outdoor.

\*\*\*\*\*

## **New Business:**

None

\*\*\*\*\*

## **Discussion of Bills:**

Administrator Frost reported a Bill List dated 03/25/2025 in the amount of \$2,048,867.45, a Record Payment dated 03/14/2025, in the amount of \$198,209.41.

\*\*\*\*\*

## **Public Portion:**

Council President Haberkorn duly opened the meeting to the public.

Patricia Pierson of Somers Point asked for update on boat ramp passes, she also shared her view on Dr Trocki's presentation.

Greg Clayton of Somers Point shared his opposition to Dr Trocki's presentation on 939 Bay Ave redevelopment.

Gary Gray of Somers Point expressed his opposition on the redevelopment presentation, he also mentioned a petition signed by many residents regarding building height that was submitted in the past.

Gene Doble encouraged City Council to use their best judgment when reviewing the plans for the project.

Christine of Somers Point showed great displeasure with the bike path improvements.

Bill Collins of Somers Point commented on the Boat Ramps.

Michael of Somers Point expressed his displeasure with Dr Trocki's presentation on his development plan.

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Maureen Helbig mentioned that the meeting materials such as Agendas, Ordinances, Resolutions, are available at the City Clerk's Office.

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

\*\*\*\*\*

**Payment of Bills:**

**M/S: Owen / Johnston**

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:**

Council Member Gerety mentioned this is his first meeting without an executive session.

Council President Haberkorn shared how important it is to have Public Discussion regarding development projects.

Council Member Owen explained how nice it was seeing the fields being utilized and the Police Athletic League kudos for all their efforts.

Council Member McGuigan agreed with Council President Haberkorn regarding public presentations and mentioned the importance of public input.

\*\*\*\*\*

**Adjournment:**

There being no further business to come before City Council, Council Member Dill moved, Council Member Owen seconded and carried to adjourn the meeting at 8:23 pm.

\*\*\*\*\*

Respectfully submitted,

Shelby Heath, RMC  
Municipal Clerk  
Approved: 4/10/2025