

REGULAR MEETING MAYOR AND CITY COUNCIL May 22, 2025

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

Present: DePamphilis, Dill, Gerety, Johnston, McGuigan, Owen, Haberkorn

Also Present: Mayor Tapp, Administrator Frost present from 7:30 p.m., City Clerk Heath, City Solicitor Smith, and City Engineer Schneider

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.

Council President Haberkorn announced that Resolution 136 of 2025 will be pulled from tonight's agenda.

Communications:

Council President Haberkorn explained the Planning Board proposed a redevelopment plan for 90 Broadway at their last meeting. The redevelopment plan is consistent with the City's Master Plan and was passed by a vote of those present.

Mayors Report:

Mayor Tapp invited the public to attend the annual Memorial Day parade being held May 26th, at 11:00AM. The starting parade route begins at Dawes Ave. The hometown hero banners have been installed to honor veterans and active service members. Mayor Tapp reported that the Shore Road paving is postponed until Monday June 9th. Finally, he thanked the members of the Beach Concert Committee, sharing the Somers Point Beach Concert series has been awarded best outdoor concert series in the world for 2025 according to USA Today.

Administrator's Report:

None

Solicitor's Report:

Solicitor Smith reported on an agreement regarding 821 Shore Road. The City Council had entered an agreement with the owner regarding past due taxes if the property is restored within a certain time frame.

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Since the owner has not made any improvements yet. The City Council agreed to ask for an update from the owner to determine the next steps. Solicitor Smith also updated the Mayor and City Council on the Beach Concert series contracts and suggested amending the contract to add another concert date, Friday September 12th, if the Council and the Police Department agree.

Council Member Johnson suggested making changes to the parking lot for safety during the Beach Concert Series. This concern will be brought to the Public Safety Committee.

Engineer's Report:

City Engineer Schneider reported the repaving work on Bala Drive is complete with a few punch list items left. He also mentioned that New Jersey Transit reached out to the city asking if they would be interested in having solar light retrofits installed at three bus stop locations. With the consent of the City Council, he will work on completing a resolution to move forward with this project.

Committee Reports:

Council Member Johnston attended the past two School Board meetings where the budget was discussed and adopted. She touched on the financial cuts they faced and believes they did the best they could after reviewing the budget herself. Johnston also thanked Shore Memorial for the generous donation given to the School Board and congratulated the hospital on the great work put into opening the new Sensory Center. Council Member Johnston recently attended the League of Municipalities Conference and wanted to bring attention to the City's website, needing to be ADA compliant by the year 2027. She suggested they start budgeting and preparing now for this lengthy process. Finally Council Member Johnston thanked the Kiwana's Club, Egg Harbor Township Key Club, Jordan Road School, and St Joseph's School for the cleaning and painting done at Somers Center Cemetery.

Council Member Owen gave an update on the upcoming events being held by the Arts Commission.

Council Member McGuigan reported that the Building and Grounds Subcommittee has advertised a request for a proposal for a Public Private Partnership Redevelopment Counsel and will keep everyone informed on the process.

Approval of Minutes:

On the motion of Council Member Dill, seconded of Council Member DePamphilis, and carried to approve the Regular Meeting Minutes of 5/08/2025 approved as to content only, with Council Member Johnston recusing.

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Ordinances:

Ordinance No. 12 of 2025

(First Reading/Introduction)

M/S- Dill/Owen

This ordinance was adopted by a unanimous vote of those present with Council Member Mcguigan recusing.

Council Member Dill shared his support for this Ordinance.

No. 12 of 2025

**An Ordinance Authorizing the Lease of Real Property Owned
by the City of Somers Point to the Somers Point Police Athletic –
Activities League Inc., a New Jersey 501(c)3 Non-profit
Corporation**

Whereas, the City of Somers Point, 1 West New Jersey Avenue, Somers Point, New Jersey (the “City”) owns a building on lot 12 in block 1016, commonly known as the Eva Anderson Youth Center (“Property”); and

Whereas, the Property has been underutilized now for a period of time; and

Whereas, representatives of the City Council for the City of Somers Point (“City Council”) have met with representatives of the Somers Point Athletic-Activities League, Inc. (“PAL”), for purposes of discussing terms and conditions of the lease of the Property to the PAL, subject to approval of City Council; and

Whereas, under the authority granted in the New Jersey Local Public Lands and Buildings Law and, more specifically N.J.S.A. 40A:12-14 (c) regulating leases to nonprofit corporations or associations, the City may enter into such a lease agreement upon adoption of an Ordinance; and

Whereas, City Council recognizes the benefits provided to the City through the educational and recreational programs organized and operated by PAL; and

Whereas, City Council is desirous to support the PAL by leasing to it the Property for purposes of providing it a headquarters for its operations and programs.

NOW THEREFORE, IT IS HEREBY ORDAINED by the City Council of the City of Somers Point as follows:

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SECTION 1:

The Mayor of the City of Somers Point is hereby authorized to execute and deliver to the Somers Point Athletic-Activities League, Inc. a Lease, effective June 1, 2025 through December 31, 2029.

SECTION 2:

The form of Lease between the City of Somers Point and the Somers Point Athletic-Activities League, Inc., shall be substantially in the form attached hereto, and shall be subject to such modification as may be determined by the City Solicitor and City Administrator to be reasonable and necessary.

SECTION 3: During the term of the Lease the Somers Point Athletic-Activities League, Inc. shall comply with the requirements imposed upon nonprofit lessees by N.J.S. 40A:12-14(c) to annually submit a report to the City Administrator setting out the use to which the leasehold was put during each year, the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the nonprofit corporation pursuant to both State and Federal law and that the President of the Somers Point Athletic-Activities League, Inc. and the City Administrator shall be responsible for enforcement of the conditions of the lease.

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. 13 of 2025

(First Reading/Introduction)

M/S- McGuigan/Dill

This ordinance was adopted by a roll call vote of those present with Council Member Johnston and Council Member DePamphilis voting no.

Council Member Johnston and DePamphilis do not support amending the Ordinance.

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Council President Haberkorn and Council Member Gerety mentioned they would like to hear input from the public over the next few weeks pertaining to short term rentals.

No. 13 of 2025

AN ORDINANCE AMENDING ARTICLE V REGISTRATION AND INSPECTION OF CERTAIN RENTAL UNITS, APARTMENT UNITS AND DWELLING UNITS, CHAPTER 169-47, SUBPARAGRAPH G OF THE MUNICIPAL CODE OF THE CITY OF SOMERS POINT TO REVISE THE MINIMUM DURATION FOR SHORT-TERM RENTALS

WHEREAS, the City of Somers Point has adopted regulations governing short-term rentals in the interest of preserving the quality of life in residential neighborhoods and ensuring the public health, safety, and welfare of residents and visitors; and

WHEREAS, the City Council of the City of Somers Point has determined that increasing the minimum stay requirement for short-term rentals is necessary to further these goals and to reduce transient occupancy impacts on neighborhoods;

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

SECTION 1

Amendment to Chapter 169-47(G):

Chapter 169, Section 47, Paragraph G of the Code of the City of Somers Point is hereby amended by deleting it in its entirety and replacing it with the following language:

§ 169-47(G)

All short-term rentals, as operating businesses, are also required to obtain a mercantile license as set forth in Chapter 174 of this Code, and in order to maintain said license, may not be rented or leased out for a time period of less than seven nights. A clear depiction of the subject's mercantile license shall be posted as a separate photo on any advertisement on a marketplace platform for the rental of the property.

SECTION 2

Repealer. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3

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Severability. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision and the remainder of the ordinance shall be deemed valid and effective.

SECTION 4

Effective Date. This ordinance shall take effect upon final passage and publication as required by law.

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.

Resolutions:

Public Portion Resolutions:

Council President Haberkorn duly opened the meeting to the public.

Patricia Pierson of Somers Point asked for more information on Resolution No. 137,138, and 139 of 2025.

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

Resolution No. 133 of 2025

M/S- Owen/Johnston

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

**No. 133 of 2025
AUTHORIZING EXECUTIVE SESSION**

Subject: ADVICE OF COUNSEL REGARDING THE STATUS OF LITIGATION

Introduced by: Council President Haberkorn

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Somers Point City Council to be held in public, and N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in “Executive Session,” i.e. without the public being permitted to attend; and

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WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on May 22, 2025, during a public meeting to be held commencing at 7:00 P.M.; and

WHEREAS there are nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b). Listed below, is the exception relied upon; and after the exception is a space within which the number of issues to be privately discussed that fall within that exception shall be written and within which additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

1 “(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise his ethical duties as a lawyer.”

The nature of the matters to be discussed, described as fully as possible without undermining the need for confidentiality:

Advice of Counsel and attorney-client privileged communication regarding the status of litigation involving the City entitled, “GMH Restaurant Holdings, LLC, GMH Restaurant Enterprises, Gary M. Holloway v. the City of Somers Point,” having a docket number of ATL-C-37-25.

WHEREAS the length of the Executive Session is estimated to be approximately 15 minutes after which the public meeting of the City Council shall reconvene;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Somers Point will go into Executive Session for **only** the above stated reason;

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to make ten (10) photocopies of this resolution.

BE IT FURTHER RESOLVED that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment and Memorandum of Understanding dated June 8, 2009, that arose that the City Council hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

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Resolution No. 134 of 2025

M/S- Dill/Johnston

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

**No. 134 of 2025
AUTHORIZING EXECUTIVE SESSION**

Subject: ADVICE OF COUNSEL REGARDING THE STATUS OF LITIGATION

Introduced by: Council President Haberkorn

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Somers Point City Council to be held in public, and N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in “Executive Session,” i.e. without the public being permitted to attend; and

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on May 22, 2025, during a public meeting to be held commencing at 7:00 P.M; and

WHEREAS there are nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b). Listed below, is the exception relied upon; and after the exception is a space within which the number of issues to be privately discussed that fall within that exception shall be written and within which additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

1

“(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise his ethical duties as a lawyer.”

The nature of the matters to be discussed, described as fully as possible without undermining the need for confidentiality:

Advice of Counsel and attorney-client privileged communication regarding the status of litigation involving the City entitled, “Somers Point Diner, Inc. v. City of Somers Point, et al” having a docket number of ATL-L-597-25.

WHEREAS the length of the Executive Session is estimated to be approximately 15 minutes after which the public meeting of the City Council shall reconvene;

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NOW, THEREFORE, BE IT RESOLVED that the City Council of Somers Point will go into Executive Session for **only** the above stated reason;

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to make ten (10) photocopies of this resolution.

BE IT FURTHER RESOLVED that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment and Memorandum of Understanding dated June 8, 2009, that arose that the City Council hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

Resolution No. 135 of 2025

M/S- Dill/DePamphilis

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

No. 135 of 2025

Subject: **Amending the Authorization of Purchase Through the Use of State Contract Vendor Hertrich Fleet Service, Inc Pursuant to N.J.S.A. 40A:11-12(a) & N.J.A.C. 5:34- 7.29(c), for the Somers Point Construction Offices**

Introduced by: **Council President Haberkorn**

WHEREAS, the City of Somers Point may by resolution and without advertising for bids purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.29 et. Seq.; and

WHEREAS, the City of Somers Point has identified a need to purchase a 2024 RAM 1500 SSV 4X4 Crew Cab 5'7" Box for use by the City of Somers Point, Construction Department; and

WHEREAS, pursuant to State Contract Number NJ State Contract #17-FLEET-00210, (T2099), Hertrich Fleet Services Inc of Milford, DE was awarded the State Contract for 2024 RAM 1500 SSV 4X4 Crew Cab 5'7" Box; and

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WHEREAS, the Director of Public Works in conjunction with the Business Administrator has researched the equipment available and recommends the utilization of one 2024 RAM 1500 SSV 4X4 Crew Cab 5'7" Box provided by Hertrich Fleet Services Inc of Milford, DE.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Somers Point authorizes the following purchase from Hertrich Fleet Services Inc of Milford, DE to be ordered before May 22nd 2025:

Resolution No. 136 of 2025

M/S-

THIS RESOLUTION WAS PULLED.

No. 136 of 2025

Subject: Resolution of the City of Somers Point, in the County of Atlantic, New Jersey, Determining the Form and Other Details of its Note Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank, to be Issued in the Aggregate Principal Amount of Up to \$4,300,000, Providing for the Issuance and Sale of Such Note to the New Jersey Infrastructure Bank, and Authorizing the Execution and Delivery of Such Note by the City in Favor of the New Jersey Infrastructure Bank, all Pursuant to the New Jersey Infrastructure Bank Construction Financing Loan Program

Introduced by: Council President Haberkorn

WHEREAS, the City of Somers Point, in the County of Atlantic, New Jersey (the "Local Unit"), intends to undertake various stormwater improvements, including all work and costs necessary and ancillary thereto (collectively, the "Project"), and it is the desire of the Local Unit to obtain financing for such Project through participation in the New Jersey Water Bank of the New Jersey Infrastructure Bank (the "I-Bank");

WHEREAS, the Local Unit has determined to temporarily finance the undertaking of the Project prior to the closing with respect to the New Jersey Water Bank, and to undertake such temporary financing with the proceeds of a short-term loan (or loans) to be made by the I-Bank (collectively the "Construction Loan") to the Local Unit, pursuant to the Construction Financing Loan Program of the I-Bank (the "Construction Financing Loan Program");

WHEREAS, in order to (i) evidence and secure the repayment obligation of the Local Unit to the I-Bank with respect to the Construction Loan and (ii) satisfy the requirements of the Construction Financing Loan Program, it is the desire of the Local Unit to issue and sell a short term note to the I-Bank in an aggregate principal amount of up to \$4,300,000 (the "Note");

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WHEREAS, it is the desire of the Local Unit to authorize, execute, attest and deliver the Note to the I-Bank pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the “Local Bond Law”), and other applicable law; and

WHEREAS, on August 24, 2023 the Local Unit adopted Bond Ordinance #20-2023 (the “Local Unit Bond Ordinance”) pursuant to the provisions of the Local Bond Law;

WHEREAS, Section 28 of the Local Bond Law allows for the sale of the Note to the I-Bank, without any public offering, and N.J.S.A. 58:11B-9 allows for the sale of the Note to the I-Bank without any public offering, all under the terms and conditions set forth therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. In accordance with the provisions of the Local Bond Law, the Infrastructure Trust Act and the Local Unit Bond Ordinance, the Local Unit hereby authorizes the issuance, sale and award of the Note in accordance with the provisions hereof. The obligation represented by the Note have been appropriated and authorized by the Local Unit Bond Ordinance, finally adopted by the Local Unit at a meeting duly called and held on August 24, 2023, at which time a quorum was present and acted throughout, all in accordance with the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the “Chief Financial Officer”) is hereby authorized to determine, pursuant to the terms and conditions hereof, (i) the final principal amount of the Note (subject to the maximum limitation set forth in Section 4(a) hereof), and (ii) the dated date of the Note.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Note by the parties authorized pursuant to Section 4(h) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Note shall be as follows:

- (a) the aggregate principal amount of the Note to be issued shall be an amount not to exceed \$4,300,000;
- (b) the maturity of the Note shall be as determined by the I-Bank;
- (c) the interest rate of the Note shall be as determined by the I-Bank;
- (d) the purchase price for the Note shall be par;
- (e) the Note shall be subject to prepayment prior to its stated maturity in accordance with the terms and conditions of the Note;

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- (f) the Note shall be issued in a single denomination and shall be numbered “CFP-2025-1”, or other such denomination as may be requested by the I-Bank;
- (g) the Note shall be issued in fully registered form and shall be payable to the registered owner thereof as to both principal and interest in lawful money of the United States of America; and
- (h) the Note shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk; and
- (i) the Note may be issued in one or more series as may be deemed necessary by the I-Bank.

Section 5. The Note shall be substantially in the form required by the I-Bank, together with such additions, deletions and other modifications required by the I-Bank and agreed to by the Local Unit upon consultation with counsel and any advisors to the Local Unit, such determinations being conclusively evidenced by the execution of the Note by the Authorized Officers (as defined herein).

Section 6. The law firm of McManimon, Scotland and Baumann, LLC is hereby authorized to arrange for the printing of the Note, which law firm may authorize McCarter & English, LLP, bond counsel to the I-Bank for the Construction Loan Financing Program, to arrange for same.

Section 7. The Local Unit Mayor, Chief Financial Officer and Local Unit Clerk (each an “Authorized Officer”) of the Local Unit are each hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers, in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit and after further consultation with the I-Bank and its representatives, agents, counsel and advisors, to be executed in connection with the issuance and sale of the Note and the participation of the Local Unit in the Construction Financing Loan Program, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery of the Note and the participation of the Local Unit in the Construction Financing Loan Program.

Section 8. This resolution shall take effect immediately.

Section 9. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to McManimon, Scotland & Baumann, LLC, bond counsel to the Local

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Unit, David Zimmer, Executive Director of the I-Bank, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the I-Bank.

Resolution No. 137 of 2025

M/S- Gerety/Dill

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

No. 137 of 2025

Subject: **Authorizing Purchase of Waste Collection Vehicles Through the Sourcewell Cooperative National Purchasing Program Contract from GranTurk Equipment Co Inc, Contract Number #110223-LEG, 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 Cooperative National Purchasing Program has acted as lead agency and awarded Contract # #110223-LEG, Waste Collection Vehicles with an Expiration Date of 12/28/2027; and

WHEREAS, the City's Public Works Department has a need to utilize Waste Collection Vehicles for the replacement of aging refuse trucks utilized by the Department of Public Works and

WHEREAS, the City Council Finance Committee, and City Administrator/QPA, Jason Frost have reviewed the contract from Sourcewell Cooperative ##110223-LEG, Waste Collection Vehicles, and have determined that this purchase is the most functional economic solution; and

WHEREAS, it is recommended that City Council approve the contract for the use at the Somers Point Public Works Department.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that Waste Collection Vehicles be purchased from GranTurk Equipment Co Inc in accordance with the Sourcewell Cooperative ##110223-LEG, Waste Collection Vehicles, contract for use by the City of Somers Point Public Works Department as follows:

Item:

One (1) leach 29 Cu. Yd. 2R-III Rear Loader, Mounted on a Customer Supplied Chassis
Hardox Upgrade for Residential Tailgate
Cylinder Winch w/Latch & Ears 12,000 Lb. Capacity
Dual Leach Cart Tipper w/Grabber Married Pump

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(2) LED Oval Strobes-Front.of Body
(2) LED Oval Strobes-Rear Tailgate Dual LED Work lights in Hopper
Single 3rd Eye Camera System
3' Eye 7" Color Monitor
Body Side Hydraulic Tank Opening
Broom & Shovel Holders
20 Lb. Fire Extinguisher
Spill Lit in Rubrail Curbside
I-lardox Ramp Liners-Rear Body
Rubber Mud Guards Rear of Rear Axle
Rubber Mud Guards Rear of Rear Axle
Paint One Color Urethane Paint
One (1) Year Leach Parts & Labor Warranty

Price of Leach 29 Yd 2R-II Rear-Loader Body.....	\$122,300.00
Less Sourcewell 2% Discount.....	- \$2,446.00
Sourcewell Price for leach 29 Yd 2R-111Body	\$119,854.00
Freight	\$6,757.00
Mount Customer Supplied Chassis.....	\$8,500.00
Prep, Delivery & Training.....	\$3,500.00
 Total Price for Leach 29 Yd 2R-III Body	 <u>\$148,611.60</u>

Total Amount of Sourcewell Cooperative ##110223-LEG,
Two (2) Waste Collection Vehicles
from GranTurk Equipment Co Inc.....
\$297,223.20

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 \$297,223.20 in accordance with the Sourcewell Cooperative #110223-LEG, Two (2) Waste Collection Vehicles, contract for use by the City of Somers Point.

Resolution No. 138 of 2025

M/S- Gerety/Dill

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

No. 138 of 2025

Subject: Authorizing Purchase of Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8 through the Sourcewell Cooperative National Purchasing Program Contract from Hunter Trucks, Contract Number #032824-PMC, for the City of Somers Point

Introduced by: Council President Haberkorn

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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 Cooperative National Purchasing Program has acted as lead agency and awarded Contract # #032824-PMC, Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8 with an Expiration Date of 07/09/2028; and

WHEREAS, the City's Public Works Department has a need to utilize Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8 for the replacement of aging refuse trucks utilized by the Department of Public Works and

WHEREAS, the City Council Finance Committee, and City Administrator/QPA, Jason Frost have reviewed the contract from Sourcewell Cooperative #032824-PMC, Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8, and have determined that this purchase is the most functional economic solution; and

WHEREAS, it is recommended that City Council approve the contract for the use at the Somers Point Public Works Department.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8 be purchased from Hunter Trucks – Hunter Jersey Peterbilt in accordance with the Sourcewell Cooperative #032824-PMC, Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8, contract for use by the City of Somers Point Public Works Department as follows:

Item:

One (1) or more 2025 or newer model year or newer Peterbilt 548 tandem axle cab & chassis with a 60,000 lb. GVW. Priced per unit. 20,000 lb. front axle & front suspension
46,000 lb. rear axle & rear suspension
Paccar PX-9 300 HP Diesel Engine
Allison 3500RDS-P Automatic transmission
Basic One (1) year standard warranty
Cab & frame rails to have a standard 3-year, 300,000-mile warranty. Engine Standard warranty to be 2 years, 200,000 miles.
Transmission standard warranty to be 3 years, unlimited miles.
Total Peterbilt List Price \$177,068.00
15% Sourcewell Contract discount (\$26,560.20)
Total Sourcewell price for Peterbilt 548..... \$150,507.80

Options:

Pre-delivery detail.....	\$350.00
Delivery cost.	\$500.00
Floor plan cost.....	\$4,000.00
Manuals.....	\$545.00
Base Warr: Emissions (CARB Surcharge) 5YR/150K MI	\$2,890.00
PACCAR Protection Plan 1 (5/100) CARB.....	\$1,200.00

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Basic Vehicle Medium Duty (CARB) (3/150)	\$1,570.00
3 Year Towing coverage.....	\$1,200.00
Total cost of options.....	\$12,255.00
 Total Delivered Price	 \$162,762.80

Total Amount of Sourcewell Cooperative ##032824-PMC,
Two (2) Cab and Chassis, Vocational and Medium-duty Trucks, Class 6, 7, and 8
from Hunter Truck..... **\$325,525.60**

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 \$325,525.60 in accordance with the Sourcewell Cooperative #032824-PMC, Two (2) Peterbilt 548, for use by the City of Somers Point Public Works – Sewer Department.

Resolution No. 139 of 2025

M/S- Dill/Gerety

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

Council Member Dill asked for clarification on Resolution No. 137,138 and 139 pertaining to city purchases.

No. 139 of 2025

**Subject: Authorizing Purchase of Sewer Inspection and Maintenance
Equipment Through the Sourcewell Cooperative National Purchasing
Program Contract from Jet Vac Equipment, Contract Number
#120721-EVS, 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 Cooperative National Purchasing Program has acted as lead agency and awarded Contract #120721-EVS, Sewer Inspection and Maintenance Equipment with an Expiration Date of 01/17/2026; and

WHEREAS, the City’s Public Works Department has a need to utilize Sewer Inspection and Maintenance Equipment for the replacement of aging Sewer CCTV Vehicle utilized by the Department of Public Works – Sewer Department and

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WHEREAS, the City Council Finance Committee, and City Administrator/QPA, Jason Frost have reviewed the contract from Sourcewell Cooperative ##120721-EVS, Sewer Inspection and Maintenance Equipment, and have determined that this purchase is the most functional economic solution; and

WHEREAS, it is recommended that City Council approve the contract for the use at the Somers Point Public Works – Sewer Department.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that Sewer Inspection and Maintenance Equipment be purchased from Jet Vac Equipment in accordance with the Sourcewell Cooperative ##120721-EVS, Sewer Inspection and Maintenance Equipment, contract for use by the City of Somers Point Public Works Department as follows:

Item:

HD System includes VC500 Controller with Vision Report Software installed, RAX300 Automatic Cable Reel with 300M (1000ft) cable, wireless remote controller, reel mounting frame, cable cleaner for RAX300 mainline reel, emergency stop cable, RX130L Quick Change version crawler with 3 sets of rubber wheels for 6" to 12" pipe diameter and integrated lift. RCX90 pan, tilt, zoom camera, Pressurization Kit, and Wincan VX entry license.	\$ 107,393.23
Top Manhole Cable Roller for RVX	\$ 487.92
Tyger Tail 2" for manhole bottom cable RVX	\$ 91.49
HD RAL200 LED Auxiliary Light with Backeye Camera for RVX	\$ 5,346.79
VC500 Power Supply Complete (US Version)	\$ 548.91
Medium Grease Wheel QC RX130	\$ 795.72
Medium Aggressive Wheel QC RX130	\$ 1,361.10
XL Rubber Wheel QC RX130	\$ 2,554.68
14' Cutaway MEPS Build	\$ 53,467.90
LED Strobes in all 4 corners	\$ 1,321.45
Printer	\$ 650.56
21.5" Tru-Vu monitor (for rackmount)	\$ 1,321.45
Underdesk keyboard tray	\$ 264.29
110V swing out light	\$ 426.93
Wall mounted heater	\$ 467.59
27" Rear facing monitor (upgrade from 19")	\$ 935.18
2024 Ford model E450 w/ 14' Utilimaster Box	\$ 69,995.00
Rackmount Computer	\$ 3,620.00
Vitec Card PCI	\$ 2,690.00
WinCan VX Expert License includes: Section/Lateral/Manhole, Basic Reporting, Report Generator, Data Viewer, All languages & Standards, Map Expert/ArcGIS, Photo Assistant, Drawing function, Meta DB, Data Transfer Tool, SQL database option, Multiple Inspection, Grading, MPEG 1/2/4 Recording, Software Encoding and Text Generator. NASSCO Validator, Inclination, Local deformation & Crack width with laser, HD Video Capture. Work Order Management, Statistics, and GIS Queries	\$ 16,125.00
ANNUAL Expert Enterprise Infinity Support Plan includes: Unlimited Phone, Email, and Remote Internet Technical Support Unlimited Maintenance Upgrades and Version Upgrades to WinCan VXSame Day Support and Service	\$ 2,985.00
Ring Laser Deformation Measurement, Sonar Scanning and IBAK 3DGS Module	\$ 5,950.00
Twp (2) days on-site installation and training	\$ 5,700.00
Transport Fee/ PDI	\$4,800.00
TOTAL	\$289,300.19

Total Amount of Sourcewell Cooperative ##120721-EVS,

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One (1) E-RX-SYS-Truck-Basic-HDL W/ Options Per Pricing Sheet #120721-EVS
from Jet Vac Equipment..... **\$289,300.19**

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 \$289,300.19 in accordance with the Sourcewell Contract for One (1) E-RX-SYS-Truck-Basic-HDL W/ Options Per Pricing Sheet, for use by the City of Somers Point Public Works – Sewer Department.

Consent Agenda Resolutions:

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

No. 140 of 2025

Subject: **Approval to Submit a Grant Application and Execute a Grant Contract with the**
New Jersey Department of Transportation for the Bay Avenue Local Infrastructure Projects Fund 2025 Project

Introduced by: **Council President Haberkorn**

NOW, THEREFORE, BE IT RESOLVED that Council of Somers Point formally approves the grant application for the above stated project.; and

BE IT FUTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-Somers Point City-00074 to the New Jersey Department of Transportation on behalf of the City of Somers Point.

BE IT FUTHER RESOLVED that the that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Somers Point and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

No. 141 of 2025

Subject: **Resolution Authorizing a Request for Proposal for a Designated Direct Install Contractor for Energy Efficiency Improvements to City Buildings**

Introduced by: **Council President Haberkorn**

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WHEREAS, the City of Somers Point intends to issue a Request for Proposal to retain a Qualified Direct Install Contractor for energy efficiency improvements to City buildings.

Direct Install is a turnkey program created for small to mid-sized commercial and industrial facilities with a monthly peak demand of less than 200 kW. Buildings must be located in New Jersey and be served by one of the state's publicly regulated electric or natural gas utility companies. The turnkey program pays up to 80 percent of the cost to replace energy efficiency upgrades for local government customers. Eligible energy-efficient measure upgrades may include:

- Heating, ventilation, and air conditioning (HVAC) systems
- Boilers and hot water heaters
- Lighting retrofits such as sensors and automated controls
- Automated climate controls
- Refrigeration
- Motors
- Variable frequency drives

BE IT RESOLVED that the Purchasing Agent is hereby authorized to advertise Request for Proposals retain a Qualified Direct Install Contractor for energy efficiency improvements to City buildings.

Old Business:

Council President Haberkorn reported that after meeting with the Insurance Committee and upon legal advice the toy box will not be permitted on the beach.

New Business:

On the motion of Owens, seconded by Dill, and carried to approve an Extension of Premises Application for the Anchorage Tavern on 6/08/2025 from 10 A.M. to 1 P.M.

Fourth Round Affordable Housing Plan must be submitted by June 30, 2025, Mayor and Council President Haberkorn explained the lengthy process and time requirements and will be sure to keep everyone informed.

Administrator Frost informed the Mayor and City Council of a request for reimbursement for Boat Ramp Passes that were paid for and issued last year and due to the issues with the ramps were not able to be used. City Council is in favor of issuing them a refund.

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Discussion of Bills:

Administrator Frost reported a Bill List dated 5/20/2025 in the amount of \$3,355,147.63, and a Record of Payment dated 5/13/2025 in the amount of \$27048.07.

Public Portion:

Council President Haberkorn duly opened the meeting to the public.

Patricia Pierson of Somers Point acknowledged Carmen and Nancy for the 30 years of hard work dedicated to Somers Point Beach Concert Series, she also shared her thoughts on the paving work being done, and short-term rental ordinance.

Rob Hopkins of Somers Point asked the Mayor and Council to carefully research Short Term Rentals.

Mr. Fox of Somers Point shared his opinion on Short Term Rentals.

Adam of Northfield explained his concern about having no public restroom at the Somers Point Marina.

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

Payment of Bills:

M/S: Dill/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:

Recess:

The Governing Body recessed briefly at 7:51 p.m. before going into Executive Session at 7:59 p.m.

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Reconvene:

Council President Haberkorn reconvened the Governing Body to Open Session at 8:28 p.m.

Adjournment:

There being no further business to come before City Council, Council Member Johnston moved, Council Member Dill seconded and carried to adjourn the meeting at 8:28 p.m.

Respectfully submitted,

Shelby Heath, RMC
Municipal Clerk
Approved: 6/12/2025