

**REGULAR MEETING
MAYOR AND CITY COUNCIL
January 12, 2017**

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

Roll call was recorded as follows:

Present: D’Adamo, Dill, Gerety, Toto, Smith, Tapp & McGuigan
Also Present: Mayor Glasser, Administrator Swain, Atty. Franklin & Clerk
Samuelsen

Absent: None

Open Public Meetings Act

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

Public Portion for Resolution No. 37-2017

Meeting was opened to the public and duly closed.

Resolution No. 37

M/S – Toto/Smith

Adopted by a unanimous vote of those present.

Councilman Dill congratulated the team and expressed that he is very proud of the team. He also thanked the coaches and the parents for their commitment and sacrifice. Councilman Tapp thanked everyone for volunteering and guiding the youth of Somers Point. He mentioned the dedication and commitment of the team and proudly congratulated them. Council President McGuigan stated that it is apparent that the team is performing at a very high level. He encouraged them to keep working hard and to do their best to improve every day. Council President McGuigan thanked and congratulated the coaches and the team. Mayor Glasser and Councilman Toto proudly presented the team with the resolution with a round of applause.

No. 37 of 2017

**Recognizing the 2016 Atlantic County Junior Football
League Junior Varsity Champions – The Somers Point Sharks**

WHEREAS, the Atlantic County Junior Football League is comprised of organizations from Atlantic County, Cape May County and Cumberland County that compete at the Varsity, Junior Varsity, Pee Wee and Taxi Squad levels; and

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WHEREAS, Somers Point is represented in the Atlantic County Junior Football League by the Somers Point Sharks; and

WHEREAS, the members of the Shark Junior Varsity Squad are Nick Andujar, Aumont Canfield, Cohen Cook, Christian Elliott, Salvatore Fireall, Tre'vor Gist, Jalil Gray, Isaiah Henderson, Ja'Bril Mace, Nasir Mahmoud, Andrew Martin, Jacob Meyers, Samir Miller, Daniel Moody, Alexander Rivera, Julian Rivera, Julian Rivera, Darrius Shanks, Jeremiah Sinclair, Jaevien Swain, Antonio Tartaglia, David Tayoun, Joseph Tenaglia, Morris Thompson, Jaimie Tyson, Nicolas Wagner, Lionel Wilson, and Joseph Zapille; and

WHEREAS, these youngsters were guided, taught, and mentored by the fine coaching staff of Eric Meyers (Head Coach), Amir Mahmoud, Jake Cook, Mikal Washington, Wes Swain, and Brandon Lavenia; and

WHEREAS, the team lost their opening game of the season but went on to win 11 straight games and the first junior varsity championship in Sharks history. The Sharks gave up only 18 points during the regular season before outscoring their four playoff opponents 120-0, including a 34-0 victory over the Absecon Blue Devils in the ACJFL Championship game; and

WHEREAS, that extraordinary run of excellence is remarkable at any age level and in any sport; and

WHEREAS, this accomplishment required a high degree of dedication from these young men; and

WHEREAS, that the dedication and success of the Championship team reflects the City in a positive manner,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Somers Point, on behalf of themselves and our community, hereby congratulate the 2016 Atlantic County Junior Football League Champions Somers Point Sharks Junior Varsity Football Team.

BE IT FURTHER RESOLVED that the Mayor and City Council wish these individuals continued success in all of their future endeavors, both athletic and otherwise.

Communications:
None

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Mayor's Report:

Mayor Glasser encouraged City Council to attend the City's K-9 graduation at Stockton University on 2/9/17. Mayor Glasser presented a plaque to the City with a photo of the ribbon cutting of Rt. 52 Bridge that included a memento of the ribbon.

Administrator's Report:

None

Committee Reports:

Councilman Smith reported that the Economic Development Advisory Commission (EDAC) met Tuesday night and encouraged everyone to attend their monthly meetings in City Council Chambers every fourth Monday of each month.

Councilman Dill thanked the Department of Public Works for the work and service provided during the recent weekend snow storm.

Minutes:

None

Ordinances:

None

Public Portion on Resolutions:

Meeting was opened to the public and duly closed.

Resolutions:

Resolution No. 38

M/S – Gerety/Toto

Adopted by a unanimous vote of those present.

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No. 38 of 2017

Subject: Appropriation Reserve Transfer

Introduced by: Council President McGuigan and Councilmen Dill and Gerety

Whereas N.J.S. 40A:4-1 et.seq. allows budget appropriation reserve transfers during the first three months of the succeeding year.

Now, therefore, be it resolved that the City Council of the City of Somers Point hereby authorizes the Chief Financial Officer to make the following budget transfer as specified in this resolution.

Current Fund

From:

Sanitation S&W	6-01-26-305-100	\$20,000
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To:

Vehicle Maintenance	6-01-26-315-200	\$20,000
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Resolution No. 39

M/S – Toto/Gerety

Adopted by a unanimous vote of those present.

No. 39 of 2017

Subject: Authorizing RFP's for Lease of Pier

Introduced By: Councilmen Smith and Toto

WHEREAS, the City of Somers Point is in possession of a property known as Block 1612, Lots 2 & 2.01 on the tax maps of the City of Somers Point, located at Higbee and Bay Avenue; and

WHEREAS, this property was acquired by the City with financial assistance under the Green Trust Local Assistance Program; and

WHEREAS, this property includes a recreation pier and boating facility; and

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WHEREAS, N.J.S.A. 40:61-1. et seq. states that the governing body of any municipality may let out and rent any privilege in any of its parks, beaches, waterfronts and places for public resort and recreation, to the highest responsible bidder therefore, after advertisement of the time and place of such letting, at least ten days prior to receipt of bids, in a newspaper circulating in the municipality, and upon such terms and conditions as it may prescribe.

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

1. The City Clerk is hereby directed to advertise the Requests for Proposals to lease a portion of the pier located at Higbee Avenue and the Bay from the City of Somers Point for use as a docking facility for a watercraft suitable for hire for fishing, sightseeing, and party excursions, a copy of which is attached hereto and made a part hereof.

2. Said advertisement shall be published as soon as possible, but no later than February 4, 2017.

3. All proposals must be received by the City Clerk no later than 2:00 p.m. on February 24, 2017 at which time they will be publicly opened, announced and recorded in the City Council Chambers.

4. It is understood that the use of the pier as described in this Request for Proposal must be approved by the New Jersey Department of Environmental Protection Green Trust Local Assistance Program (Green Acres) as well as the Somers Point Board of Recreation.

Resolution No. 40

M/S – Toto/Gerety

Adopted by a unanimous vote of those present.

Mayor Glasser indicated that the Police Department are honored to assist in the Presidential Inauguration. He mentioned that all expenses will be reimbursed to Somers Point and wished them a safe operation. Council President McGuigan mentioned that it is truly an honor, and the officers proudly volunteered to take part in the task force for the Presidential Inauguration.

No. 40 of 2017

RESOLUTION APPROVING, RATIFYING AND AFFIRMING THE EXECUTION AND DELIVERY OF A MEMORANDUM OF UNDERSTANDING AMONG THE MAYOR OF THE DISTRICT OF COLUMBIA, THE UNITED STATES ATTORNEY FOR THE DISTRICT OF COLUMBIA, THE MAYOR OF THE CITY OF SOMERS POINT, AND THE SOMERS POINT CHIEF OF POLICE

Sponsored by: Mayor Glasser and Councilmen McGuigan and Dill

WHEREAS, the United States Attorney's Office for the District of Columbia has made a request to the City of Somers Point and other Police Departments within New Jersey and elsewhere to

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provide police officers from those various departments to participate in the Presidential Inauguration Task Force ("PITF") in the Washington, D.C. area from January 15 through January 21, 2017; and

WHEREAS, the PITF is a joint operation which includes the United States Attorney's Office for the District of Columbia, the United States Marshals Service, the United States Secret Service, the United States Federal Bureau of Investigation, the National Park Service, the City of Somers Point Police Department and other state, federal and local agencies; and

WHEREAS, it has been determined that a complement if officers could be provided in response to the request without disruption to the proper and adequate police coverage within the City of Somers Point; and

WHEREAS, the salaries, including overtime and benefits of the designated officers will be reimbursed to the City of Somers Point by the District of Columbia with funds provided by the Federal Government; and

WHEREAS, each designated officer shall be deputized as s Special Deputy U.S. Marshal and any officers who may suffer a disability or die as a result of personal injury sustained while acting within the course and scope to their official duties and assignments shall be treated as a federal employee; and

WHEREAS, the request has been evaluated by the Somers Point Chief of Police and the officers within that Department, Mayor Glasser, City Administrator Swain, the City's Risk Manager and City Solicitor; and

WHEREAS, it is the recommendation of the Mayor and the Somers Point Chief of Police that the City Council approve, ratify and affirm the execution and delivery of a Memorandum of Understanding in the form attached hereto; and

WHEREAS, due consideration has been given to the recommendation.

Now, therefore, it is hereby RESOLVED that the execution and delivery of the Memorandum of Understanding among the Mayor of the District of Columbia, the United States Attorney for the

District of Columbia, the Mayor of the City of Somers Point, and the Somers Point Chief of Police in the form attached hereto is hereby approved, ratified, and affirmed by this governing body.

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Resolution No. 41

M/S – Gerety/Toto

Adopted by a unanimous vote of those present.

No. 41 of 2017

**Subject: AMENDING AND SUPPLEMENTING RESOLUTION 9 OF 2017
ZONING BOARD APPOINTMENTS**

Introduced by: Councilman Tapp

WHEREAS, on January 6, 2017 resolution 9 of 2017 was adopted by City Council; and

WHEREAS, following the close of the meeting it was brought to the attention of the City Clerk and Councilman Tapp that one of the individuals, Alan Cohen, who was re-appointed had elected not to accept re-appointment; and

WHEREAS, it is necessary to amend and supplement Resolution 9 of 2017 to rectify this situation; and

WHEREAS, Council wishes to affirm the re-appointment of Joseph Craddock to a full four year terms expiring December 31, 2020 and to reaffirm the appointment of Shawn Rowan to fill the unexpired term of John Sloneski, said unexpired term ending December 31, 2017; and

WHEREAS, a vacancy now exists due to the decision of Alan Cohen not to accept re-appointment, whose term expired on December 31, 2016; and

WHEREAS, Council wishes to rescind the appointment of David Robbins to fill the position of Alternate No. 1; and

WHEREAS, Council wishes to appoint David Robbins to fill the vacancy created by the decision of Alan Cohen not to accept re-appointment for a full four year term ending December 31, 2020; and

WHEREAS, as a result of that appointment a vacancy now exists in the Alternate No. 1 position of the Zoning Board, said term expiring December 31, 2017; and

WHEREAS, Council wishes to appointment Paul Huber to the Alternate No. 1 position to fill the unexpired term expiring December 31, 2017; and

WHEREAS, a vacancy exists in the position of Alternate Number 2 for a term expiring December 21, 2018 which Council elects not to fill at this time

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey that the Somers Point Zoning Board of Adjustment is constituted as follows:

MEMBER

EXPIRATION OF TERM

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David Robins	Dec. 31, 2020
Joseph Craddock	Dec. 31, 2020
Shawn Rowan	Dec. 31, 2017
Ron Meischker	Dec. 31, 2018
Charles “Skip” Broomall	Dec. 31, 2018
Tracy Campbell	Dec. 31, 2019
Lynn Callahan	Dec. 31, 2019

Alternates:

Paul Huber - Alt. No. 1	Dec. 31, 2017
Vacant – Alt. No. 2	Dec. 31, 2018

Resolution No. 42

M/S – Toto/Dill

Adopted by a unanimous vote of those present.

No. 42 of 2017

AUTHORIZING EXECUTIVE SESSION

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, 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 ONE (1) topic which involves discussion of the proposed terms and conditions of a collective bargaining agreement and the status of negotiations which is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to public meetings is necessary to be discussed without the public in attendance during an Executive Session to be held on January 12, 2017 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) and listed below is the applicable exception, and next to the exception is a box within which the **number of issues** to be privately discussed that fall within that exception shall be written, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

1

“(4) Any collective bargaining agreement, or the terms and conditions of which are

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proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body”

The collective bargaining contract(s) to be discussed are between the City and Teamsters Local 115; and

WHEREAS, the length of the Executive Session is estimated to be approximately 30 – 45 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; and

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to make ten (10) photocopies of this resolution immediately after it passes and to distribute those photocopies to the public in attendance prior to the Executive Session commencing.

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).

Subject of Discussion	Estimated Date	Necessary Occurrence
See #4 above Collective Bargaining Agreement Discussion	Upon Completion or Resolution of the pending matters	Final authorized and approved Agreement, or other final disposition of the matter.

Consent Agenda:

None

Old Business:

None

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New Business:

The following were all approved unanimously with a recusal from Councilman D'Adamo regarding the Knights of Columbus and St. Joseph Church:
Bingo License, On-premise 50/50 Raffle License and On-premise Merchandise Raffle License for Egg Harbor Township Baseball Association on 4/1/17
On-premise Merchandise Raffle License and On-premise Raffle License for Egg Harbor Township Baseball Association on 2/26/17
Off-premise 50/50 Raffle License for Knights of Columbus on 4/5/17
Added by 48 hour waiver:
On-premise Raffle License for St. Joseph Church on 1/28/17

Discussion of Bills:

Wes Swain, City Administrator, reported a record of payment dated 12/30/16 in the amount of \$14,225.92 and a bill list dated 1/10/17 in the amount of \$61,102.80. Council President McGuigan recused himself from the Concord Group bill.

Public Portion:

The Public Portion was duly opened and closed.

Payment of Bills:

M/S – Toto/Dill

The bills were approved by a unanimous vote of those present. A complete list of bills is on file in the Office of the Municipal Clerk.

Adjournment:

There being no further business, meeting adjourned at 8:05 p.m.

Respectfully submitted,

Lucy R. Samuelson, RMC
Municipal Clerk

Approved: 4/27/2017