

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

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

Roll call was recorded as follows:

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

**Absent:** None

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**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

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**Communications**

**Proclamation No. 4**

Proclamation No. 4 was read in full by the City Clerk. Ciera Beck, Dietitian at ShopRite addressed the governing body thanking them and noting that they are striving to be health and wellness to the community. Mayor Glasser presented her with a copy of the proclamation.

**No. 4 of 2016**

**WHEREAS**, food is the substance by which life is sustained; and

**WHEREAS**, the type, quality, and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and

**WHEREAS**, there is a need for continuing nutrition education and a wide-scale effort to enhance healthy eating practices;

**NOW, THEREFORE**, I, John L. Glasser, Jr., Mayor of the City of Somers Point, New Jersey do hereby proclaim the month of March as

**NATIONAL NUTRITION MONTH**

in the City of Somers Point, New Jersey and I encourage all citizens to join the campaign and become concerned about their nutrition and the nutrition of others in the hope of achieving optimum health for both today and tomorrow.

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**Mayor's Report**

Mayor Glasser gave the Police Department report in full for the month of January. He also noted that the Somers Point Historical Society is having their luncheon at the Crab Trap on Saturday, February 28, 2016 at noon with the theme being a tribute to "The Boys Club" and the founders of the Boys Club.

**Administrator's Report**

Administrator Swain reported that Ocean City is considering the shared services agreement with us with regard to the dredging and hopefully they will pass it and we will have that agreement.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 2**

**Committee Reports**

There were no Committee Reports.

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**Minutes**

M/S – Dill/Gerety

Minutes of the Regular Meeting of December 17, 2015 and the Special Meeting of December 28, 2015 were approved with Councilman Smith not voting on the December 28<sup>th</sup> meeting as he was not present, and Councilman Toto not voting as he wasn't on Council then.

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**ORDINANCES**

**Ordinance No. 1 – Final Reading**

M/S – McGuigan/Dill

Meeting was opened to the public and duly closed. Ordinance No. 1 was then adopted on final reading by a unanimous vote of those present.

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**RESOLUTIONS**

**Public Portion on Resolutions**

Meeting was opened to the public with regard to the Resolutions on the agenda, and duly closed.

**Consent Agenda**

There were no items on the consent agenda.

**Resolutions**

Resolution No. 62 was moved up on the agenda at the consent of the members.

**Resolution No. 62**

M/S – Gerety/Toto

Phil Gaffney, Emergency Management Coordinator, came forward and spoke to the governing body explaining that the City must have their own plan, or join with a multi-jurisdictional plan and Somers Point chose to participate with the County. He urged Council to adopt this resolution. Administrator Swain added that this is something we definitely want to do as it makes grant monies available for the municipality in the future. Resolution No. 62 was then adopted by a unanimous vote of those present.

**No. 62 of 2016**

**Sponsored by: Council President Tapp**

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

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 3**

**Resolution No. 62 (Continued)**

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

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

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

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

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

City of Somers Point:

1. The Atlantic County Multi-Jurisdictional Natural Hazard Mitigation Plan update, as approved by the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on February 5, 2016, is hereby adopted as an official plan of the City of Somers Point in the County of Atlantic.
2. The Municipal departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Mayor and Council and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Atlantic County Office of Emergency Preparedness according to the predetermined timeline and procedures outlined in the Plan's Section 7: Plan Maintenance and Integration.

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**Resolution No. 55**

M/S – Gerety/Toto

Adopted by a unanimous vote of those present.

**No. 55 of 2016**

**Subject:                    Authorizing execution of 2016 Municipal  
Aerial Mosquito Control Agreement**

**Sponsored by:            Council President Tapp**

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

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 4**

**Resolution No. 55 (Continued)**

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

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Somers Point that Mayor John L. Glasser, Jr. is hereby authorized to execute the 2016 Municipal Aerial Mosquito Control Agreement, a copy of which is attached hereto and made a part hereof.

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**Resolution No. 56**

M/S – Smith/Gerety

Adopted by a unanimous vote of those present.

**No. 56 of 2016**

**Subject:                    Appointment of Suasion Communications Group**

**Introduced By:        Council President Tapp & Councilman Gerety**

**WHEREAS**, the City of Somers Point has identified a need for Public Relations Services for the period March, 2016 through February, 2017: and

**WHEREAS**, requests for proposals for Public Relations Services were published on January 14, 2016 and proposals were received by the City on January 29, 2016; and

**WHEREAS**, the Economic Development Advisory Commission and the City Administrator reviewed the one proposal received and recommends the appointment of Suasion Communications Group; and

**WHEREAS**, this contract is awarded through a fair and open process pursuant to N.J.S.A.19:44A-20.4 et. Seq.

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

1. Suasion Communications Group be and hereby is appointed to provide Public Relations Services for the City of Somers Point, for the period March 1, 2016 through February 28, 2017, inclusive.
2. This appointment is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because public bidding is not required for said service.
3. The Mayor is hereby authorized to execute an agreement with Suasion Communications Group in connection with these services, in the amount of \$ 16,980.00 substantially in the form submitted, subject to such modification as may be deemed by the City Administrator and City Solicitor to be necessary or desirable and, upon execution, the agreement will be attached to this resolution and become a part hereof.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

Page 5

**Resolutions (Continued)**

4. As indicated in the Division of Local Government Services Local Finance Notice 2006-7, because this is awarded through a Fair and Open process, further public notice per N.J.S.A. 40A:11.5(6) is not required.

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**Resolution No. 57**

M/S – Dill/D’Adamo

Adopted by a unanimous vote of those present.

**No. 57 of 2016**

**RESOLUTION AUTHORIZING AN APPLICATION TO THE  
FRANK H. STEWART TRUST  
FOR THE PURCHASE OF BLOCK 1810, LOTS 15.01 AND LOT 16**

**Sponsored by: Councilman Dill**

**WHEREAS**, the Frank H. Stewart Trust was established to purchase lands with flowing water course, or bounded by streams or bodies of water for the purposes of public parks, or recreational grounds, game refuges, fishing or propagation of fishing, bird sanctuaries, or grounds for protection and preservation of wildlife; and,

**WHEREAS**, the City of Somers Point qualifies to apply for such a grant for the acquisition of or to assist in funding the acquisition of bay front property for recreational and open space purposes; and,

**WHEREAS**, the Governing Body of the City of Somers Point has determined it is appropriate to apply for funding from the Frank H. Stewart Trust to assist with the acquisition of Block 1810; Lots 15.01 and 16 (the “Property”); and,

**WHEREAS**, the grant guidelines require that prior to applying for funds a potential Grant Recipient shall obtain a resolution from the governing body; and,

**WHEREAS**, said resolution shall commit that the Property to be purchased shall be dedicated by the City of Somers Point to the public and for the uses set forth above; and,

**WHEREAS**, if the Frank H. Stewart Trust approves the application, the governing body of the City of Somers Point agrees to accept the funds subject to the following terms and conditions:

1. The Property purchased shall be dedicated for public use and recreation consistent with the terms and conditions of the Frank H. Stewart Trust;
2. The Property to be acquired adjoins a flowing water course;
3. The City of Somers Point shall maintain the Property; and
4. The Property, if acquired, shall be used for the purposes of public parks, recreation, and other water related activities.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Somers Point supports and approves of the submission of an Application to the Frank H. Stewart Trust for acquisition of Block 1810, Lot 15.01 and Lot 16; and

**BE IT FURTHER RESOLVED** that, if acquired, the Property shall be dedicated by the City of Somers Point to the public and for the uses set forth above.

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**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 6**

**Resolutions (Continued)**

**Resolution No. 58**

M/S – Dill/D’Adamo

Adopted by a unanimous vote of those present.

**No. 58 of 2016**

**AUTHORIZING THE FILING OF AN “AT RISK” NOTICE OF INTENT TO FILE AN  
APPLICATION FOR GREEN ACRES FUNDING WITH THE STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES**

**Sponsored by: Councilman Dill**

**WHEREAS**, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

**WHEREAS**, the City of Somers Point desires to further the public interest by obtaining funding from the State to fund the purchase of the former Bayshores II site; Block 1810, Lots 15.01 and 16 (the “Property”); and

**WHEREAS**, discussions have been had with the authorized representative of the owner of the Property who has indicated a willingness to comply with the Green Acres funding program; and

**WHEREAS**, in order to preserve the opportunity to acquire the Property and the opportunity to submit a Green Acres grant application to the NJDEP the City may submit an “At Risk” letter informing Green Acres and seeking approval to proceed in compliance with Green Acres policies, procedures and Regulations; and

**WHEREAS**, Green Acres shall determine if the application process may proceed

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Somers Point that Mayor John L. Glasser, Jr. is hereby authorized to:

- (a) Submit an At Risk application letter to Green Acres;
- (b) Make application for such a loan and/or such a grant;
- (c) Provide additional application information and furnish such documents as may be required; and
- (d) Act as the authorized correspondent of the above named applicant, and

IT is further RESOLVED that:

1. If authorization is received from Green Acres to proceed, the Mayor is hereby authorized to execute an agreement and any amendment thereto with the State known as Block 1810; Lots 15.01 and 16; and
2. In the event the State’s funds are less than the total project cost as determined by the required appraisals and approved by Green Acres, the applicant shall provide the balance of funding necessary to complete the project subject to introduction and adoption of a bond ordinance to provide such funding and availability of funds; and;
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in submitting its application and its performance of the project.

This resolution shall take effect immediately.

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**Resolution No. 59**

M/S – D’Adamo/Dill

Adopted by a unanimous vote of those present.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

Page 7

Resolution No. 59 (Continued)

**RESOLUTION NO. 59 of 2016  
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, 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 are **FOUR** (4) topics which require the advice and counsel of the City Solicitor and are matters permitted by N.J.S.A. 10:4-12(b) as an exception to public meetings and are necessary to be discussed without the public in attendance during an Executive Session to be held on February 25, 2016 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.

**X** “(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 in order 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:

**1) Advice and counsel from the City Solicitor regarding legal research and investigation into liability and responsibility regarding certain real property boundary lines, usage and need for potential litigation or pursuit of other legal remedies, strategies and procedures. Participation by the City Engineer is also required to address survey issues and results.**

**2) Advice of Counsel and attorney client communication In the Matter of the Application of the City of Somers Point, Docket No. L-1538-15.**

**3) Advice of counsel and attorney client communication and discussion with City Administrator regarding negotiation of the terms and conditions of a Long Term Tax Exemption and Capital Contribution Financial Agreements consistent with and authorized under the provisions of N.J.S.A. 40A:12A inclusive of but not limited to N.J.S.A. 40A:12A-8, 12A-9, 12A-41, 12A-59 and 12A-60 as referenced in and contemplated by the Redevelopment Plan approved by Ordinance 5 of 2015.**

**4) Advice or counsel re possible legal ramifications of most recent developments in AHS Hospital Corp, d/b/a Morristown Memorial Hospital v. Town of Morristown Docket Nos: 010900-2007, 01091-2007, and 000406-2008, status of legislation, and discussion of certain legal options and strategies which may be available to the City.**

**WHEREAS**, the length of the Executive Session is estimated to be approximately 45 minutes to one hour 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 reasons;

**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)

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

Page 8  
Resolution No. 59 (Continued)

<b>Subject of Discussion</b>	<b>Estimated Date</b>	<b>Necessary Occurrence</b>
See Exception 7 Item 1	Unknown at this time	Formal City Council Action and / or Court Decision.
See Exception 7 Item 2	Unknown at this time	Approval by City Council Action / Ordinance and / or Court Order.
See Exception 7 Item 3	On or after March 10, 2016	City Council Action / Ordinance.
See Exception 7, Item 4	Unknown at this time	City Council or Tax Assessor Action

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**Resolution No. 60**

M/S – Gerety/Toto

Adopted by a unanimous vote of those present.

**CITY OF SOMERS POINT  
RESOLUTION No. 60 of 2016**

**AUTHORIZING THE SOMERS POINT TAX ASSESSOR IN CONJUNCTION WITH  
SOMERS POINT SPECIAL TAX COUNSEL TO SETTLE AND COMPROMISE  
CERTAIN REAL PROPERTY TAX APPEALS PENDING BEFORE THE NEW JERSEY  
TAX COURT**

**Introduced By: COUNCILMAN SMITH**

**WHEREAS**, from time to time the Tax Assessor is presented with an opportunity to compromise, settle or otherwise dispose of certain tax appeals pending before the Atlantic County Board of Taxation or the New Jersey Tax Court; and

**WHEREAS**, for reasons of efficiency this Governing Body has determined that the Tax Assessor should not be required to present each such settlement to this body for approval; and

**WHEREAS**, this Governing Body has directed that whenever a settlement of a pending matter would result in an assessed tax revenue reduction in excess of Ten Thousand Dollars (\$10,000.00) for any such property within a single tax year no such settlement shall be entered into without a presentation to the City Council explain the proposed settlement, the reason for the settlement recommendation, and the impact upon the current and prior tax years; and

**WHEREAS**, Special Tax Counsel and the Somers Point Tax Assessor have identified the following series of pending tax appeals and have discussed the implications and recommendations during Executive Sessions held on February 11, 2016 relative to the following pending Tax Appeal which exceeds the approval threshold:

<u><b>Docket No.:</b></u>	<u><b>Caption:</b></u>	<u><b>Tax Year:</b></u>
008852-2011	Power Sports Holdings, Inc. v. City of Somers Point	2011
002048-2012	Power Sports Holdings, Inc. v. City of Somers Point	2012
003533-2013	Power Sports Holdings, Inc. v. City of Somers Point	2013
006738-2014	Power Sports Holdings, Inc. v. City of Somers Point	2014
007370-2015	Power Sports Holdings, Inc. v. City of Somers Point	2015

**WHEREAS**, after giving due and careful consideration to the recommendations made by Special Tax Counsel and the Somers Point Tax Assessor



**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 9**  
**Resolution No. 60 (Continued)**

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Taxing District of Somers Point that the Tax Assessor, in consultation with the Somers Point Special Tax Counsel is hereby authorized to settle or otherwise dispose of the following matters pending before the Tax Court of the State of New Jersey in the following manner:

<u><b>Docket No.:</b></u>	<u><b>Caption:</b></u>	<u><b>Tax Year:</b></u>
008852-2011	Power Sports Holdings, Inc. v. City of Somers Point	2011
002048-2012	Power Sports Holdings, Inc. v. City of Somers Point	2012
003533-2013	Power Sports Holdings, Inc. v. City of Somers Point	2013
006738-2014	Power Sports Holdings, Inc. v. City of Somers Point	2014
007370-2015	Power Sports Holdings, Inc. v. City of Somers Point	2015

Through a stipulation for the assessed value of the subject property in the amounts shown for the tax years designated below:

<b>Block / Lot #:</b>	<b>Tax Year:</b>	<b>Stipulated Assessed Value:</b>
Block 1810, Lot 2	2011	Dismissed with prejudice With No Reduction.
Block 1810, Lot 2	2012	\$1,450,000.00
Block 1810, Lot 2	2013	\$1,450,000.00
Block 1810, Lot 2	2014	\$2,400,000.00
Block 1810, Lot 2	2015	\$2,400,000.00

The Assessment on Land and Improvements shall remain at \$2,400,000.00 during 2016 and 2017 and no Appeals shall be filed by the owner of the property for those tax years.

Interest and penalties shall be waived, the reduction shall be credited against future taxes, and all other taxes and other charges which may be due and owing shall be paid in full.

**IT IS FURTHER RESOLVED** that the Mayor, the City Administrator, the Somers Point Tax Assessor and Special Tax Counsel are hereby authorized to execute and deliver any and all such documents as may be determined by the Tax Assessor and Special Tax Counsel to be necessary or desirable to effectuate this approved settlement.

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**Resolution No. 61**  
M/S – D’Adamo/Toto  
Adopted by a unanimous vote of those present.

**RESOLUTION NO. 61 of 2016**

**RESOLUTION DESIGNATING BAYVIEW COURT URBAN RENEWAL, LLC AS THE REDEVELOPER OF BLOCK 1114, LOTS 3, 4.01, 4.02, 4.03, AND 4.04 AS DESIGNATED ON THE CITY OF SOMERS POINT TAX MAP AND AUTHORIZING THE CITY OF SOMERS POINT TO ENTER INTO A REDEVELOPMENT AGREEMENT WITH BAYVIEW COURT URBAN RENEWAL, LLC**

**Sponsored by: Councilman McGuigan**

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 10**

**Resolution No. 61 (Continued)**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1 *et seq.* as amended and supplemented (the “Redevelopment Law”) provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

**WHEREAS**, in order to stimulate redevelopment, by Resolution No. 182 of 2014, adopted on October 23, 2014, the City Council of the City of Somers Point (“City Council”) designated certain properties in the City of Somers Point (“City”) known as the Gates Project Redevelopment Area (the “Redevelopment Area”), as a Redevelopment Area in accordance with the Redevelopment Law; and

**WHEREAS**, the Redevelopment Area includes those parcels designated on the City of Somers Point Tax Map as Block 1114, Lots 3, 4.01, 4.02, 4.03 and 4.04, having a current street address of 555 Shore Road; and

**WHEREAS**, the Redevelopment Area encompasses approximately 5.7 acres, containing a total of 202 residential units in five (5) 3-story apartment buildings. There are approximately 210 parking spaces on site. The Redevelopment Area has frontage on both Shore Road (County Route 585) and Bethel Road (a municipal street); and

**WHEREAS**, on February 26, 2015, by Ordinance No. 5 of 2015, City Council adopted a Redevelopment Plan (the “Redevelopment Plan”) prepared on behalf of the City and the Somers Point Planning Board by Bach Associates, P.C., which Redevelopment Plan had been recommended to City Council by the Somers Point Planning Board on February 4, 2015 following a public hearing thereon; and

**WHEREAS**, the City Council reviewed a proposal prepared by Bayview Court Urban Renewal, LLC (“Redeveloper”), the owner of all of the property situated within Redevelopment Area, for redevelopment in accordance with the Redevelopment Plan, which proposal has been reviewed by the City Planner, Planning Board Engineer and other City professionals; and

**WHEREAS**, the proposal will advance and achieve the purposes set forth in the Redevelopment Plan; and

**WHEREAS**, pursuant to the draft Redevelopment Agreement attached hereto and incorporated herein as **Exhibit “A”**, Redeveloper proposes to substantially renovate, reconstruct, redevelop, upgrade and re-establish the existing 202 residential units within the Redevelopment Area together with upgrades to the common areas including a renovated swimming pool, additional landscaping and related improvements all as more specifically set forth within the Redevelopment Plan; and

**WHEREAS**, On January 25, 2016, Bayview Court Urban Renewal, LLC was approved as an Urban Renewal Entity by the New Jersey Department of Community Affairs; and

**WHEREAS**, the City desires that the Redevelopment Area be redeveloped by Redeveloper in accordance with the Redevelopment Plan and the draft Redevelopment Agreement attached hereto and incorporated herein as **Exhibit “A”**; and

**WHEREAS**, City Council desires to adopt a Resolution designating Bayview Court Urban Renewal, LLC as the Redeveloper for the redevelopment of all properties located within the Redevelopment Area and to permit the negotiation and execution of the Redevelopment Agreement attached hereto and incorporated herein as **Exhibit “A”**.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 11**

**Resolution No. 61 (Continued)**

Now, therefore, **BE IT RESOLVED**, that the City Council of the City of Somers Point does hereby authorize the Mayor or his designee to take any and all necessary action required to negotiate and execute the draft Redevelopment Agreement attached hereto and incorporated herein as **Exhibit "A"** with Bayview Court Urban Renewal, LLC for the redevelopment of the Redevelopment Area, designated as Block 1114, Lots 3, 4.01, 4.02, 4.03, and 4.04 on the City of Somers Point Tax Map; and

**BE IT FURTHER RESOLVED** that the City Solicitor, the City Administrator, and the City Planner shall review and approve the form and substance of the draft Redevelopment Agreement attached hereto and incorporated herein as **Exhibit "A"** subject to any modifications or amendments thereto deemed to be necessary or desirable and to be approved in writing by both the City Solicitor and Redeveloper's counsel prior to execution by the Mayor on the Effective Date; and

**BE IT FURTHER RESOLVED** that the City Solicitor and the City Administrator, and shall review and approve the form and substance of a proposed Long Term Tax Exemption and Financial Agreement necessary to achieve the redevelopment of the Redevelopment Area and which must be approved by Ordinance prior to the Redevelopment Agreement becoming effective; and

**BE IT FURTHER RESOLVED** that the City Solicitor is hereby authorized and directed to prepare the appropriate Ordinance to be considered by this Governing Body for introduction and first reading at the next regularly scheduled meeting of City Council to be held on March 10, 2016.

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**Resolution No. 63**

M/S – Gerety/Toto

Adopted by a unanimous vote of those present.

**No. 63 of 2015**

**Subject: A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY**

**Introduced By: Council President Tapp**

**WHEREAS**, the City of Somers Point wishes to apply for funding for a project under the Safe and Secure Communities Program (Grant #P-6449-16); and

**WHEREAS**, the City Council has reviewed the accompanying application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and the City of Somers Point for the purpose described in the application.

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

- 1) As a matter of public policy the City of Somers Point wishes to participate to fullest extent possible with the Department of Law and Public Safety.
- 2) The Attorney General will receive funds on behalf of the applicant.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 12**

**Resolution No. 63 (Continued)**

- 3) The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
- 4) The Division of Criminal Justice shall initiate allocations to each applicant as authorized by law.
- 5) The Mayor and City Administrator are hereby authorized and directed to complete and submit the application on behalf of the City.
- 6) The amount of grant funds applied for herein is \$23,373.00

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**Old Business**

There was no Old Business.

**New Business**

Administrator Swain advised that the County would like to set up a small table at City Hall during mosquito season to distribute information to the public. Council agreed that they had no problem with this.

A social affairs permit application for the Rotary Club of Somers Point was approved unanimously.

An application for approval of "Coast to Coast" Bike MS Ride to be held Sunday, May 22, 2016 was approved unanimously.

An application for a Raffle License and waiver of the fee for the American Legion Post 352 was approved unanimously.

**Discussion of Bills**

Bills were presented for discussion in the amount of \$1,342,015.66. Councilman McGuigan advised that he will be abstaining on the bill from Falasco Mechanical in the amount of \$503.82 as this is his primary employer.

**Public Portion**

Meeting was opened to the public and duly closed.

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**Payment of Bills**

M/S – Dill/D'Adamo

The bills were approved in the amount of 41,342,015.66 with Councilman McGuigan recusing himself from voting on the bill from Falasco Mechanical in the amount of \$503.82. A complete list of bills is on file in the Office of the Municipal Clerk.

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**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
February 25, 2016**

**Page 13**

**Recess**

Council recessed at 7:34 p.m. prior to going into Executive Session.

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**Adjournment**

Council reconvened in open session to adjourn at 8:55 p.m.

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Carol L. Degrassi, RMC/MMC  
Municipal Clerk

Approved: 03/10/16