

**REGULAR MEETING
MAYOR AND CITY COUNCIL
June 11, 2015**

Meeting called to order at 7:00 p.m. by President Kern with a salute to the flag. There was a moment of silence for the passing of John Walsh.

Roll call was recorded as follows:

Present: D'Adamo, Dill, Gerety, McGuigan, Smith, Tapp & Kern
Also Present: Mayor Glasser, Jason Frost, Assistant Administrator, Atty. Franklin & Clerk Degrassi & Deputy Clerk Samuelsen

Absent: Administrator Swain

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

Communications

EDAC Presentation

Michael Bray reported to the Governing Body that the stake holder meeting was productive and will meet quarterly with a goal of improving the City. David Hughes indicated that the second home campaign will be rolling out shortly using the media and social media to inform the public. Greg Sykora reported that the special event application is a work in progress. They have met with the police chief, the public works superintendent and the recreation director for input. City Council President mentioned that residents are very excited with the program and thanked them for their enthusiasm and diligent efforts. City Councilman Gerety indicated that he is very impressed with professionalism, the accomplishment and the direction they have taken.

Mayor's Report

Mayor Glasser expressed his sympathy regarding John Walsh's passing. He reminisced how helpful he was to everyone and will be greatly missed. Councilman McGuigan and Green Team had a great health walk. Also, the Office of Emergency Management were available at Shop Rite with information regarding hurricane awareness. Additionally, there was a dog parade at the Bike Path. Mayor Glasser thanked everyone for their time and effort given to the City. He added that this Sunday is Flag Day and there will be a ceremony at the Elks Lodge. Mayor Glasser read the Police Department report for the month of May. Council President Kern added that John Walsh will be sadly missed.

Administrator's Report

No report given.

Committee Reports

Councilman Dill reported that the old Chi Chi's building is being torn down and new building will be built in its place. There is activity at the old florist shop. The old WaWa may be a paint store, and the Planning Board approved the Burger King building for two commercial buildings. Councilman Dill commended the Department of Public Works regarding removing brush and maintenance of the grounds. He added that they are doing their best; however, there is a lot of work to be done.

Councilman Smith mentioned that the minutes have not been forwarded from the Recreation Commission because they are two months behind.

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Councilman McGuigan thanked Mayor Glasser for his kind words. The Green Team Advisory Committee will be submitting an application for certification of the New Jersey Sustainable Program. They hope to receive a bronze certification, which will qualify them for grants. Councilman McGuigan commended the Green Team for doing a great job. Also, he encouraged everyone to attend the Arts Commission event at Sandi Pointe on June 17th at 7:00 p.m. for poetry readings. City Councilman McGuigan asked City Council for support of the COAH resolution, the resolution regarding Drag Island, and the handicap Ordinance, all of which are listed on this evening's Agenda. Councilman McGuigan met with the architect of Gateway and Jim Delfonzo, head of Gateway, and reported that they are working on a historical grant that will be done shortly.

Minutes

There were no minutes presented for approval.

Ordinances

Ordinance No. 15 - First Reading

M/S - Dill/Tapp

Ordinance No. 15 was then approved on first reading by a unanimous vote of those present.

ORDINANCE No. 5 - 2015

**AN ORDINANCE OF THE CITY OF SOMERS POINT, COUNTY OF ATLANTIC,
STATE OF NEW JERSEY ADOPTING A REDEVELOPMENT PLAN PREPARED BY
BACH ASSOCIATES FOR CERTAIN PROPERTIES WITHIN THE CITY OF
SOMERS POINT KNOWN AS BLOCK 1114, LOTS 3, 4.01, 4.02, 4.03 AND 4.04**

WHEREAS, the City of Somers Point, in the County of Atlantic, State of New Jersey (the "City"), a public body corporate and politic of the State of New Jersey (the "State"), is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), to determine whether certain parcels of land within the City constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, on September 25, 2014, the Somers Point City Council (the "City Council") adopted Resolution No.161 of 2014 (as supplemented and amended by Resolution No. 180 or 2014 adopted on October 9, 2014) requesting the Somers Point Planning Board (the "Planning Board") to perform an investigation to determine whether the property at 555 Shore Road, Designated on the City Tax Map as Block 1114, Lots 3, 4.01, 4.02, 4.03 and 4.04 (the "Study Area") constitutes an "area in need of redevelopment" as a Non-Condensation Redevelopment Area under the Redevelopment Law; and

WHEREAS, on October 22, 2014, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed a report prepared by Bach Associates, dated October, 2014 and entitled "PRELIMINARY NEED INVESTIGATION REDEVELOPMENT STUDY BLOCK 1114, LOTS 3, 4.01, 4.02, 4.03 AND 4.04" (the "Redevelopment Study") at which hearing a presentation was made by Leah Furey-Bruder of Bach Associates reviewing the elements of the Redevelopment Study and the facts in support of the conclusion that the criteria a, d, e and h set forth in N.J.S.A. 40A:12A-7 for a declaration of an area in need of redevelopment are satisfied, and also that there is evidence of blight using the definition utilized by the court in its 2007 decision in Gallenthin Realty Development, Inc. v. Borough of Paulsboro that "blight" means deterioration or stagnation that negatively affects surrounding areas; and

WHEREAS, the Planning Board discussed the Redevelopment Study as presented, opened the session to the public to receive any public comment and, after closing the public comment period, the Planning Board accepted the Redevelopment Study as presented and

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resolved to recommend to the City Council that the Study Area be designated an area in need of redevelopment (the "Redevelopment Area"); and

WHEREAS, on October 23, 2014 by Resolution 182 of 2014, this governing body did accept the recommendation of the Somers Point Planning Board and designated the Study Area consisting of Block 1114, Lots 3, 4.01, 4.02, 4.03 and 4.04 as a non-condemnation area in need of redevelopment; and

WHEREAS, Bach Associates and the City's Professionals were authorized and directed to prepare a Redevelopment Plan for the Redevelopment Area; and

WHEREAS, on January 22, 2015 by Resolution 41 of 2015, this governing body did review and accept the Redevelopment Plan dated January 21, 2015 prepared by Bach Associates; and referred the Redevelopment Plan to the Somers Point Planning Board for review in accordance with N.J.S.A. 40A:12A-7; and

WHEREAS, the Planning Board conducted a public meeting on February 4, 2015 concerning the Plan, which was open to the public and during which meeting said Plan was explained and discussed and members of the public had an opportunity to pose questions and submit concerns; and

WHEREAS, the Planning Board has reported that the proposed Plan is consistent with the City Master Plan and has recommended that the Plan be adopted by the City; and

WHEREAS, the City Council of the City of Somers Point following referral to and upon recommendation of, the Somers Point Planning Board, desires to adopt a Redevelopment Plan for certain areas in need of redevelopment at Block 1114, Lots 3, 4.01, 4.02, 4.03 and 4.04, within the City of Somers Point, Atlantic County, New Jersey, which Plan has been prepared by Bach Associates, dated January 21, 2015 which is incorporated herein and made a part hereof by reference and which is on file in the Office of the Somers Point City Clerk where it is available for inspection during normal business hours; and

WHEREAS, the Plan, upon adoption by this Ordinance, is expected to facilitate redevelopment/development of the subject redevelopment areas, to provide new opportunities for the betterment of the community, and to alleviate or eliminate those conditions which caused the subject properties to fit the criteria of an area in need of non-condemnation redevelopment.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED, by the City Council of the City of Somers Point that, with the recommendation of the Planning Board to adopt the proposed Redevelopment Plan, such recommendation is accepted and the Plan is hereby adopted, including any necessary overlay zoning regulations contained therein.

IT IS FURTHER ORDAINED by the City Council of the City of Somers Point that the Redevelopment Plan prepared by Bach Associates dated January 21, 2015, for the subject redevelopment areas, having been subjected to prior Notice and public hearing before the Council, be and hereby is adopted to govern the Redevelopment Areas comprised of Block 1114, Lots 3, 4.01, 4.02, 4.03 and 4.04.

IT IS FURTHER ORDAINED that any prior Ordinances or Plans which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistencies.

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

IT IS FURTHER ORDAINED that this Ordinance shall become effective twenty (20) days following final passage and publication as required by law, as the Ordinance adopting the

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Redevelopment Plan for these designated areas, and zoning and redevelopment maps for the areas, as applicable.

FIRST READING: February 12, 2015

PUBLICATION: February 18, 2015

FINAL PASSAGE: February 26, 2015

Ordinance No. 19 - First Reading

M/S - McGuigan/Tapp

Ordinance No. 19 was then approved on first reading by a unanimous vote of those present.

Ordinance No. 19 of 2015

**An Ordinance Enacted Under Authority of N.J.S.A. 39: 4-197.6. and N.J.S.A.
39: 4-197.7, Granting the Authority to Establish a Restricted Parking
Zone in Front of a Residence Occupied by a Handicapped Person Under
Certain Conditions; Amending and Supplementing Somers Point
Municipal Code Section 250-50 Handicapped Parking
Repealing All Ordinances Heretofore Adopted, the Provisions of Which Are Inconsistent
Herewith**

WHEREAS, N.J.S.A. 39:4-197.6. authorizes a Municipality, by Ordinance, to establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair symbol license plates have been issued by the Division of Motor Vehicles for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person; and

WHEREAS, N.J.S.A. 39:4-197.7 authorizes a Municipality, by ordinance, to provide for the issuance of permits which identify a specific motor vehicle and the location wherein it is to be parked, such permits to be issued only to persons who can prove ownership and operation of the motor vehicle and residency at the location specified thereon; and

WHEREAS, N.J.S.A. 39:4-197.7 specifies that the permit shall be 5 1/2 inches by 8 1/2 inches in size, shall bear an appropriate certification of authenticity and shall be displayed prominently within the vehicle when it is parked so as to be seen from the middle of the street, and further provides that only a motor vehicle for which a valid permit has been issued and which has such permit properly displayed shall be permitted to be parked in the restricted parking zone indicated on such permit; and

WHEREAS, a request has been made L, G. Beadman for a Handicapped Parking Space in front of the Beadman residence, 111 Gibbs Avenue, Somers Point, NJ accompanied by a verified Permanent Disability Parking Permit issued by the New Jersey Motor Vehicle Commission; and

WHEREAS, the Somers Point City Engineer has reviewed the request and has determined the proper placement of the Handicapped Parking space signage which shall be as specified in Code Section 250-57

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

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SECTION 1. AMENDMENT TO CODE SECTION 250-50

Code Section 250-50 is amended and supplemented to add:

| Section 250-50 Handicapped Parking | | |
|------------------------------------|-------|---|
| Street | Side | Location |
| Gibbs Avenue | North | Directly in front of 111 Gibbs Avenue (Sign to be placed 110 feet east of the easterly curb line of Bay Avenue) |

[See Code Section 250-57 for signage].

SECTION 2. Upon adoption of this Ordinance and payment of the fee by the applicant the City Clerk shall submit the request to the Chief of Police and to the Department of Public Works for the issuance of the required 5 1/2 by 8 1/2 inch Permit, marking of the Street and placement of the Sign as specified in Code Section 250-57.

SECTION 3. All other provisions of Chapter 250 shall remain in full force and effect and shall apply to this amendment upon the effective date of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5: Should any section, clause, sentence, phrase or provision or any item in any schedule of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6: This Ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

**FIRST READING: June 11, 2015
PUBLICATION: June 17, 2015
FINAL PASSAGE: June 25, 2015**

Ordinance No. 16 - Final Reading

M/S - Gerety/Dill

Meeting was opened to the public and duly closed. Ordinance No. 16 was then adopted on final reading by a unanimous vote of those present.

**ORDINANCE 16 OF 2015
AN ORDINANCE AMENDING CERTAIN
SECTIONS OF CHAPTER 114 “DEVELOPMENT REGULATIONS”
OF THE CITY OF SOMERS POINT
ADOPTING HISTORIC DISTRICT GUIDELINES**

This Ordinance shall take effect upon final passage, approval, and publication as required by law.

**FIRST READING: May 14, 2015
PUBLICATION: May 20, 2015
FINAL PASSAGE: June 11, 2015**

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Ordinance No. 18 - Final Reading

M/S – Dill/Gerety

Meeting was opened to the public and duly closed. Ordinance No. 18 was then adopted on final reading by a unanimous vote of those present.

ORDINANCE 18 OF 2015

**AN ORDINANCE OF THE CITY OF SOMERS POINT AUTHORIZING THE
ACQUISITION OF BLOCK 1715, LOTS 4 AND 5 LOCATED WITHIN THE CITY OF
SOMERS POINT FROM GREGORY HOTEL, INC. FOR MUNICIPAL PUBLIC
PURPOSES**

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

FIRST READING: 05/28/15

PUBLICATION: 06/03/15

FINAL READING: 06/11/15

Waiver of 48-Hour Rule

M/S - Dill/Tapp

The 48-hour Rule was waived unanimously in order to consider Resolutions No. 111 and 112.

Public Portion (Resolutions)

Meeting was opened to the public and duly closed.

Resolutions

Resolution No. 103

M/S - Tapp/Gerety

Adopted by a unanimous vote of those present.

No. 103 of 2015

Subject: Chapter 159 Resolution
Introduced By: Council President Kern

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount; and

WHEREAS, the City of Somers Point has received a grant of \$4,000.00 and wishes to amend its 2015 budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Somers Point hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$4,000.00 which item is now available as a revenue from:

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Miscellaneous Revenue

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenue Offset with Appropriations:
NJ Division of Highway Traffic Safety
Click It or Ticket 2015 Mobilization \$4,000.00

pursuant to the provision of Statute; and

BE IT FURTHER RESOLVED that a like sum of \$4,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations - Excluded from "CAPS"

Public and Private Programs Offset by Revenues:
NJ DHTS Click It or Ticket 2015 Mobilization \$4,000.00

BE IT FURTHER RESOLVED that this resolution be certified and submitted to the Director of Local Government Services for approval.

Resolution No. 104

This resolution was withdrawn from the Agenda.

Resolution No. 105

M/S - Gerety/Tapp

Adopted by a unanimous vote of those present.

No. 105 of 2015

Subject: Tax Overpayment Refund

WHEREAS, the below listed overpayment for the year designated is held in reserve by the City of Somers Point; and

WHEREAS, the property was 2014 first quarter was paid by the Title Company and by the mortgage company creating an overpayment, and;

WHEREAS, the mortgage company has requested the overpayment be refunded to the previous property owner,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the following overpayment be refunded to the previous property owner.

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

| Block | Lot | Previous Property Owner | Amount | Year |
|--------------|------------|--------------------------------|---------------|-------------|
| 2027 | 1.05 | Rita Kauffman | \$3,387.53 | 2014 |

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Resolution No. 106

M/S - Gerety/Tapp

Adopted by a unanimous vote of those present.

No. 106 of 2015

Subject: Tax Overpayment Refund

WHEREAS, the below listed overpayment for the year designated is held in reserve by the City of Somers Point; and

WHEREAS, the property was 2015 first quarter was paid by the Title Company and by the mortgage company creating an overpayment, and;

WHEREAS, the mortgage company has requested the overpayment be refunded to the previous property owner,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the following overpayment be refunded to the previous property owner.

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

| Block | Lot | Previous Property Owner | Amount | Year |
|--------------|------------|--------------------------------|---------------|-------------|
| 120 | 1.02 | Denise Stillwagon | \$1,350.68 | 2015 |

Resolution No. 107

M/S - Tapp/Dill

City Councilman McGuigan is hopeful that this project will be successful. Adopted by a unanimous vote of those present.

NO. 107 OF 2015 (2nd Revision)

**REQUESTING NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
TO COMMENCE THE PROCESS OF ENSURING CONSTRUCTION OF AN ACCESS
BRIDGE FROM SOMERS POINT TO DRAG ISLAND AND FOR THE
CONSTRUCTION OF A FISHING PIER ON DRAG ISLAND; AND REQUESTING
SUPPORT FOR FUNDING THE PROJECT THROUGH THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE NEW JERSEY
TURNPIKE AUTHORITY**

SPONSORED BY THE MAYOR AND COUNCIL

WHEREAS, in 2012 the State of New Jersey announced plans to demolish the Beesley's Point Bridge and to demolish the southbound span of the Garden State Parkway between Somers Point in Atlantic County and Upper Township in Cape May County and to construct a new southbound span under the authority of the New Jersey Turnpike Authority; and

WHEREAS, the Beesley's Point bridge had provided anglers, crabbers, joggers, walkers and nature lovers access to Drag Island for 85 years prior to closing the access to commence construction; and

WHEREAS, Drag Island is partially owned by the New Jersey Department of Environmental

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Protection ("NJDEP") and partially by the City of Somers Point; and

WHEREAS, the portion of Drag Island owned by Somers Point is listed on the State of New Jersey Department of Environmental Protection Recreational and Open Space Inventory under the Department's Green Acres Program; and

WHEREAS, in 2013 various individuals and organizations including but not limited to The Drag Island Access Preservation Association, the Recreational Fishing Alliance and Recreation Fishing Alliance-NJ, Bill Shillingford, Greg O'Connell, George Bucci, Nick Verducci, Patrick Martin and hundreds of individuals and businesses which signed a petition prepared by DIAPA, joined together to petition State and local agencies and officials including Governor Christie, Senator Van Drew, the New Jersey Turnpike Authority, the New Jersey Department of Transportation and the NJDEP to ensure that public access to Drag Island will be continued after construction of the southbound Garden State Parkway Span has been completed and which would otherwise be forever lost as a result of the demolition of the Beesley's Point Bridge; and

WHEREAS, the completion of the southbound Garden State Parkway span is scheduled for completion in 2016; and

WHEREAS, to the best of our knowledge to date no request for proposals for design of either the walkway access bridge from Somers Point to Drag Island or the Drag Island fishing pier has been authorized; and

WHEREAS, in order to coordinate the construction of the walkway access bridge with the completion of the southbound Garden State Parkway Span it is imperative that plans be prepared and cost estimates obtained to ensure that appropriate funding will be available to complete the necessary access and improvements; and

WHEREAS, the sufficient funds need to be allocated to construct the proposed walkway access bridge and fishing pier; and

WHEREAS, in order for residents and visitors and other members of the public to benefit from the Green Acres Open Recreational Space which Drag Island is intended to provide, action must be promptly taken by the New Jersey Department of Environmental Protection and the New Jersey Turnpike Authority in coordination with representatives of this governing body and those constituent entities which have petitioned for the preservation of access to Drag Island.

Now, therefore, it is hereby, **RESOLVED**, by the City Council of the City of Somers Point in Atlantic County, New Jersey that:

- 1) On behalf of our residents, our visitors, and our businesses which rely upon anglers, crabbers, joggers, walkers, bird watchers, picnickers and nature lovers we request NJDEP individually or in combination with the New Jersey Turnpike Authority to prepare Requests for Proposals for the engineering design of the walkway access bridge from Somers Point to Drag Island and for the Drag Island fishing pier;
- 2) For those same Agencies to obtain cost estimates for the construction of those needed improvements and to reserve adequate funds for their construction; and
- 3) We request that Senator Jeff Van Drew, Senator Jim Whelan, Assemblyman Chris Brown, Assemblyman Vince Mazzeo, Atlantic County Executive Denny Levinson, the Atlantic County Board of Chosen Freeholders, the Somers Point Harbor Master, Ron Meischker, the Drag Island Access Preservation Association, the Recreational Fishing Alliance and Recreational Fishing Alliance - NJ, the Great Egg Harbor River Council, and the Patcong Creek Foundation express their support of this project to the NJDEP and the Turnpike Authority for the completion of this project in a timely manner to coincide with completion of construction of the southbound Garden State Parkway span; and

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4) We encourage all anglers, crabbers, joggers, walkers, bird watchers, and nature lovers and other members of the public to express their support for this project by contacting the office of one or more of the legislators listed; and

5) We ask the Somers Point Business Association to encourage their members and their customers to express their support for this project in the same manner.

It is further, Resolved, that the City Clerk is requested to send a copy of this Resolution to: the Commissioner of the New Jersey Department of Environmental Protection, the New Jersey Department of Environmental Protection Green Acres Section, the New Jersey Turnpike Authority, the Atlantic County Executive, the Chairman and the Secretary of the Atlantic County Board of Chosen Freeholders, Senator Jeff Van Drew, Senator Jim Whelan, Assemblyman Chris A. Brown, Assemblyman Vincent Mazzeo, the Somers Point Harbor Master, the Drag Island Access Preservation Association, the Recreational Fishing Alliance and Recreational Fishing Alliance - NJ, the Great Egg Harbor River Council, the Patcong Creek Foundation, Patrick Martin, the Somers Point Business Association, the Somers Point Green Team, the Somers Point Recreation Commission and the Somers Point Economic Development Commission.

Resolution No. 108

M/S - Tapp/Dill

Adopted by a majority vote of those present with Council President Kern recusing.

No. 108 of 2015

**A RESOLUTION OPPOSING ANY STATEWIDE REFERENDUM
TO BE PLACED ON THE NOVEMBER BALLOT SEEKING TO EXPAND CASINO
GAMING BEYOND ATLANTIC CITY**

Sponsored by: Mayor and Council

Whereas, there is a legislative proposal which, if approved by three-fifths of state legislators by August 1st, will place a question on the November 2015 ballot for voters to decide on the expansion of casino gaming beyond Atlantic City; and

Whereas, Atlantic City is still in the early stages of a profoundly important transition from a gaming centric destination to a diversified tourist destination featuring world class dining, entertainment, retail and recreational offerings; and

Whereas, the expansion of gaming beyond Atlantic City could further lead to the loss of up to 14,550 direct and indirect jobs from the potential closure of an additional two to four casino hotels; and

Whereas, The proliferation of gaming in neighboring states has caused the decline of New Jersey's gaming revenue, and adding more gaming capacity in the northern part of the state will only shift the remaining jobs and benefits from the county with the highest current unemployment rate (11.3%) to an area that has one of the lowest unemployment rates (4.6%) in the state; and

Whereas, lost direct wages from those closings would amount to \$230.9 million, and in excess or \$300 million in direct and indirect job loss, resulting in reduced revenues to the state for wage-related taxes, lost fee-related revenue, potential impairment of publicly traded municipal and state authority debt, and the near doubling of Atlantic County's unemployment rate to 23% from its current level of 12%, which is already twice the state average; and

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Whereas, the expansion of gaming beyond Atlantic City could result in the closure of four of the remaining eight casino hotels which could cause the gross revenue derived from Atlantic City casinos to be reduced to \$1.75 billion to \$2 billion; and

Whereas, Room Taxes fund publicly issued debt utilized for Atlantic City casino expansion projects, advances to the New Jersey Sports and Exhibition Authority for horse racing purse enhancements, and development projects in South Jersey and North Jersey reducing Room Tax revenues from its 2013 levels of \$10.4 million annually to a projected \$5.1 million annually; and

Whereas, for more than 35 years Atlantic City has been an enormously powerful economic engine for the entire State of New Jersey and its residents; and

Whereas, it is crucial that our elected officials support rather than undermine the ongoing and critical evolution of Atlantic City; and

Whereas this Governing Body calls upon our legislators for support by voting against any such ill-advised casino gaming referendum legislation so as not to inflict irreparable harm on our City, our County and our region.

Now, therefore, it is hereby RESOLVED, that the Mayor and Council of the City of Somers Point on behalf of our citizens, our businesses, our visitors, and our future respectfully request our legislators and other legislators throughout the state to do the right and proper thing for our region and our state by voting against any casino gaming referendum legislation; and

It is further, RESOLVED, that the Mayor and Council urge our constituents to notify their legislators of their opposition to such legislation; and

It is further, RESOLVED, that the Mayor and Council urge our press reporters to encourage their readers to make their positions know to their legislators; and

It is further, RESOLVED, that the City Clerk is requested to send a copy of this Resolution to the Governor and Lieutenant Governor of New Jersey, Senator Jim Whelan, Senator Jeff Van Drew, Assemblyman Chris A. Brown, Assemblyman Vincent Mazzeo, the President of the New Jersey State Senate, the Speaker of the New Jersey General Assembly, the New Jersey State League of Municipalities, Frank Formica, Chairman of the Atlantic County Board of Chosen Freeholders, Sonya Harris, Secretary of the Atlantic County Board of Chosen Freeholders, Dennis Levinson, Atlantic County Executive, John C. Lamey, Jr., Executive Director of the Atlantic County Improvement Authority, the Atlantic County Mayors' Association, the Greater Atlantic City Chamber of Commerce, the Atlantic County Board of Taxation, Diane Hesley, President of Atlantic County Association of Municipal Assessors, Jason Hesley, President of Cape May County Association of Municipal Assessors, Brian Rosenberger, President of Cumberland County Association of Municipal Assessors, Robyn Palughi, President of Ocean County Association of Municipal Assessors, the City Clerks of each municipality within Atlantic County, and the Somers Point Business Association.

Resolution No. 109

M/S - Gerety/Tapp

Adopted by a unanimous vote of those present.

No. 109 of 2015

A Resolution Requesting the Legislature and the Administration to Adopt a New, More Sensible Approach to Affordable Housing in New Jersey to Provide Guidance and Certainty for the Orderly and Realistic Development of Affordable Housing in New Jersey and Remove the Complexity of Having Determinations of Statewide, Regional and Local Need Made by Fifteen Separate Judges Within the Six COAH Regions

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Proposed By: Mayor and City Council

WHEREAS, on September 26, 2013, the New Jersey Supreme Court decision In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 215 N.J. 578 (2013) invalidated the round three regulations adopted by the Council on Affordable Housing (COAH) in 2008 and charged COAH with the responsibility of adopting a third iteration of round three regulations; and

WHEREAS, the Supreme Court invited the Legislature and the Governor to devise a new legislative-based approach to affordable housing in our State and promised to show enormous deference to any new legislative pronouncement; and

WHEREAS, the Supreme Court extended the five month deadline it established in In re Adoption Of N.J.A.C. 5:96 and 5:97 and set May 1, 2014 as the deadline for COAH to propose new round three regulations, and October 22, 2014 as the deadline for COAH to adopt new round three regulations; and

WHEREAS, on April 30, 2014, COAH approved revised Third Round regulations and authorized those proposed regulations to be published in the New Jersey Register; and

WHEREAS, the proposed third round regulations were published in the June 2, 2014 New Jersey Register with written comments on the rule proposal accepted through August 1, 2014; and

WHEREAS, adoption of round three regulations was proposed on October 20, 2014 at the COAH Board meeting, but the Commissioners were unable to adopt new regulations due to a 3-3 vote, creating more uncertainty and turmoil for municipalities; and

WHEREAS, on January 6, 2015 the New Jersey Supreme Court heard argument in a motion to enforce litigant's rights brought by the Fair Share Housing Center asking the Court to strip COAH of its authority and return implementation of the Fair Housing Act to the Courts, thereby potentially exposing municipalities to further costly and unproductive litigation; and

WHEREAS, the New Jersey Supreme Court on March 10, 2015 entered its Decision and Order In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) removing jurisdiction over affordable housing and the Affordable Housing Act from the Department of Community Affairs and the Council on Affordable Housing and placed jurisdiction in the control of fifteen (15) Mt. Laurel Judges throughout the State to calculate a municipality's affordable housing obligation pursuant to its Decision; and

WHEREAS, there are six (6) COAH Regions within the State and the COAH regions do not coincide with either the Superior Court Vicinages (for example, Atlantic County is situated within COAH Region 6, the South – Southwest Region, which is comprised of Atlantic, Cape May, Cumberland and Salem Counties which are in four (4) separate Vicinages) or the Counties in which the fifteen (15) designated Judges will hear COAH matters; and

WHEREAS, in order to determine the affordable housing needs for a municipality's Third Round Obligation it is necessary to determine a statewide need, then a regional need and finally a municipal need; and

WHEREAS, having a statewide need separately determined by fifteen (15) separate Judges rather than by legislative action and a single Administrative Agency applying the

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legislation creates unwarranted confusion, expense, and uncertainty; and

WHEREAS, the confusion and uncertainty that has resulted from costly court actions, prolonged litigation and the lack of reasonable guidance will only be perpetuated as a result of the process imposed by the Order of the New Jersey Supreme Court and further demonstrates the need for a new State housing policy based on good planning, incentivizing participation, and the provision of additional affordable housing; and

WHEREAS, the New Jersey Supreme Court in its March 10, 2015 Decision once again called upon COAH or the Legislature to take action; and

WHEREAS, the Legislature and Governor should seize this opportunity to reform the State's housing laws and implement a statewide housing plan predicated on good planning, providing incentives, directing funding to assist municipalities, protect the interests of taxpayers, and fulfill the mandate to provide affordable housing within this state.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the City of Somers Point, in Atlantic County, New Jersey implores the Governor and the State Legislature to partner with municipalities and other interested parties to stop the incessant, expensive, and unproductive history of litigation by enacting legislation implementing a reasonable and rational state affordable housing policy which promotes rational planning, seeks to achieve results with available housing funding and incentives, encourages partnerships, and protects the interests of both taxpayers and those in need of affordable, special needs and veterans' housing; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the Governor and Lieutenant Governor of New Jersey, the Commissioner of the Department of Community Affairs, the Acting Executive Director of COAH, Senator Jim Whelan, Senator Jeff Van Drew, Senator Raymond Lesniak, Assemblyman Chris A. Brown, Assemblyman Vincent Mazzeo, the President of the New Jersey State Senate, the Speaker of the New Jersey General Assembly, the New Jersey State League of Municipalities, Frank Formica, Chairman of the Atlantic County Board of Chosen Freeholders, Sonya Harris, Secretary of the Atlantic County Board of Chosen Freeholders, Dennis Levinson, Atlantic County Executive, and the Atlantic County Mayors' Association.

Resolution No. 110

M/S - Gerety/D'Adamo

Adopted by a unanimous vote of those present.

No. 110 of 2015 (Revised)

**AUTHORIZING THE EXECUTION AND DELIVERY OF AND PARTICIPATION IN A
SHARED SERVICES DEFENSE AGREEMENT FOR THE RETENTION OF RUTGERS
UNIVERSITY TO CONDUCT A FAIR SHARE ANALYSIS AND REPORT**

WHEREAS, the City of Somers Point anticipates filing a Declaratory Judgment Action in the Superior Court of New Jersey, Atlantic County, a similar filing in an existing Superior Court Docket, or may otherwise engage in litigation (hereinafter referred to as "Litigation") for a Judgment of Compliance and Repose and, among other forms of relief, a determination of the City's obligation to provide a realistic opportunity for its fair share of the South-Southwest region's affordable housing needs in accordance with the Mount Laurel Doctrine, in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221

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N.J. 1 (2015) (the “Supreme Court Decision”), prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Fair Share Housing Center (“FSHC”), through the services of Dr. David Kinsey, has prepared what it considers to be the statewide fair share numbers (the “FSHC Numbers”) for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality’s affordable housing obligation pursuant to the Supreme Court Decision; and

WHEREAS, the Governing Body of the City of Somers Point desires to participate in the preparation of a statewide fair share analysis to be undertaken by Rutgers, The State University of New Jersey (“Rutgers”), through Dr. Robert W. Burchell, Principal Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the “Burchell Fair Share Analysis”) for determination of a municipality’s obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region’s affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) (“Decision”) and prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Rutgers, utilizing Dr. Burchell as the Principal Investigator and author has agreed to prepare the Burchell Fair Share Analysis within 90 days of being retained to establish his view of the proper way to determine each municipality’s fair share obligation; and

WHEREAS, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000; and

WHEREAS, it is anticipated that there will be a need for Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000; and

WHEREAS, it is anticipated that if each municipality contributes \$2,000, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis, to analyze any challenges to the Initial Fair Share Analysis and to Prepare a Rebuttal Report given the number of municipalities that have expressed an interest in retaining Dr. Burchell; and

WHEREAS, a Municipal Shared Services Defense Agreement (hereinafter “MSSDA”), has been prepared (a) so that monies can be collected sufficient to enter into an agreement with Rutgers (hereinafter “the Rutgers Agreement”) and so that Dr. Burchell, along with various other experts from Rutgers, can perform the tasks described above and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement to retain Rutgers are defined; and

WHEREAS, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC (“Surenian”) will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that sign the MSSDA and pay the \$2,000 fee; and

WHEREAS, it is imperative given the time constraints for municipalities that wish to retain Dr. Burchell to sign the MSSDA and pay the \$2,000 fee so that Dr. Burchell can promptly undertake the assignment and conduct the necessary analysis; and

WHEREAS, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000 fee; and

WHEREAS, in such an event, any member that objects to the changes that Rutgers may require shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000 payment as more specifically set forth in the MSSDA; and

WHEREAS, Nothing contained in the MSSDA limits the right of any Member to take such action as deemed necessary to protect its own interests, or to present its own analysis of its Housing Obligation and rely upon credits, vacant land analysis adjustments, and such other factors and/or crediting mechanisms that may be necessary and appropriate to properly adjust its Housing Obligation; and

WHEREAS, the MSSDA and the participation in the Municipal Group for the purpose of retaining Rutgers and Dr. Burchell to prepare the Burchell Fair Share Analysis and Report has been reviewed by

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the City Solicitor, Special COAH Counsel and the City's COAH Planner with the recommendation to proceed as proposed

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

1. The terms and conditions of the MSSDA attached hereto are hereby approved, ratified and confirmed.
2. The amount of \$2,000 is hereby authorized to be expended by the City of Somers Point to retain Rutgers through Dr. Robert Burchell, Principal Investigator to prepare the Burchell Fair Share Analysis and Report.
3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the City of Somers Point as appears below.
4. The Mayor is hereby authorized to execute the aforesaid MSSDA to memorialize the participation of the City of Somers Point in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
5. Jeffrey R. Surenian, Esq. is authorized to execute on behalf of the City of Somers Point the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement; and shall provide a copy of the executed Research Agreement to the City's Special COAH Counsel upon execution.
6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Surenian of the changes, the City of Somers Point will inform Surenian if it objects to the changes, wishes to withdraw from the Municipal Group and obtain a refund of the \$2000 it paid, or make some other appropriate arrangement enabling the City of Somers Point to utilize the Burchell Fair Share Analysis Report.

Resolution No. 111

M/S - Tapp/Dill

City Councilman Dill mentioned that the State mandates the City to abide by certain rules, but excludes themselves. Adopted by a unanimous vote of those present.

No. 111 of 2015

**A RESOLUTION IN PARTIAL OPPOSITION TO S- 781 AND S-782 WHICH PROPOSE
AMENDMENTS TO THE OPEN PUBLIC MEETINGS ACT (OPMA) AND THE OPEN
PUBLIC RECORDS ACT**

Sponsored by: Mayor and City Council

WHEREAS, S-781 proposing certain amendments to the Open Public Meetings Act (OPMA) and s-782 proposing certain amendments to the Open Public Records Act are being considered by the Senate Budget and Appropriations Committee; and

WHEREAS, as currently drafted, S-781 would change the definition of subcommittee to "any subordinate committee of a public body, except the Legislature, regardless of label, that is formally created by that body, comprised of two or more members, but less than a quorum, of the public body, and recognized by the public body as a subcommittee thereof." ; and

WHEREAS, the purpose of a subcommittee is to make recommendations to the governing body for the governing body to take action. Subcommittees are designed by nature to digest and vet information informally, do not expend public funds nor make binding decisions, which power remains exclusively with the governing body.; and

WHEREAS, as currently drafted, S-781 would require a public body that possesses a video recording system to record the public portion of all meetings, including any emergency meeting

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held and to maintain possession of the recordings for a period determined by the State Records Committee.; and

WHEREAS, if a municipality has video recording equipment, they will now be required to video record every public meeting, such as Planning Board, Board of Adjustment, Environmental Commission, Recreation Commission, Economic Development Commission, and Green Advisory Team, regardless of the municipality's policy which will result in increased costs and an unfunded mandate; and

WHEREAS, as currently drafted, S-782 expands to allow for mandatory prevailing attorney fees to apply to any party, other than a public body, that prevails in an action brought in violation of OPMA; and

WHEREAS, Courts and the Government Records Council need the flexibility to award reasonable attorney's fees based on the given circumstances of a particular case and imposing prevailing attorney fees for OPMA violations will lead to undue litigation and will divert tax dollars from municipal services to attorney fees; and

WHEREAS, the added burdens and expense imposed upon governmental entities in order to comply with OPRA and OPMA have been declared by the Legislature to be outweighed by the overarching goals of openness and transparency in government; and

WHEREAS, if there are to be amendments to be adopted, in the interest of transparency and openness in government, the various exceptions in the Open Public Meetings Act and Open Public Records Act that apply to the legislature and the legislators should be removed rather than perpetuated

Now, therefore, for all of the above state reasons it is hereby **RESOLVED**, that the Common Council of the City of Somers Point, County of Atlantic, State of New Jersey, joins with the New Jersey League of Municipalities and other representative agencies of state and local government and calls upon the Senate Budget and Appropriations Committee and the New Jersey Legislature to:

- iv) not make subcommittees subject to the requirements of OPMA;
- ii) not require a public body that possesses a video recording system to record the public portion of all meetings, including any emergency meeting held, Planning Board, Board of Adjustment, Environmental Commission, Recreation Commission, and other advisory committees;
- iii) not impose mandatory prevailing attorney fees for any party, other than a public body, that prevails in an action brought in violation of OPMA but allow Courts and the Government Records Council the flexibility to award reasonable attorney's fees based on the given circumstances of a particular case; and
- iv) , in the interest of transparency and openness in government, remove the various exceptions in the Open Public Meetings Act and Open Public Records Act that apply to the legislature and the legislators so that the same obligations and requirements will apply to every governmental body and agency within the State; and

It is further, **RESOLVED**, that the Somers Point City Clerk is requested to send a copy of this Resolution to Senator Jim Whelan, Senator Jeff Van Drew, Assemblyman Chris Brown, Assemblyman Vincent Mazzeo, and to Michael Cerra at the New Jersey State League of Municipalities.

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Resolution No. 112

M/S – Tapp/Gerety

Adopted by a majority of those present with Councilman D'Adamo recusing.

No. 112 of 2015

A Resolution Opposing the Decision Rendered by the New Jersey Pinelands Commission Rejecting a Proposal to Allow Construction of a Natural Gas Pipeline and Defeating a Memorandum of Agreement which Had Been Supported by the Staff of the Pinelands

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Commission, the Staff of the New Jersey Board of Public Utilities and the Staff of the New Jersey Department of Environmental Protection

Sponsored by: Mayor and City Council

WHEREAS, the New Jersey Pinelands Commission voted down a resolution to allow construction of a 22 mile long natural gas pipeline needed to bring natural gas to the B.L. England Electric Generating Station in order to continue to reliably serve the demand for electricity and gas in southern New Jersey, particularly to those customers in Cape May and Atlantic Counties, thus defeating a proposed "Memorandum of Agreement" which had been supported by the Staff of the New Jersey Board of Public Utilities; and

WHEREAS, in order to comply with current emission standards, within the next several years local generating capacity situated within southern New Jersey will be significantly reduced as a result of the closing of the Oyster Creek Nuclear Generating Station, a number of "peaking" generating units (the purpose of which is to provide added generating capacity during peak load periods) and, without the ability to construct the proposed gas pipeline, the closing of the B.L. England Generating Station; and

WHEREAS, the combined impact will mean a loss of in excess of 1055 mw of locally produced base load energy plus the loss of peak load energy production; and

WHEREAS, in rendering its decision the Pinelands Commissioners not only rejected the support for the Memorandum of Agreement received from the Staff of the New Jersey Board of Public Utilities which oversees all gas and electric utilities within the State of New Jersey and is responsible to ensure that those utilities satisfy their statutory obligation to provide safe, economic and reliable energy to their customers, but the Pinelands Commission also rejected the credible testimony received from representatives of the New Jersey Department of Environmental Protection and, even more disturbingly, rejected the reports prepared by the Pinelands Commission's own expert staff which recommended approval of the Memorandum of Agreement; and

WHEREAS, the southern counties of New Jersey are at the very end of the transmission grid and rely exclusively on a combination of local generation and transmission of imported energy from other generating facilities through west to east and north to south transmission lines; and

WHEREAS, with the closure of B.L. England, Oyster Creek and various peaking generating units there is a very real concern that existing transmission lines will be inadequate to carry the load from available generation sources to serve the southern New Jersey area; and

WHEREAS, the lead time for the siting, approval and construction of added transmission facilities historically spans a number of years; and

WHEREAS, added transmission lines may be required to be constructed not only from west to east but also from north to south, including the probable need to construct such transmission lines within and through areas which are under the jurisdiction of the New Jersey Pinelands Commission; and

WHEREAS, transmission lines which carry energy at 230 Kv and above are not capable of being constructed within public rights of way and generally require the acquisition of private rights of way, often through the exercise of eminent domain; and

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WHEREAS, the approximately 15 miles of the proposed natural gas pipeline would have been constructed almost entirely within already impacted public rights of way, would have provided not only the natural gas necessary to allow the B.L. England Generating Station to continue to operate not as a fossil fueled coal or oil plant but as a more efficient, reliable, affordable and environmentally clean facility, and would have had significantly less effect upon the Pinelands areas than the construction of an overhead transmission line or lines, and alternate gas pipelines which may have to be sited within the Pinelands Area: and

WHEREAS, the proposed pipeline could have been constructed in a timely manner without subjecting the energy users of southern New Jersey, particularly in Atlantic and Cape May Counties, to brown – outs, black – outs, and curtailment of usage while new transmission lines are being planned, sited, approved and constructed, if they will be permitted at all; and

WHEREAS, the proposed natural gas pipeline would not only have provided gas to power the replacement B.L. England generating station but would also have provided a redundant line to serve the needs of all Cape May and Atlantic County South Jersey Gas customers, thus ensuring continued safe, adequate and reliable service to those customers; and

WHEREAS, the Report of the Pinelands Commission dated January 3, 2014 acknowledged that, among other things:

- ✓ The proposed pipeline “significantly enhances the reliability of SJG’s (South Jersey Gas) natural gas system in the southern and eastern portions of its service territory (Cape May and Atlantic Counties, respectively.)”
- ✓ “Given the current lack of an alternate supply line, a failure in either of these existing pipelines, especially during winter months, could subject up to 140,000 of SJG’s existing customers to long-term gas outages, thereby placing the safety and welfare of these customers at risk.”
- ✓ “The proposed gas pipeline is expected to greatly enhance the reliability of the eastern and southern portions of SJG’s service territory by providing an alternate route for gas to be supplied to Atlantic and Cape May Counties.”
- ✓ “The proposed pipeline would also improve gas supply availability and pressures to feed these areas on peak and near-peak days, thus potentially reducing the need for additional pipelines in the future, many of which would likely be located within the Pinelands Area.”; and

WHEREAS, while achieving the closing of the B.L. England Generation Plant eliminating the burning of coal or oil at that facility will be perceived as an environmental victory by some, the elimination of that generating source must be balanced against the need to continue to provide safe, reliable and clean energy at reasonable cost which requires replacing what will be closed with other local gas fired facilities; and

WHEREAS, without achieving that balance, the energy users of southern New Jersey will be adversely affected not only as to the cost of energy - since New Jersey was reported in 2010 as having the 6th highest average retail price of electricity in the United states at 14.68 cents per Kw, but more significantly the reliability of that essential service will be materially compromised; and

WHEREAS, a robust and vital economy which is partially driven by energy consumption

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requires that an area be able to offer competitive rates to attract business, and is needed to retain the residential base, that ability needs to be preserved in southern New Jersey which is already suffering from the competition in the casino gaming industry and lagging behind other areas in recovering from the recession; and

WHEREAS, the proposed route has been further revised.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the City of Somers Point, in the County of Atlantic strongly opposes the decision rendered by the New Jersey Pinelands Commission as being arbitrary, capricious, and against the weight of credible evidence, failing to properly balance the impacts, if any, upon the protected / preservation areas against the overall public good; and

BE IT FURTHER RESOLVED that the governing body of the City of Somers Point is in favor of and supports a renewed application for approval of the route and the construction of the pipeline; and

BE IT FURTHER RESOLVED that the City Clerk shall send a copy of this Resolution to:

Governor Chris Christie

Lieutenant Governor Kim Guadagno

Congressman Frank LoBiondo

Senator Raymond J. Lesniak

Senator Bob Smith, Chairman Senate Environment and Energy Committee

Senator Jim Whelan, Chairman Senate State Government, Wagering, Tourism & Historic Preservation Committee

Senate President Stephen M. Sweeney

Senate Republican Leader Thomas J. Kean, Jr.

Senator Jeff Van Drew, District 1

Assembly Speaker Vincent Prieto

Assembly Republican Leader Jon M. Bramnick

Assemblyman Chris Brown, District 2

Assemblyman Vincent Mazzeo, District 2

Assemblyman Bob Andrzejczak, District 1

Assemblyman Samuel L. Fiocchi, District 1

Paul Flanagan, Executive Director, NJ Board of Public Utilities

Kristi Izzo, Secretary, NJ Board of Public Utilities

Nancy Wittenberg, Executive Director, NJ Pinelands Commission

Frank D. Formica, Chairman, Atlantic County Board of Chosen Freeholders

Sonya G. Harris, Clerk to the Atlantic County Board of Chosen Freeholders

Dennis Levinson, County Executive, Atlantic County

Gerald M. Thornton, Director, Cape May County Board of Chosen Freeholders

Richard Palombo, Mayor, Upper Township

Barbara L. Young, RMC, Upper Township Municipal Clerk

Mayor Don Guardian, City of Atlantic City

John Stanziola, South Jersey Gas Company

Vincent Maione, President, Atlantic City Electric Region of Pepco Holdings, Inc.

Joseph M. Rigby, Chairman of the Board, President and Chief Executive Officer, Pepco Holdings, Inc.

Terry Boston, President and CEO PJM Interconnection

Bob Marshall, Executive Director, NJ Energy Coalition

New Jersey League of Municipalities

Carol Raph, Secretary, Atlantic County League of Municipalities

The Cape May County League of Municipalities

The Atlantic County Mayor's Association

The Atlantic County Association of Township Officials

The Greater Atlantic City Chamber of Commerce

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Old Business

City Councilman Gerety mentioned that John Walsh was a gentleman and served the City to the utmost. He said he was privileged to serve on City Council with him and will truly miss him. City Councilman D'Adamo mentioned that John Walsh always supported efforts and took time to explain issues and worked toward the best interest of the City.

Jim Franklin, Esq., mentioned that the technology grant funds from Comcast should be forthcoming.

New Business

Draft Ordinance (Development Regulations)

Mr. Franklin explained a number of properties affected by Super Storm Sandy that have come before the Code Enforcement Officer, Building Inspector and the Tax Assessor are required to apply to the Zoning Board for variances. City Council concurred to have Mr. Franklin forward the draft ordinance to the Planning Board for review.

City Councilman Gerety indicated that the City holds multiple liens against a property and requested Mr. Franklin to forward that information to City Council for the next City Council meeting.

Discussion of Bills

A bill list in the amount of \$287,788.87 and a record of payment of \$745,795.00 was presented for discussion.

Public Portion

Meeting was opened to the public and duly closed.

Payment of Bills

M/S – Gerety/Tapp

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

Council reconvened in open session to adjourn at 8:25 p.m.

Carol L. Degrassi, RMC/MMC
Municipal Clerk

Approved: 07-30-15