

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Meeting called to order at 7:00 p.m. by President Tapp 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, Clerk Samuelson and Attorney Franklin  
**Absent:** None

\*\*\*\*\*

**Open Public Meetings Act**

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

\*\*\*\*\*

**Guest Speaker:** Dr. Thomas A. Baruffi, Superintendent of Schools

Dr. Baruffi addressed the governing body providing a brief overview of the \$9.2 million bond referendum that will include:

- new emergency generators at each school
- heating/cooling system upgrades at each school
- replacement of boiler & plumbing fixtures at Jordan Road School
- new LED light fixtures in the gymnasium and cafeteria at Jordan Road School
- repointing of exterior masonry at Jordan Road School
- replacement of all lockers at Jordan Road School

Dr. Baruffi reported that Somers Point schools are eligible to receive up to 40% in State funding for the total project if the referendum passes. Dr. Baruffi mentioned that currently the interest rates are relatively low. He added that the school district will save money on maintenance costs and man-hours, which will continue to increase as the facilities age. Mr. Baruffi reported that since 2012, a total of \$1.2 million has been expended on mold remediation. To address the moisture issues, there are dehumidifiers in each classroom, hybrid thermometers and professional inspections that are costly. He reviewed the different options regarding how many years for the bond, their debt service and the impact to the taxpayers. Council President Tapp questioned if this project would guarantee the remedy of the mold issues. Dr. Baruffi indicated that there are no guarantees; however, at this time, the school district has no mold findings. The issue is that the maintenance consists of band-aiding the problems. Councilmen Dill, Toto and McGuigan questioned the bonding and State reimbursement process. Councilman D'Adamo questioned the geothermal system. The system is 20 years old and the wells are deteriorating, and the system inside is antiquated. Councilman Smith stated that he supports the referendum adding that everything the City can do for education enhances our community. Councilmen McGuigan and Dill concurred with Councilman Smith.

Public Portion

Council President Tapp opened to the public for questions and/or comments regarding the proposed school referendum and project.

Ron Meischker of 640 Second Street stated that he supports the need of the project; however, he requested to use prudence by breaking the contract out when bidding the project to keep the price of the project as low as possible for the taxpayers. After the public comment, the public portion was duly closed.

City Councilman Dill stated that he supports the project because the City needs to maintain a safe environment at the schools. Additionally, he concurred with Mr. Meischker to break the contract out so it's not one general contractor. Council President Tapp questioned if the project would be done by a general contractor. Dr. Baruffi explained that if it is more economical to have single prime contractors than one general contractor, then they will do what is best for the taxpayer. The project will be bid both ways: (1) as a multi-prime contracts and (2) as a single

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 2

overall contract. Councilman McGuigan mentioned that the mold issue is not unique to this school district. With the new upgrades, the mold issues should be remedied.

\*\*\*\*\*

**Proclamations**

No. 9 of 2016 Put the Brakes on Fatalities Day

\*\*\*\*\*

**Communications:**

There were none to report.

\*\*\*\*\*

**Mayor's Report:**

Mayor Glasser reported that the Good Ole Days Festival was a great day and congratulated all the volunteers that were involved. Mayor Glasser stated that the 911 ceremony was very profound and solemn in remembrance of the 15<sup>th</sup> anniversary of the attack on our great Country. The Mayor added that the annual Richard Somers Day ceremony was a very nice affair that was also held on 9/11/16. In addition, he mentioned a beautiful P.O.W/M.I.A ceremony at Patriot's Park that included the service organizations, the boy scouts and the cub scouts. Mayor Glasser encouraged everyone on October 2<sup>nd</sup> to participate in the John R. Elliot Hero walk on the Ocean City boardwalk. Lastly, Mayor Glasser reminded everyone that the Muscular Dystrophy bike a thon will be coming through town.

\*\*\*\*\*

**City Administrator's Report:**

There was no report.

\*\*\*\*\*

**Committee Reports:**

There were no reports.

\*\*\*\*\*

**Approval of Minutes:**

M/S – Dill/Toto

Minutes of Executive Meeting of 7/28/2016, as to content only, were approved by a unanimous vote of those present with the omission of the word "the" before "Wes Swain".

\*\*\*\*\*

**Ordinances:**

**Ordinance No. 14 – Second Reading/Public Hearing/Adoption**

M/S- Dill/Toto

Hearing nothing from the public, the ordinance was adopted by a unanimous vote of those present.

**Ordinance No. 14 of 2016**

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 3

**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 Section 250-50 of the Somers Point City Code; Repealing All Ordinances  
Heretofore Adopted, the Provisions of Which are Inconsistent Herewith**

FIRST READING:                   September 8, 2016  
PUBLICATION:                   September 15, 2016  
FINAL ADOPTION:               September 22, 2016

The within Ordinance was introduced at a meeting of the Common Council of the City of Somers Point, County of Atlantic and State of New Jersey held on September 8, 2016 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council September 22, 2016.

\*\*\*\*\*

**Ordinance No. 15 – Second Reading/Public Hearing/Adoption**

M/S- Gerety/Dill

Hearing nothing from the public, the ordinance was adopted by a unanimous vote of those present. Councilman D’Adamo stated that this is a positive ordinance for the City to address the problems. City Council President Tapp agreed that it will give the Governing Body more power and be easier to address the abandoned properties.

**Ordinance No. 15 of 2016**

**AN ORDINANCE OF THE CITY OF SOMERS POINT, COUNTY OF  
ATLANTIC AND STATE OF NEW JERSEY CREATING A NEW ARTICLE VIII  
IN CHAPTER 169 OF THE MUNICIPAL CODE OF THE CITY OF SOMERS  
POINT ENTITLED “REHABILITATION OF ABANDONED PROPERTY”**

FIRST READING:                   September 8, 2016  
PUBLICATION:                   September 15, 2016  
FINAL ADOPTION:               September 22, 2016

The within Ordinance was introduced at a meeting of the Common Council of the City of Somers Point, County of Atlantic and State of New Jersey held on September 8, 2016 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on September 22, 2016.

\*\*\*\*\*

**Ordinance No. 16 – Second Reading/Public Hearing/Adoption**

M/S- D’Adamo/Toto

Hearing nothing from the public, the ordinance was adopted by a unanimous vote of those present.

**Ordinance No. 16 of 2016**

**ORDINANCE OF THE CITY OF SOMERS POINT, COUNTY OF  
ATLANTIC, NEW JERSEY, APPROPRIATING CERTAIN  
UNEXPENDED PROCEEDS OF THE SALE OF PREVIOUSLY  
ISSUED BONDS AND NOTES TO FINANCE THE COST OF  
ADDITIONAL CAPITAL IMPROVEMENTS AND TAKING  
RELATED ACTIONS**

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 4

FIRST READING:               September 8, 2016  
PUBLICATION:               September 15, 2016  
FINAL ADOPTION:           September 22, 2016

**Section 6.       Effective Date.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

\*\*\*\*\*

**Ordinance No. 17 – Second Reading/Public Hearing/Adoption**

M/S- Dill/Gerety

Hearing nothing from the public, the ordinance was adopted by a unanimous vote of those present.

**Ordinance No. 17 of 2016**

**AN ORDINANCE FURTHER AMENDING BOND ORDINANCE NO. 13 OF 2015 ADOPTED APRIL 30, 2015, WHICH PROVIDES FOR VARIOUS IMPROVEMENTS AND ACQUISITIONS IN AND BY THE CITY OF SOMERS POINT**

**AMENDMENT TO BOND ORDINANCE STATEMENTS AND SUMMARY**

An Amendment to Bond Ordinance No. 13 of 2015, as amended, the summary terms of which are included herein, has been finally adopted by the City of Somers Point, in the County of Atlantic, State of New Jersey on September 22, 2016, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such Amended Bond Ordinance follows:

Title: "AN ORDINANCE FURTHER AMENDING BOND ORDINANCE NO. 13 OF 2015 ADOPTED APRIL 30, 2015, WHICH PROVIDES FOR VARIOUS IMPROVEMENTS AND ACQUISITIONS IN AND BY THE CITY OF SOMERS POINT"

Purpose(s): To further amend Bond Ordinance No. 13 of 2015 to reappropriate amounts previously set forth therein and to delete the purchase of archival sleeves project.

Appropriation: \$893,000 (unchanged)

Bonds/Notes Authorized: \$848,350 (unchanged)

Grants (if any) Appropriated: None

Section 20 Costs: \$46,350 (unchanged)

Useful Life: 16.54 years

This Notice is published pursuant to N.J.S.A. 40A:2-17.

FIRST READING:               September 8, 2016  
PUBLICATION:               September 15, 2016  
FINAL ADOPTION:           September 22, 2016

**Effective Date.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

\*\*\*\*\*

**Ordinance No. 18 – First Reading/Introduction**

M/S- Gerety/Dill

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

**Ordinance No. 18 of 2016**

**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**

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 5

**Occupied by a Handicapped Person Under Certain Conditions; Amending and Supplementing Section 250-50 of the Somers Point City Code; 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, Section 250-57 of the Somers Point Municipal Code** "[Restricted parking zones authorized; conditions](#)" sets forth the requirements which are to be adhered to by the permit holder including payment of the Permit fee, and placement of the Permit within the vehicle; and .

**WHEREAS,** A request has been submitted to the Mayor and City Clerk by:

Neil Regina stating the need for a Handicapped Parking Space in front of his residence 115 W. New Jersey Avenue Apartment #1, Somers Point, NJ; and

**WHEREAS,** the request did include the required verified New Jersey Driver's License and the Permanent Disability Identification Card issued by the New Jersey Motor Vehicle Commission; and

**WHEREAS,** the request has been reviewed by the Somers Point Police Department Traffic Officer and deemed appropriate and reasonable; and

**WHEREAS,** the Somers Point City Engineer has reviewed the request and determined the proper placement of the Handicapped Parking space signage.

**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:

**SECTION 1.** The Somers Point Municipal Code Chapter 250 Vehicles and Traffic, Article III Section 250-50 Designation of spaces is hereby amended to designate the following location as a Permit Only Handicapped Parking spaces and shall be so marked by sign indicating "Handicapped Parking by Permit Only", in conformance with the Manual on Uniform Traffic Control Devices for Streets and Highways:

**Name of Street**

**Location**

W. New Jersey Avenue	North Side directly in front of 115 W. New Jersey Avenue, Apt. #1 (Sign to be placed 47 feet east of the easterly curb line of Second Street).
----------------------	--

**SECTION 2.** Further Conditions.

1) The Traffic Division of the Police Department in conjunction with the City Engineer shall designate an area of 25 feet in length in front of the residence of the handicapped person, to be painted as a no-parking zone.

2) A "Handicapped Parking by Permit Only" sign to be placed alongside the designated area.

3) A permit 5 1/2 inches by 8 1/2 inches in size, bearing an appropriate certification of authenticity shall be issued and shall be placed in the vehicle as required by Code Section 250-57 G.

4) The holder of a City handicapped parking permit must notify the City Clerk immediately if such person changes his or her residence, changes his or her vehicle registration number, or if the special vehicle identification card and certificate issued by the Director of Motor Vehicles shall be modified, revoked or expired.

5) The permit shall be issued upon payment of the initial fee and shall be subject to payment of the annual renewal fee in compliance with Code Section 250-57. I.

**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.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 6

**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: September 22, 2016**

**PUBLICATION: September 29, 2016**

The within Ordinance was introduced at a meeting of the Common Council of the City of Somers Point, County of Atlantic and State of New Jersey held on September 22, 2016 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on October 13, 2016.

\*\*\*\*\*

**Public Portion on Resolutions:**

Meeting was opened and duly closed to the public.

\*\*\*\*\*

**Resolutions:**

**Resolution No. 176**

M/S – Dill/Toto

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

**No. 176 of 2016**

**Subject: Awarding Bid for One Dump Truck**  
**Introduced by: Councilmen Dill and Toto**

**WHEREAS,** on August 31, 2016 the City of Somers Point received bids for one Dump Truck; and

**WHEREAS,** DFFLM, LLC, of Flemington, New Jersey was the lowest responsible bidder; and

**WHEREAS,** the City Administrator recommends that the City award the contract to DFFLM, LLC, of Flemington, New Jersey in the amount of \$56,896.00.

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

- 1.) The Contract for one Dump Truck is hereby awarded to DFFLM, LLC, of Flemington, New Jersey in the total amount of \$56,896.00.
- 2.) The City Administrator is hereby authorized to enter into a formal contract with DFFLM, LLC, of Flemington, New Jersey., signing on behalf of the City.

Certification of Available Funds  
I hereby certify that funds are available for the purpose described in this resolution in Ordinance No. 13 of 2015, account C-04-55-334-002.

**REGULAR MEETING  
MAYOR AND CITY COUNCIL  
September 22, 2016**

Page 7

\*\*\*\*\*

**New Business:**

The Governing Body approved the Raffle Application on premise for Egg Harbor Township Baseball Association.

\*\*\*\*\*

**Discussion of Bills**

Administrator Swain reported a record of payment on 9/13/16 in the amount of \$ 885.00. The bill list dated 9/20/16 is in the amount of \$ 1,803,474.95.

\*\*\*\*\*

**Public Portion**

Public portion was duly opened to the public. After public comment, it was then closed.

Ms. Shetre indicated that she is in the process of purchasing 810 Second Street and planned to close on the property until she learned that the driveway is an alley way owned by the City of Somers Point. James Franklin, Esquire, suggested she obtain a copy of her binder. He explained that to vacate the alley way, the owner must be notified, and it must be done by ordinance that will take approximately two City Council meetings. Currently, she is asking for permission to use the alley way. City Council President Tapp questioned the legality of the second home on the property to be used as a rental property. City Councilman McGuigan appreciated her interest and investment in this property.

\*\*\*\*\*

**Payment of Bills**

M/S – D’Adamo/Dill

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

\*\*\*\*\*

**Adjournment**

There being no further business to come before Council, the meeting was adjourned at 8:05 p.m.

\*\*\*\*\*

Respectfully submitted,

Lucy R. Samuelsen, RMC  
Municipal Clerk

Approved: 12-8-2016