

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

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

Present: DePamphilis, Dill, Johnston, McGuigan, Slaughter, Gerety

Also Present: Administrator Frost, City Clerk Heath, City Solicitor Smith, and City Engineer Schneider

Absent: Shields, Mayor Tapp

Open Public Meetings Act:

Pursuant to the Open Public Meetings Act, adequate notice of this meeting has been provided to two local newspapers. The agenda has been posted at City Hall and on the City's website, somerspointgov.org.

Council President Gerety moved Resolutions 196 and 197 of 2026 to the top of the meeting.

Council President Gerety duly opened the meeting to the public for Resolutions 196 and 197 only.

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

Resolution No. 196 of 2026

M/S- Dill/McGuigan

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

Council Member McGuigan congratulated the winners and thanked them for participating.

Council Members McGuigan and Johnston presented the winners with signed resolutions.

No. 196 of 2026

Congratulating The Winners of the "Pride in the Point" Garden Club Contest

WHEREAS, the Somers Point Green Thumb Garden Club has been an institution in the City for over seventy years, providing various landscaping activities, and ideas for many members of the community, helping to increase the awareness of the horticultural arts and encouraging homeowners to continue to beautify their homes; and

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WHEREAS, the Somers Point Green Thumb Garden Club holds an annual garden contest known as the ‘Pride in the Point’ Garden Contest; and

WHEREAS, this year’s winners of the contest are as follows:

Category	Winner
Best Large Native Garden:	Ted Edelman
Best Small Native Garden:	Teresita Doebley
Best Large Flower and Vegetable Garden:	Robert Forlini
Best Medium Sized Flower Garden:	Jerry and Sheri Mercadante
Best Small Flower Garden:	Emily Rutter
Most Creative Garden in the Historic District:	Kathleen Arleth
Most Enthusiastic Gardener in the Historic District:	Monica Arleth
Club Member - Best Vegetable Garden:	Gary Papouschek
Club Member - Best Native Garden:	Patty Dorr-Lewin
Club Member - Best Garden Appeal:	Mary Rydzewski
Club Member - Best Transformation Garden:	Joe Shane
Club Member - Best Garden Escape:	Lori Kent
Club Member - Most Creative Garden:	Tammy Thornton
Club Member - Best Heritage and Harvest Garden:	Kimberly DeAngelo

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Somers Point hereby congratulates the above listed winners and thanks them for their dedication to beautifying their homes and neighborhoods and for their participation in the contest.

ALSO BE IT RESOLVED that the City Council of the City of Somers Point hereby conveys their gratitude to the Somers Point Green Thumb Garden Club for their continuing to have a positive impact in the community.

Resolution No. 197 of 2026

M/S- McGuigan/Slaughter

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

Council Member McGuigan commended Riya for her commitment and dedication to creating the tennis program.

Council Member Slaughter thanked Riya and recognized her maturity.

Council Members Slaughter and Johnston presented Riya with a signed resolution.

No. 197 of 2026 Recognizing the Community Service and Leadership of Riya Dabas

WHEREAS, the Somers Point Police Athletic League (SP PAL) is dedicated to creating understanding and increasing trust between the youth of Somers Point and members of the Somers Point Police Department; and

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WHEREAS, SP PAL fulfills its mission through civic, educational, athletic, recreational, and community-based activities designed to provide positive opportunities and meaningful experiences for the children and young people of Somers Point; and

WHEREAS, Riya Dabas will enter her junior year at Mainland Regional High School and is a highly skilled and dedicated member of the Mainland Regional High School Varsity Tennis Team; and

WHEREAS, with a desire to give back to her community and share her love of tennis with younger children, Riya approached the Somers Point Recreation Department with the idea of creating a skills and drills tennis clinic for the children of Somers Point; and

WHEREAS, recognizing the value of Riya's idea and the opportunity it presented to the children of Somers Point, members of SP PAL embraced the initiative, offered their support, and worked with Riya to help bring the tennis program to life; and

WHEREAS, Riya has taken a leadership role in developing and conducting the program, with assistance from members of the Mainland Regional High School Tennis Team, demonstrating not only her considerable tennis skills, but also her dedication, responsibility, leadership, and commitment to serving the children of her community; and

WHEREAS, the success of the program has been reflected in the enthusiastic response of the children and their parents, who have praised Riya for her ability to teach and encourage young players while serving as a positive role model and inspiration; and

WHEREAS, through her efforts, Riya has demonstrated that community service is not measured by age, but by a willingness to recognize an opportunity to help others and take the initiative to make a difference; and

WHEREAS, the Mayor and City Council of the City of Somers Point recognize the importance of young people who choose to give their time, talents, and energy to their community and believe that Riya's efforts exemplify the spirit of service and leadership that should be encouraged in all of our young people; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Somers Point, together with the Somers Point Police Athletic League, hereby extend their sincere gratitude and appreciation to **Riya Dabas** for her initiative, leadership, dedication, and generosity in creating and leading the SP PAL tennis program and for providing the children of Somers Point with a positive opportunity to learn, grow, and enjoy the sport of tennis; and

BE IT FURTHER RESOLVED that the Mayor and City Council of the City of Somers Point commend Riya for her commitment to her community and for serving as an outstanding example of how young people can use their talents and abilities to make a positive difference in the lives of others; and

BE IT FURTHER RESOLVED that the Mayor and City Council of the City of Somers Point extend their best wishes to Riya Dabas for continued success in her academic and athletic endeavors and in all of her future pursuits.

Communications:

- Council President Gerety mentioned looking further into a concealed carry resolution that would refund additional fees to the applicant.
- City Clerk Heath read a letter of appreciation from Ocean City Fire Chief Bernard F. Walker to City Administrator Frost thanking the Somers Point Police, Fire, and Public Works Departments for their assistance during the funeral service for Ocean City Fire Department Firefighter Kenneth W. Pollock Jr.

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- Timothy Kreischer, Atlantic County Shared Service Coordinator, gave a brief overview of Resolution 203 of 2026 regarding EagleView GIS and Assessment Software.

Council Member Johnston inquired about who would be authorized to have access to the software.

Council Member Slaughter requested clarification on the participation of surrounding municipalities as well as Somers Point, as well as the privacy aspect of the software.

Council Member McGuigan asked about how the program is being funded, the length of the agreement, and how often the imagery would be taken.

- Michael Lario, on behalf of McArthur Acquisition LLC, and project architect Bill McLees, presented a conceptual plan of development proposing the rehabilitation of 19 MacArthur Blvd. This plan was for a mixed-use facility that would include ground level retail with residential apartments on the floors above.

Council President Gerety briefly described the history of the lot in question.

Council Members inquired about personnel on property, access locations, parking and the rental periods on the project.

Mayor's Report:

None

Administrator's Report:

City Administrator Frost reported that the City closed outstanding Bond Anticipation Notes.

Solicitor's Report:

None

Engineer's Report:

City Engineer Schneider gave updates on upcoming projects including Ocean Avenue Stormwater Project, Pacific Avenue Stormwater Pump Station Project, Ambler Road DOT Funded Project, and Safe Routes to School Broadway Sidewalk Project. He also reported that Resolution 207 of 2026 is the City's

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acknowledgment of the traffic study done by the Department of Transportation at Route 9 and Chapman Blvd.

Committee Reports:

Council Member Johnston reported the Economic Development Advisory Committee is working with the ACEA to update the City's website and City calendar. She also reported that they are working on a monthly newsletter that can be received by signing up to an email list. She spoke about their efforts to bring birding into Somers Point by looking into purchasing binocular viewers and installing them in different parts of town. She also reported on the recent Historical Committee meeting where they approved an application for Miller Lane, and one tabled an application for Somers Avenue.

Approval of Minutes:

On the motion of Council Member Dill, seconded of Council Member Johnston, and carried to approve the Regular Meeting Minutes of 7/23/2026, approved as to content only.

Ordinances:

Ordinance No. 19 of 2026

(Second Reading/Public Hearing/Adoption)

M/S- Dill/Slaughter

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

Council President Gerety duly opened the meeting to the public.

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

No. 19 of 2026

**BOND ORDINANCE PROVIDING FOR THE SYSTEM MANHOLE
REHABILITATION PROGRAM IN AND BY THE CITY OF SOMERS POINT,
IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$250,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$250,000 BONDS OR
NOTES OF THE CITY TO FINANCE THE COST THEREOF.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERS POINT, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

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Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the City of Somers Point, in the County of Atlantic, New Jersey (the "City"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$250,000. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement or purpose since the improvement or purpose described in Section 3(a) hereof is being funded through the New Jersey Infrastructure Bank and because the improvement or purpose authorized herein is deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the City, as more fully described in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$250,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the System Manhole Rehabilitation Program, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the City may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$250,000, but that the net debt of the City determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the City pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The City hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The City hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the City to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the cost of the purpose described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in

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connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance No. 20 of 2026

(Second Reading/Public Hearing/Adoption)

M/S- Dill/Johnston

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

Council President Gerety duly opened the meeting to the public.

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

Council Member Johnston expressed the importance of keeping up with sewer maintenance.

No. 20 of 2026

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO
THE SEWER UTILITY IN AND BY THE CITY OF SOMERS POINT, IN THE
COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$975,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$975,000 BONDS OR
NOTES OF THE CITY TO FINANCE THE COST THEREOF.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERS POINT, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

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Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Somers Point, in the County of Atlantic, New Jersey (the "City"). For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$975,000. No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the City, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the several improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$975,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Improvements to buildings and facilities, including, but not limited to, station aeration upgrades and rehabilitation, lining/coating of wet wells, the replacement of pipes and renovations to Station 7 Broadway and Station 11 Atkinson and further including all work and materials necessary therefor and incidental thereto.	\$200,000	\$200,000	15 years
b) The acquisition of vehicles, including, but not limited to, a service truck and a pickup truck with plow and further including all related costs and expenditures incidental thereto.	\$210,000	\$210,000	5 years

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c) The acquisition of equipment, including, but not limited to, a muffin monster and a forklift and further including all related costs and expenditures incidental thereto.	\$65,000	\$65,000	15 years
d) System Main Lining Program, including all work and materials necessary therefor and incidental thereto.	<u>\$500,000</u>	<u>\$500,000</u>	40 years
Total:	<u>\$975,000</u>	<u>\$975,000</u>	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby

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amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as self-liquidating purposes of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 25.66 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$975,000, but that the net debt of the City determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$195,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the City pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and

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beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance No. 21 of 2026

(Second Reading/Public Hearing/Adoption)

M/S- Johnston/DePamphilis

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

Council President Gerety duly opened the meeting to the public.

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

No. 21 of 2026

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL
IMPROVEMENTS IN AND BY THE CITY OF SOMERS POINT, IN THE
COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$2,774,823
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,636,080 BONDS OR
NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERS POINT, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the City of Somers Point, in the County of Atlantic, New Jersey (the "City"), as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,774,823, and further including the aggregate sum of \$138,743 as the several down payments for the improvements or purposes required by the Local Bond Law. The down

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payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,636,080 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Fire Department</u>			
1) The acquisition of turnout gear and water rescue gear, including all related costs and expenditures incidental thereto.	\$74,000	\$70,300	5 years
2) The acquisition of equipment, including, but not limited to, rescue harnesses, attack/supply hoses, air bags, jaws of life and gas detection meters and further including all related costs and expenditures incidental thereto.	\$91,500	\$86,925	15 years
3) The acquisition of a thermal imager, including all related costs and expenditures incidental thereto.	\$5,000	\$4,750	10 years
4) The refurbishment of a rescue pumper, including all work and materials necessary therefor and incidental thereto.	\$52,000	\$49,400	5 years
b) <u>Police Department</u>			
1) The acquisition of vehicles, including all related costs and expenditures incidental thereto.	\$150,000	\$142,500	5 years

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2) The acquisition of equipment, including, but not limited to, automated license plate readers, digital cameras, ballistic vests, pistols, firearms training equipment and a sniper rifle with scope and further including all related costs and expenditures incidental thereto.	\$228,800	\$217,360	5 years
3) The acquisition of information technology firewall, including all related costs and expenditures incidental thereto.	\$11,000	\$10,450	5 years
d) <u>Municipal Facilities</u> 1) The acquisition of equipment, including, but not limited to, a chiller for City Hall, bleachers and a heating, ventilation and air-conditioning unit for the Youth Center, including all related costs and expenditures incidental thereto.	\$168,000	\$159,600	15 years
2) Various improvements, including, but not limited to, the installation of a safety partition, garage and office roof coating for the Department of Public Works, garage door replacement for the Department of Public Works, security upgrades for the Department of Public Works and flagpole and lighting replacement at Veterans Park and further including all work and materials necessary thereof and incidental thereto.	\$164,000	\$155,800	10 years
3) The installation of a new roof at the Gateway Theatre and general renovations to municipal facilities, including all work and materials necessary therefor and incidental thereto.	\$63,000	\$59,850	15 years

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4) The acquisition of a sign, including all related costs and expenditures incidental thereto.	\$13,000	\$12,350	5 years
5) The acquisition of information technology firewall, including all related costs and expenditures incidental thereto.	\$11,000	\$10,450	5 years
e) <u>Computers</u> The acquisition of computers for the Court, including all related costs and expenditures incidental thereto.	\$6,500	\$6,175	5 years
f) <u>City Clerk</u> The acquisition of archival sleeves and binders, including all related costs and expenditures incidental thereto.	\$8,232	\$7,819	5 years
g) <u>Department of Public Works</u> 1) The acquisition of a dump trucks with plows, including all related costs and expenditures incidental thereto.	\$193,000	\$183,350	10 years
2) The acquisition of a lawn mower, including all related costs and expenditures incidental thereto.	\$12,000	\$11,400	15 years

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h) <u>Recreation</u> Various recreation improvements, including, but not limited to, renovation of Kern Field snack stand and restroom building, repairs/upgrades of baseball/softball dugouts, renovation of little league building restrooms, improvements to key fobs/locks various recreation buildings, flooring at the Youth Center, upgrades to hockey rinks and upgrades to various recreation facilities and further including all work and materials necessary therefor and incidental thereto.	\$240,000	\$228,000	10 years
i) <u>Roadways and Drainage</u> 1) Various road improvements, including, but not limited to, Amber Road, from Bala Drive to Massachusetts Avenue, Bay Avenue from Goll Avenue to Jersey Avenue, and Broadway Avenue, from Somers Point-Mays Landing Road to Dead End, and further including all work and materials necessary therefor and incidental thereto.	\$467,291	\$443,926	10 years
2) Stormwater repairs and maintenance, including all work and materials necessary therefor and incidental thereto.	\$120,000	\$114,000	20 years
3) Dredging improvements, including all work and materials necessary therefor and incidental thereto.	\$60,000	\$57,000	10 years
4) Bike path improvements, including all work and materials necessary therefor and incidental thereto.	\$296,500	\$281,675	10 years

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5) Improvements to Kern Field, including, but not limited to, track resurfacing, field drainage, facility renovations to the softball building and little league building, renovation of ball field bathrooms, renovation of snack stands and bathrooms, security door replacements and miscellaneous repairs and further including all work and materials necessary therefor and incidental thereto.	<u>\$340,000</u>	<u>\$323,000</u>	10 years
Total	<u>\$2,774,823</u>	<u>\$2,636,080</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.03 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,636,080, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$501,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The City hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The City hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the City to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in

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connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance No. 22 of 2026

(First Reading/Introduction)

M/S- Dill/DePamphilis

This ordinance was introduced by a unanimous vote of those present.

No. 22 of 2026

**AN ORDINANCE AMENDING CHAPTER 169 OF THE CODE OF THE CITY OF
SOMERS POINT, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, TO UPDATE
THE ADOPTED PROPERTY MAINTENANCE CODE**

WHEREAS, the City of Somers Point has previously adopted the *International Property Maintenance Code, 2000 Edition* as set forth in § 169-20 of the City Code; and

WHEREAS, the City desires to update its Property Maintenance Code to reflect current standards and best practices for the maintenance of buildings and structures; and

WHEREAS, the *International Property Maintenance Code, 2021 Edition* provides updated regulations, provisions, penalties, and conditions for property maintenance;

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

SECTION 1. § 169-20 of the Code of the City of Somers Point, entitled "Adoption of standards; copies on file," is hereby amended to read as follows:

§ 169-20 Adoption of standards; copies on file.

A certain document, three copies of which are on file in the office of the City Clerk of the City of Somers Point, pursuant to N.J.S.A. 40:49-5.1 et seq., being marked and designated as the

"International Property Maintenance Code, 2021 Edition," be and is hereby adopted as the Property Maintenance Code of the City of Somers Point, County of Atlantic and State of New Jersey, for the control of buildings and structures as herein provided, and each of the regulations,

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provisions, penalties, and conditions of said Code are hereby adopted and made a part hereof as if fully set forth in this article.

SECTION 2. REPEALER.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency, including the prior adoption of the *International Property Maintenance Code, 2000 Edition*.

SECTION 3. SEVERABILITY.

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Ordinance No. 23 of 2026
(First Reading/Introduction)
PULLED

No. 23 of 2026
PULLED

**An Ordinance Establishing Requirements of the City of Somers Point in Connection
with Motion Picture Filming Events within the City**

WHEREAS the State of New Jersey has developed a Film Ready New Jersey Program, which is designed to prepare municipalities to host motion picture and television productions through a Film Ready Certification process; and

WHEREAS the Film Ready New Jersey Program is intended to share useful information with local leaders on filming operations needed to support such productions; and

WHEREAS the Film Ready New Jersey Program is also designed to build statewide consistency through predictable permitting and processing fees so as to create a uniform production experience for potential motion picture and television productions; and

WHEREAS the Atlantic County Economic Alliance (ACEA), in working closely with the New Jersey Film Commission, has been striving to promote Atlantic County as a film-friendly destination; and

WHEREAS on June 25, 2026, representatives of ACEA gave a presentation to City Council wherein the commercial benefits of a municipality being a film-friendly destination through the Film Ready New Jersey Program were presented; and

WHEREAS one of the steps to attaining a Film Ready Certification is the enactment of a municipal ordinance setting forth the requirements for the application process and permitting of motion picture filming in the municipality; and

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WHEREAS the Somers Point City Council has determined that would be beneficial for the City to enact an ordinance setting forth the requirements of applications and permitting so as to allow the City to participate in the Film Ready New Jersey Program.

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

SECTION A.

There is hereby created a Chapter within the City Code entitled “MOTION PICTURE FILMING EVENTS,” which shall include the following sections:

§ 1. Definitions.

As used in this chapter, the following terms shall have the following meanings:

FILMING - The taking of still or motion pictures either on film or videotape or any other recording medium, for commercial or educational purposes intended for viewing on television, in theaters, major linear broadcast network or streaming platforms, or for institutional uses. The provisions of this chapter shall not be deemed to include the "filming" of news stories within the municipality.

MAJOR MOTION PICTURE - Any film which is financed and/or distributed by a major motion picture studio, including but not limited to the following: NBCUniversal, including Peacock; Warner Bros. Discovery, including New Line Cinema, HBO, DC Studios and Castle Rock Entertainment; Paramount Pictures, including Miramax, MTV Films, Showtime, Skydance, Dreamworks and Nickelodeon Movies; Walt Disney Studios, including 20th Century Studios, Searchlight Pictures, Hulu and Marvel Studios; Sony Pictures, including Columbia Pictures, Screen Gems and Tristar Pictures; Amazon MGM Studios; Netflix Studios; A24; any film for which the budget is at least \$20,000,000; or any recurrent weekly television series programming.

PUBLIC PROPERTY - Any and every public street, highway, sidewalk, square, public park or playground or any other public place or property within the municipality which is either owned or controlled by the municipality.

§ 2. Permit required.

A. No person or organization shall film or permit filming on public property, or on private property where such filming involves the use of public property for the operation,

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placement or temporary storage of vehicles or equipment utilized in such filming, including, but not limited to, any temporary structure, barricade or device intended to restrict or block off pedestrian or vehicular traffic, without first having obtained a permit from the office of the Municipal Clerk, which permit shall set forth the approved location of such filming and the approved duration of such filming by specific reference to day and/or dates. Said permit must be available for inspection by the City's Code Enforcement Officer, or his/her designee, and/or its Police Department at all times at the site of the filming.

B. All permits shall be applied for and obtained from the office of the Municipal Clerk during normal business hours. Applications for such permits shall be in a form approved by the Municipal Clerk and be accompanied by a permit fee in the amount established by this Chapter herein.

C. If a permit is issued and due to inclement weather, or other good cause, filming does not in fact take place on the dates specified, the Municipal Clerk may, at the request of the applicant, issue a new permit for filming on other dates subject to full compliance with all other provisions of this Chapter. No additional fee shall be paid for this permit.

§ 3. Issuance of permits.

A. No permits will be issued by the Municipal Clerk unless applied for at least five or more business days prior to the requested shooting date; provided, however, that the City Administrator may waive the five-day period if, in his/her judgment, the applicant has obtained all related approvals and adjacent property owners or tenants do not need to be notified.

B. No permit shall issue unless said application is approved by both the City Administrator and Chief of Police.

C. No permit shall be issued for filming upon public property unless the applicant has provided the municipality with satisfactory proof of the following:

(1) Proof of insurance coverage as follows:

(a) For bodily injury, death or other liability, excluding property damage, to any one person in the amount of \$1,000,000.

(b) For property damage for each occurrence in the aggregate amount of \$500,000.

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- (c) Worker's Compensation insurance in compliance with the statutory requirements of the State of New Jersey.
 - (d) The City of Somers Point, its elected and appointed officials, its agents, employees, contractors, volunteers, and the Atlantic County Joint Insurance Fund, shall be included as an "Additional Insured" as their interests may appear, under the general liability policy, which policy shall also include an Additional Insured, Waiver of Subrogation, and Primary not Secondary Coverage Endorsements to such policy.
- (2) A written agreement, in a form proscribed by the Municipal Clerk, whereby the applicant agrees to indemnify and save harmless the municipality from any and all liability, expense, claim and/or damages resulting from the use of public property.
- (3) A public safety plan, which shall include the hiring of off-duty City Police Officers, if determined by the Chief of Police in his/her sole discretion as necessary for purposes of traffic control and/or public safety.
- D. The holder of the permit shall take all reasonable steps to minimize interference with the free passage of pedestrians and traffic over public property and shall comply with all directives issued by the City Police Department with respect thereto.
- E. The failure of the holder of the permit to adhere to the terms of the application and permit may result in the revocation of said permit by either the Chief of Police or the City Administrator.

§ 4. Interference with public activity; notice of filming.

- A. The holder of a permit shall conduct filming in such a manner as to minimize the inconvenience or discomfort to adjoining property owners attributable to such filming and shall, to the extent practicable, abate noise and park vehicles associated with such filming off the public streets. Excessive noise may be a basis for revocation of the permit.
- B. The holder of a permit shall avoid any interference with previously scheduled activities upon public property and limit, to the extent possible, any interference with normal public activity on such public property. Where the applicant's production activity, by reason of location or otherwise, will directly involve and/or affect any businesses, merchants or residents, these parties shall be given written notice of the filming prior to the issuance at least three days prior to the requested shooting date and be informed that objections may be filed with the Municipal Clerk, said objections to form a part of

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applicant's application and be considered in the review of the continued issuance of same. Proof of service of notification to adjacent owners shall be submitted to the Municipal Clerk within two days of the requested shooting date.

§ 5 Refusal to issue permit; employment of patrolmen and electrician.

A. The City Administrator and/or the Chief of Police may refuse to issue a permit whenever it is determined on the basis of objective facts, and after a review of the application and a report thereon by the Police Department and/or by other agencies involved with the proposed filming site, that filming at the location and/or the time set forth in the application would violate any law, regulation or ordinance, or would unreasonably interfere with the use and enjoyment of adjoining properties, unreasonably impede the free flow of vehicular or pedestrian traffic or otherwise endanger the public's health, safety or welfare of the general public.

B. The Chief of Police reserves the right to require one or more on-site police officers in situations where the proposed production may impede the proper flow of traffic. The cost of said officers shall be borne by the applicant as a cost of production.

C. Where existing electrical power lines are to be utilized by the production company, an on-site licensed electrician shall be required.

§ 6 Appeals.

A. Any person aggrieved by a decision by either the City Administrator or the Chief of Police denying or revoking a permit may appeal to the City Council. A written notice of appeal setting forth the reasons for the appeal shall be filed with the Municipal Clerk.

B. An appeal from the decision of the City Administrator or Chief of Police shall be filed within 10 days of such a decision. City Council shall set the matter down for a hearing within 30 days of the day on which the notice of appeal was filed. The decision of the City Council shall be in the form of a resolution supporting the decision of the City Administrator or Chief of Police at the first regularly scheduled public meeting of the City Council following the hearing on the appeal, unless the appellant agrees in writing to a later date for the decision. If such a resolution is not adopted within the time required, the decision of denial or revocation shall be deemed to be reversed, and a permit shall be issued in conformity with the application, or the revocation shall be deemed rescinded.

§ 7. Waiver of requirements of chapter by City Administrator.

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The City Administrator may authorize a waiver of any of the requirements, provisions or restrictions of this chapter if he/she determines that a waiver thereof may be granted without endangering the public health, safety and welfare. In determining whether to issue a waiver, the Administrator shall consider the following factors:

- (1) Potential traffic congestion at the location.
- (2) The applicant's ability to remove the applicant's vehicles and equipment from the public streets or other public property.
- (3) The extent to which the applicant is requesting restrictions on the use of public streets or public parking facilities during filming.
- (4) The nature of the filming, including whether filming will take place indoors or outdoors, and the proposed hours for filming.
- (5) The extent to which the filming may affect adjoining and nearby property owners and occupants.
- (6) The City's prior experience with the applicant, if any.

§ 8 Copies of permit; inspections.

Copies of the approved permit will be sent to the City Administrator, Chief of Police and Code Enforcement Official before filming takes place and to the New Jersey Motion Picture and Television Commission at njfilm@njeda.gov. The applicant shall allow all necessary inspections by the City of the site and equipment to be used. The applicant shall comply with all safety requirements and instructions issued by any of the City's inspectors.

§ 9 Reimbursement of certain costs.

In addition to any other fees or costs mentioned in this chapter, the applicant shall reimburse the City of Somers Point for any lost revenue and/or damage to public property incurred by the City as a result of the filming project.

§ 10 Fees.

CATEGORY	FEE (not to exceed)
Basic filming permit (one-time; with 5 or more days advance notice of the first day of filming)	\$100

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Expedited basic filming permit (one-time; with 4 or less days advance notice of the first day of filming)	\$250
Basic filming permit for nonprofits, including student films (one-time; no daily rate required)	\$25
Daily filming on public property	
<i>Film and television projects with a budget under \$20mm</i>	\$150
<i>Film and television projects with a budget over \$20mm</i>	\$500
Daily filming on private property	NO FEE CHARGED BY MUNICIPALITY
Public Safety	
<i>Hiring of off-duty police, according to agreed upon public safety plan</i>	The municipality's standard hourly rates for police
Inconvenience fees	
<i>Street closures</i>	Up to \$5,000 per day
<i>Properties in background - or used - in shot</i>	Fee negotiated between a production company and a private business or residence
<i>Daily prep of business that is being "dressed"</i>	Fee negotiated between a production company and a private business
<i>Daily filming of business that is "dressed"</i>	Fee negotiated between a production company and a private business
Parking fees	Same rates that are charged to the public

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§ 11 Violations and penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not exceeding \$2,000, imprisonment in the county jail for a term not exceeding 90 days, or a period of community service not exceeding 90 days, or any combination thereof as determined by the Municipal Court Judge. Each day on which a violation of an ordinance exists shall be considered a separate and distinct violation and shall be subject to imposition of a separate penalty for each day of the violation as the Municipal Court Judge may determine.

SECTION B. SEVERABILITY.

If any section, clause or provision of these amendments to this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

SECTION C. EFFECTIVE DATE.

This Ordinance shall take effect upon final adoption and publication as required by law.

Ordinance No. 24 of 2026

(First Reading/Introduction)

M/S- Dill/McGuigan

This ordinance was introduced by a unanimous vote of those present.

Council Member Johnston asked for clarification on what prompted this change.

City Solicitor Smith provided a brief explanation.

No. 24 of 2026

AN ORDINANCE REPEALING IN PART, AMENDING AND SUPPLEMENTING MUNICIPAL CODE CHAPTER 90, ENTITLED “BUILDINGS, NUMBERING OF”

Whereas, from time to time, City Council for the City of Somers Point reviews City ordinances to ensure that same are up to date and in compliance with state law and regulations; and

Whereas in connection with such reviews, City Council will often receive recommendations from certain department heads regarding the content of City ordinances; and

Whereas the City Zoning Officer has made recommendations to City Council concerning the content of Chapter 90 of the City Code which is entitled “Buildings, Numbering Of;” and

Whereas City Council has reviewed Chapter 90 of the City Code and determined that these recommendations of the City Zoning Officer should be incorporated into the City Code by repealing certain sections of Chapter 90, as well as by implementing new sections of this Chapter.

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Now, Therefore, It Is Hereby Ordained by the City Council of the City of Somers Point, in the County of Atlantic. State of New Jersey that Chapter 90 of the City Code is hereby modified as follows:

Section 1. §§90-2 through 90-5 of Chapter 90 - “Buildings, Numbering Of,” of the Somers Point Municipal Code are hereby repealed in their entirety.

Section 2. New §§90-2 through 90-9, as set forth below, are hereby added to Chapter 90, supplementing same:

§ 95-2. Display of numbers in conformity with Tax Assessor required.

All dwelling houses, stores or other buildings erected within the City of Somers Point shall display numbers in conformity with the street numbers of the City of Somers Point as they appear on file in the office of the Tax Assessor of the City of Somers Point.

§ 95-3. Assignment of numbers.

Said street numbers shall be assigned and allotted to the owners of said land by the Tax Assessor of the City of Somers Point, or their designee. When assignment of a number takes place, all persons shall take due notice thereof and shall comply with the provisions of this chapter. Said Tax Assessor, or such other person as may be designated, shall also have the power and duty of correcting any errors with respect to assignment of said street numbers when they are discovered.

§ 95-4. Application for street number.

Every owner or occupant of said land shall apply to the Tax Assessor, who shall furnish them with the correct street number assigned thereto.

§ 95-5. Numbering of subdivision lots.

The Tax Assessor, or their designee, shall be responsible for assigning proper number sequences to each lot which is created as the result of a subdivision or re-subdivision. Said number shall be in proper municipal sequence in relation to the number assigned to other lots fronting on the same street and shall be properly recorded on the Tax Map of the City.

§ 90-6. Specifications.

In order to comply with this Chapter, as well as with Section R319 of the International Residential Code 2024, New Jersey, house numbers shall be Arabic in design, shall have a minimum height of four (4) inches, with a stroke width of not less than 0.5 inch (12.7 mm) and shall be mounted in a secure fashion to the building's front wall or porch or other fixed appurtenance in front of the building in the general vicinity of the main entryway or main path of travel which leads to the main entrance from a public street or shall be otherwise separately mounted in an approved manner upon the face of a wall or upon a post in the front yard of the premises. Auxiliary numbers shall be mounted at a height between four

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feet and 10 feet upon the adjacent grade or exterior landing beneath, but never higher than 15 feet above the adjoining grade. They shall be sufficiently legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background, arrangement, spacing, size and uniformity of integers so that the numbers may be read with ease during daylight hours by a person possessing at least 20/40 vision if he views the numbers from the center line of the abutting street. The numbers shall be so placed that trees, shrubs and other obstructions do not block the line of sight of the numbers from the center of the street to any appreciable degree. Where access is by means of a private road and the building address cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure.

§ 90-7 Multiple residences.

A. Where any building has more than one entrance serving separate occupants, a separate number shall be assigned to each entrance serving a separate occupant and shall be posted as provided in this chapter.

B. For all multifamily buildings having apartment doors opening on a courtyard or similar opening or apartment doors opening on interior halls, each door shall have a number or numbers no less than four inches high affixed thereon.

§ 90-8 Authority for determining numbers; enforcement.

A. The final authority for determining and assigning the number or numbers to be used upon any particular property shall be the office of the Tax Assessor of the City of Somers Point, or such person that they may designate.

B. The enforcement of this Chapter shall be through any of the following offices: the Tax Assessor, the Code Enforcement Officer, the Zoning Official and/or the Construction Official.

§ 90-9 Violations and penalties.

The absence of house numbers, the insecure fastening or absence of any integers thereof, the use of any number not assigned by the Tax Assessor, the attempt to comply by using the numbers on or attached to a mailbox or the failure of a number to meet the elevation requirement or the visibility requirement shall be considered a violation of this chapter. Failure on the part of the property owner to comply with the provisions of this chapter within a period of 15 days from the date of issuance of a notice of violation shall be sufficient cause for any of the designees identified in **§ 90-8(B) above**, to proceed with carrying out the provisions of this Chapter, and, upon conviction thereof, the person shall be fined up to \$500 at the discretion of the Judge. Certificates of Occupation shall not be issued without the address numbers as specified above.

SECTION 3. Severability.

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If any section, paragraph, clause, or provision of this Ordinance shall be adjudged invalid or unenforceable by a court of competent jurisdiction, such decision shall not affect or invalidate the remaining provisions of this Ordinance.

SECTION 4. Repealer.

All other ordinances inconsistent herewith are hereby repealed.

SECTION 5. Effective Date.

This Ordinance shall take effect immediately upon final passage and publication according to law.

Resolutions:

Public Portion Resolutions:

Council President Gerety duly opened the meeting to the public.

Brandon of Somers Point expressed his concerns regarding Resolution 203 of 2026.

Carol Camp of Somers Point asked questions about the EagleView Software regarding where the data gets stored, who has access to it, and how it will be protected.

Terry, County Tax Administrator, clarified the purpose of the EagleView images and what kind of data would be collected.

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

Resolution No. 198 of 2026

M/S- Dill/DePamphilis

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

No. 198 of 2026

AUTHORIZING EXECUTIVE SESSION

**Subject: Advice of Counsel Regarding the Attorney-Client Privileged Discussion
Relative to Pending Litigation**

Introduced By: Council President Gerety

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

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on August 27, 2026, during a public meeting to be held commencing at 7:00 P.M, and

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

1

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

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

Advice of Counsel and attorney-client communication regarding the status of property assessment litigation in the Tax Court involving the City, entitled, “Powersports Holdings, LLC v. City of Somers Point and GMH Restaurant Holdings, LLC,” having a docket number of ATL-C-000078-24.

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

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

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

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

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Subject of Discussion	Estimated Date	Necessary Occurrence
See Exception 7	Unknown at this time	Discussion by City Council relative to the status of litigation.

Resolution No. 199 of 2026

M/S- Dill/Slaughter

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

No. 199 of 2026

AUTHORIZING EXECUTIVE SESSION

**Subject: ADVICE OF COUNSEL REGARDING THE ATTORNEY-CLIENT
PRIVILEGED DISCUSSION**

Introduced By: Council President Gerety

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

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on August 27, 2026, during a public meeting to be held commencing at 7:00 P.M, and

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

1	“(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise his ethical duties as a lawyer.”
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The nature of the matters to be discussed, described as fully as possible without undermining the need for confidentiality:

**REGULAR MEETING
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Advice of Counsel and attorney-client communication regarding the status of the lawsuit entitled "Somers Point Diner, Inc. v. City of Somers Point, et al."

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

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

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

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

Subject of Discussion	Estimated Date	Necessary Occurrence
See Exception 7	Unknown at this time	Discussion regarding the status of the lawsuit entitled "Somers Point Diner, Inc. v. City of Somers Point, et al."

Resolution No. 200 of 2026

M/S- Dill/Slaughter

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

No. 200 of 2026

AUTHORIZING EXECUTIVE SESSION

Subject: Advice of Counsel Regarding the Attorney-Client Privileged Discussion

Introduced By: Council President Gerety

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

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on August 27, 2026, during a public meeting to be held commencing at 7:00 P.M., and

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

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

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

Advice of Counsel and attorney-client communication regarding the status of the lawsuit entitled “901 Mays Landing Road, LLC as a successor in interest to Plantation Bay v. City of Somers Point; City of Somers Point City Council; and City of Somers Point Planning Board.”

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

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

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

BE IT FURTHER RESOLVED that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment and Memorandum of Understanding dated June 8, 2009, that arose that the City Council hereby declares that its discussion of the aforementioned subject(s) will be made

public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure

can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

Subject of Discussion	Estimated Date	Necessary Occurrence
See Exception 7	Unknown at this time	Discussion regarding the status of the lawsuit entitled “901 Mays Landing Road, LLC as a successor in interest to Plantation Bay v. City of Somers Point; City of Somers Point City Council; and City of Somers Point Planning Board.”

Resolution No. 201 of 2026

M/S- Dill/Slaughter

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

Council Member Dill thanked Candace for stepping forward and volunteering her time to the Zoning Board.

No. 201 of 2026

Subject: Zoning Board Appointment

Introduced By: Council President Gerety

WHEREAS, due to the resignation of Elizabeth Lawler, City Council moves Harry Kent, (Alternate #1) to the vacancy, and;

WHEREAS, City Council appoints Candice Rosenberg Phillips to the unexpired term of Alternate No. 2 with a term expiring December 31, 2027.

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

MEMBER

EXPIRATION OF TERM

Doug Gilbert	Dec. 31, 2027
Joseph Craddock	Dec. 31, 2028
Shawn Rowan	Dec. 31, 2029
John Helbig	Dec. 31, 2028
Harry Kent	Dec. 31, 2026
Mike Kedziora	Dec. 31, 2027
Rex Granus	Dec. 31, 2026

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Alternates:

Mike Owen (No. 1)

Dec. 31, 2026

Candice Rosenberg Phillips (No. 2)

Dec. 31, 2027

Resolution No. 202 of 2026

M/S- Dill/Johnston

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

No. 202 of 2026

Subject: Authorizing Purchase of Public Safety Communications Products and Services through the Sourcewell National Purchasing Program Contract from Tactical Public Safety, Contract Number #020625-L3H, for the City of Somers Point

Introduced By: Council President Gerety

WHEREAS, the City of Somers Point is permitted to participate in national purchasing cooperatives according to N.J.S.A 52:34-6.2; and

WHEREAS, the Sourcewell (formerly NJPA) National Purchasing Program has acted as lead agency and awarded Contract #020625-L3H, Public Safety Communications Products and Services with an Expiration Date of 07/24/2029; and

WHEREAS, the City's Police Department has a need to upfit (3) three new Police Vehicles with Communication Devices; and

WHEREAS, the City Council Finance Committee, and City Administrator/ Purchasing Agent Jason Frost have reviewed the contract from Sourcewell #020625-L3H, Public Safety Communications Products and Services, and have determined that the attached are needed to upfit the three new Police Vehicles; and

WHEREAS, it is recommended that City Council approve the upfitting of these new vehicles for use by the Police Department.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, that Public Safety Communications Products and Services be purchased from Tactical Public Safety in accordance with the Sourcewell #020625-L3H, Public Safety Communications Products and Services, contract for use by the City of Somers Point as follows:

Item:

Total Amount of Sourcewell #020625-L3H,
Public Safety Communications Products and Services from
Tactical Public Safety \$ 16,262.98

BE IT FURTHER RESOLVED that the City Administrator, acting in his capacity as Purchasing Agent, is hereby authorized to issue a purchase order in the total amount of \$16,262.98 in

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

accordance with the Sourcewell #020625-L3H, Public Safety Communications Products and Services, contract for use by the City of Somers Point.

Resolution No. 203 of 2026

M/S- Johnston/Dill

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

Council Member Johnston emphasized the potential benefits of the shared service.

No. 203 of 2026

Subject: Authorizing an Agreement with Atlantic County in Connection with its Purchase and Implementation of the EagleView GIS and Assessment Software

Introduced By: Council Member Johnston

WHEREAS the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., authorizes and encourages local governmental units to enter into agreements for the pooling of resources and sharing of services, with an aim of reducing property taxes through the reduction of local expenses; and

WHEREAS within Atlantic County operations, the Geographic Information System (GIS) is used extensively for mapping and managing information related to environmental health (e.g., groundwater contamination, disease tracking, water quality), planning, land acquisition, and public works projects. The GIS program supports decision-making and public education by visualizing trends and potential concerns, and it is also involved in statewide planning initiatives like the State Development and Redevelopment Plan; and

WHEREAS this initiative addresses the critical need for up-to-date, high-resolution imagery for property assessment, public safety, and public works management; and

WHEREAS Atlantic County has received a LEAP Implementation Grant in the amount of \$300,000.00, from the New Jersey Department of Community Affairs; and

WHEREAS the County, through the Atlantic County Board of Taxation's Filing Fee Trust Fund ("The Filing Fee Trust Fund"), desires to provide the City of Somers Point updated annual geospatial data through annual flyovers and aerial imagery, at no cost to the Municipality; and

WHEREAS by pooling resources, County and the City will achieve significant cost savings compared to individual contracts with aerial imagery providers; and

WHEREAS the County will purchase and implement EagleView GIS and Assessment Software to provide these services, at a total cost of \$431,070.00, which includes software licensing

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fees, initial implementation costs, training for County and municipal staff, and ongoing technical support for the five (5) year term; and

WHEREAS the LEAP Implementation Grant will offset the costs, and the Filing Fee Trust Fund will pay the remaining \$131,070.00 over a 5-year period; and

WHEREAS the County and the City desire to enter into this Shared Services Agreement for the term retroactively commencing on January 1, 2026, and terminating December 31, 2030.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the Mayor is hereby authorized to execute the attached Shared Service Agreement between Atlantic County and the City of Somers Point for purposes of Atlantic County providing the City of Somers Point updated annual geospatial data through the use of EagleView GIS and Assessment Software.

Resolution No. 204 of 2026

M/S- Dill/DePamphilis

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

No. 204 of 2026

Subject: Appointment of Licensed Site Remediation Professional

Introduced By: Council President Gerety

WHEREAS, the City of Somers Point has identified a need for an attorney for Licensed Site Remediation Professional for 2026; and

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

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

Paulus, Sokolowski and Sartor, LLC (PS&S), be and hereby is appointed as Licensed Site Remediation Professional for the City of Somers Point for the period of January 1, 2026, to December 31, 2026.

1. 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.
2. This appointment is not exclusive during the term of this contract, and that the City Council reserves the right to award work of the exact or similar nature as the work described herein to any other qualified professional, at its sole discretion.

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3. The Mayor is hereby authorized to execute an Agreement in connection with these services, and, upon execution, the Agreement will be attached to this resolution and become a part hereof.

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.(1)(a)(i) is not required.

Resolution No. 205 of 2026

M/S- Dill/Slaughter

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

No. 205 of 2026

Subject: Resolution Establishing Salaries for Non-Contractual Employees of the City of Somers Point for 2026

Introduced by: Council President Gerety

WHEREAS, the Governing Body of the City of Somers Point passed Ordinance No. 16 of 2026 on July 9, 2026; and

WHEREAS, Ordinance No. 16 of 2026 established salary ranges for City employees; and

WHEREAS, the Governing Body of the City of Somers Point believes it is in the best interest for the City of Somers Point to know the exact salaries of the non-contractual City employees;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Somers Point that the non-contractual employees of the City of Somers Point be compensated at an annual salary in accordance with the list attached hereto.

Resolution No. 206 of 2026

M/S- Dill/Johnston

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

No. 206 of 2026

Subject: Change Order 3 – Contract No. 129 – FY 2023 Safe Routes to Transit – Shore Road Pedestrian Improvements

Introduced By: Council Member Dill

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

WHEREAS, in accordance with Resolution 274 of 2024, Fred M. Schiavone Construction, Inc., of Malaga, New Jersey was awarded the contract for the FY 2023 Safe Streets to Transit – Shore Road Pedestrian Improvements for the sum of \$951,305.75; and

WHEREAS, in accordance with Resolution 203 of 2025, Change Order 1 approved an extension of time; and

WHEREAS, in accordance with Resolution 141 of 2026, Change Order 2 approved addition drainage work requested by Atlantic County, to be reimbursed by Atlantic County; and

WHEREAS, during the course of construction changes were made to reflect as-built quantities; and

WHEREAS, the City Engineer has recommended approval of these changes; and

WHEREAS, those changes have resulted in a change of the contract amount as follows:

Contract Amount	\$951,305.75
Change Order 1	\$0.00
Change Order 2	\$59,640.00
Change Order 3	\$131,051.31
Revised Contract Amount	\$1,141,097.06

Total Deduction: \$0 Total Additional: \$189,791.31 Net Change: 19.95%

WHEREAS, the NJDOT Local Aid Office must also concur with this change order;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the above listed change to the contract for the FY 2023 Safe Routes to Transit – Shore Road Pedestrian Improvements is hereby approved and that the Mayor is hereby authorized and directed to execute all documents in this regard on behalf of the City.

Resolution No. 207 of 2026

M/S- Dill/McGuigan

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

No. 207 of 2026

Subject: Resolution of the City of Somers Point, County of Atlantic, State Of New Jersey, Supporting A Waiver of NJDOT Level of Service Violations

Introduced By: Council President Gerety

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

WHEREAS, the City of Somers Point Planning Board has granted preliminary and final site plan approval for the construction and establishment of a commercial shopping center to include a Chick-fil-A restaurant, Panera Bread restaurant, and retail/commercial space (known as “DeFeo Plaza”) to be located on Route 9 Southbound, Mile Post 34.25, identified as Block 516, Lot 13 (the “Property”); and

WHEREAS, the Property was previously developed with the McNaughton’s garden store, a retail facility which operated for many years;

WHEREAS, Freeman of Somers Point, LLC (the “Applicant”) has submitted a State Highway Access Permit Application (Application #A-9-S-58076-2025, Job No. 4558583) to the New Jersey Department of Transportation (“NJDOT”) pursuant to the New Jersey State Highway Access Management Code (N.J.A.C. 16:47) for the proposed commercial development; and

WHEREAS, the City of Somers Point recognizes the importance of promoting commercial revitalization, economic growth, and business development within its boundaries; and

WHEREAS, the City of Somers Point recognizes that the Chick-fil-A and Panera Bread restaurants are highly regarded national brands that provide quality dining options, and that the accompanying retail/commercial space will create positive impacts on the local economy, create jobs, and generate tax revenue for the City; and

WHEREAS, the NJDOT Access Management Code provides that when a traffic movement operates at Level of Service F under No-Build conditions, no additional delay deterioration is permitted for that movement, and that driveway movements must operate at LOS E or better under full-build conditions; and

WHEREAS, the Bureau of Traffic Engineering (“BTE”) has noted in its review that certain movements at the signalized intersections of Route 9 & Bethel Road and Route 9 & Chapman Boulevard, as well as at certain unsignalized street and driveway intersections along the Route 9 corridor in the vicinity of the site, currently operate at Level of Service F under No-Build conditions; and

WHEREAS, pursuant to NJDOT requirements, before any delay violations can be considered for a waiver, the applicant’s engineer must provide a resolution of support from the City of Somers Point acknowledging the delay violations; and

WHEREAS, the City of Somers Point has reviewed the overall scope of the planned development, including its internal circulation, site layout, and potential economic benefits, and

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finds it to be in the best interest of the municipality to support the necessary state highway access approvals; and

WHEREAS, the specific Level of Service standards, delay time, and volume-to-capacity (V/C) ratio violations for the affected intersections are acknowledged and set forth in the updated project delay tables detailed below:

WHEREAS, the specific Level of Service standards, delay time, and volume-to-capacity ratio violations for the affected intersections are acknowledged and set forth in the updated project delay tables prepared by the Applicant's engineer, attached hereto and incorporated herein as **Exhibit A**.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point, County of Atlantic, State of New Jersey, that the City hereby declares its formal support for a waiver of the Level of Service and traffic delay violations identified by the NJDOT—as detailed in the tables incorporated herein—that may occur or deteriorate as a result of the increased traffic generated by the construction of the proposed shopping center development in DeFeo Plaza.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Applicant, Shropshire Associates LLC, and the New Jersey Department of Transportation Major Access Permits Unit to satisfy the necessary regulatory compliance requirements.

ADOPTED at a meeting of the City Council of the City of Somers Point on August 27, 2026.

Resolution No. 208 of 2026

M/S- Dill/Johnston

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

No. 208 of 2026

Subject: **Governing Body Certification of the Annual Audit**

Introduced By: **Council President Gerety**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

WHEREAS, the Annual Report of Audit for the year 2025 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the City Council of the City of Somers Point, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Resolution No. 214 of 2026

M/S- Johnston/Dill

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

Council Member Johnston spoke briefly about what she learned during a tour of the Fighter Wing and expressed her support for this resolution.

Council Member McGuigan emphasized the importance of the 177th Fighter Wing to this area.

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

No. 214 of 2026

A Resolution of the City of Somers Point supporting The 177th Fighter Wing of The New Jersey Air National Guard and Urging The United States Air Force to consider The 177th Fighter Wing as a location for the F-35 Lightning II and Other Next Generation Fighter Aircraft

WHEREAS, the 177th Fighter Wing of the New Jersey Air National Guard is located at Atlantic City International Airport in Egg Harbor Township, Atlantic County, New Jersey, and has served the State of New Jersey and the United States from its current location since 1958; and

WHEREAS, the 177th Fighter Wing is a vital component of the New Jersey Air National Guard and the United States Air Force, maintaining both a federal mission to provide combat-ready personnel, aircraft and equipment for worldwide deployment and a state mission to support the citizens of New Jersey by protecting life and property and responding to emergencies when called upon by the Governor; and

WHEREAS, the 177th Fighter Wing has a long and distinguished history of service to the United States, including participation in and support of numerous national defense and overseas operations, and continues to provide highly trained Airmen in support of the national defense; and

WHEREAS, the 177th Fighter Wing currently operates F-16C/D Fighting Falcon aircraft and remains an important fighter aircraft installation strategically positioned in the Northeast, including its proximity to major population centers and critical infrastructure along the Eastern Seaboard; and

WHEREAS, the continued investment in the 177th Fighter Wing's facilities and infrastructure is essential to maintaining the installation's readiness and ensuring that it remains capable of supporting the evolving requirements of the United States Air Force and the New Jersey Air National Guard; and

WHEREAS, federal investment has been authorized for a new maintenance hangar at the 177th Fighter Wing, representing a significant commitment to the future of the installation and enhancing its ability to support next-generation fighter aircraft; and

WHEREAS, the 177th Fighter Wing's existing infrastructure, strategic location, airspace, training opportunities, skilled workforce and longstanding fighter aircraft mission provide substantial advantages for the continued operation and modernization of the installation; and

WHEREAS, the F-35A Lightning II is a fifth-generation multirole fighter aircraft designed to provide advanced capabilities in air superiority, intelligence, surveillance, reconnaissance and other national defense missions; and

WHEREAS, the City of Somers Point recognizes that the continued presence, modernization and investment in the 177th Fighter Wing provide significant benefits to Atlantic County and the South Jersey region through employment, economic activity, military readiness, community partnerships and the continued presence of a critical national security asset; and

REGULAR MEETING MAYOR AND CITY COUNCIL August 27, 2026

WHEREAS, the City of Somers Point further recognizes the important contributions made by the men and women of the 177th Fighter Wing to the safety and security of New Jersey and the United States and appreciates their service and sacrifice; and

WHEREAS, the City of Somers Point believes that the 177th Fighter Wing should remain a strong and viable military installation and should be considered by the United States Air Force for future missions involving advanced and next-generation fighter aircraft, including the F-35 Lightning II; and

WHEREAS, the City of Somers Point believes that continued federal investment in the 177th Fighter Wing will strengthen national security, preserve military readiness and provide lasting economic and strategic benefits to Atlantic County and the State of New Jersey; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Somers Point, County of Atlantic, State of New Jersey, that the City hereby expresses its strong and continued support for the 177th Fighter Wing of the New Jersey Air National Guard and for continued federal investment in the installation, its personnel, facilities and mission; and

BE IT FURTHER RESOLVED, that the City of Somers Point respectfully urges the United States Air Force and the Department of Defense to give full and favorable consideration to the 177th Fighter Wing as a potential location for the F-35 Lightning II and other next-generation fighter aircraft and missions; and

BE IT FURTHER RESOLVED, that the City of Somers Point encourages our federal and state representatives to continue advocating for the preservation, modernization and enhancement of the 177th Fighter Wing and for appropriate federal funding necessary to maintain the installation as a premier military asset in South Jersey; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution shall be forwarded to the President of the United States, Donald J. Trump; the Secretary of the United States Air Force, Dr. Troy E. Meink; the Governor of the State of New Jersey, Mikie Sherrill; United States Senator Cory Booker, United States Senator Andrew Kim, United States Congressman Jefferson Van Drew; the Adjutant General of the New Jersey National Guard, Brigadier General Yvonne L. Mays; and the Commander of the 177th Fighter Wing, Colonel Benjamin W. Robbins.

STATEMENT

This Resolution expresses the City of Somers Point's strong support for the 177th Fighter Wing of the New Jersey Air National Guard and recognizes the Wing as a critical national security, military, economic and community asset to Atlantic County and the South Jersey region.

The City supports continued federal investment in the 177th Fighter Wing and encourages the United States Air Force to consider the installation for future advanced fighter aircraft missions, including the F-35 Lightning II.

The City further recognizes and appreciates the service of the men and women of the 177th Fighter Wing and their continuing contributions to the defense of our nation and the safety and security of the State of New Jersey.

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Consent Agenda Resolutions:

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

No. 209 of 2026

Subject: Chapter 159 Resolution – NJDOT FY 2025 Safe Streets to Transit Program

Introduced By: Council President Gerety

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 in the amount of \$480,000.00 and wishes to amend its 2026 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 2026 in the sum of \$480,000.00 which item is now available as a revenue from:

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:

NJDOT FY 2025 Safe Streets to Transit Program

\$480,000.00

pursuant to the provision of Statute; and

BE IT FURTHER RESOLVED that a like sum of \$480,000.00 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:

NJDOT FY 2025 Safe Streets to Transit Program

\$480,000.00

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

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No. 210 of 2026

Subject: Chapter 159 Resolution – Green Acres Grant – Defeo Lane Nature Trail

Introduced By: Council President Gerety

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 in the amount of \$116,461.00 and wishes to amend its 2026 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 2026 in the sum of \$116,461.00 which item is now available as a revenue from:

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:

Green Acres Grant – Defeo Lane Nature Trail

\$116,461.00

pursuant to the provision of Statute; and

BE IT FURTHER RESOLVED that a like sum of \$116,461.00 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:

Green Acres Grant – Defeo Lane Nature Trail

\$116,461.00

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

No. 211 of 2026

Subject: Chapter 159 Resolution – 2025-2026 Coastal Resiliency Grant

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Introduced By: Council President Gerety

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 in the amount of \$696,000.00 and wishes to amend its 2026 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 2026 in the sum of \$696,000.00 which item is now available as a revenue from:

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:

2025-2026 Coastal Resiliency Grant \$696,000.00

pursuant to the provision of Statute; and

BE IT FURTHER RESOLVED that a like sum of \$696,000.00 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:

2025-2026 Coastal Resiliency Grant \$696,000.00

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

No. 212 of 2026

Subject: Chapter 159 Resolution – Green Acres Grant – Kern & Fehrle Field

Introduced By: Council President Gerety

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

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WHEREAS, the City of Somers Point has received a grant in the amount of \$350,000.00 and wishes to amend its 2026 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 2026 in the sum of \$350,000.00 which item is now available as a revenue from:

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:

Green Acres Grant – Kern & Fehrle Field \$350,000.00

pursuant to the provision of Statute; and

BE IT FURTHER RESOLVED that a like sum of \$350,000.00 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:

Green Acres Grant – Kern & Fehrle Field \$350,000.00

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

No. 213 of 2026

**Subject: Atlantic County Multi-Jurisdictional Hazard Mitigation Plan
Update**

Introduced By: Council President Gerety

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;

WHEREAS, the hazard mitigation planning process set forth by the Atlantic County Office of Emergency Management offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk and;

WHEREAS, the City previously participated in and adopted the Atlantic County Multi-Jurisdictional Natural Hazard Mitigation Plan by resolution 62 of 2016 and Resolution 94 of 2021 and;

WHEREAS, the City understands the need to remain in compliance with the Disaster Mitigation Act of 2000 in order to be eligible to apply for future federal funding from FEMA for hazard mitigation projects and;

WHEREAS the Atlantic County Multi-Jurisdictional Hazard Mitigation Plan Update shall keep the City in compliance with the Disaster Mitigation Act of 2000.

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

1. The City of Somers Point shall move to participate in the Atlantic County Multi-Jurisdictional Hazard Mitigation Plan Update.
2. Any action proposed by the plan update 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 City's adoption of the final plan update shall be subject to a future resolution at the discretion of the Mayor and Council.

No. 215 of 2026

Subject: A Resolution Amending the 2026 Municipal Budget of the City of Somers Point to Insert a Special Item of Revenue Pursuant to N.J.S.A. 40a:4-87 for a Federal Emergency Management Agency (FEMA) Grant in the Amount of \$82,250.00, and Appropriating a Local Matching Share in the Amount of \$28,750.00 from Capital Account C-04-25-007-019

Introduced By: Council President Gerety

WHEREAS, N.J.S.A. 40A:4-87 and N.J.A.C. 5:30-11.1 et seq. provide that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or 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 an equal amount; and

WHEREAS, the City of Somers Point has been awarded a grant from the Federal Emergency Management Agency (FEMA) in the amount of \$82,250.00, which grant was not anticipated in the 2026 Municipal Budget as adopted; and

WHEREAS, the terms and conditions of said grant require a local matching share in the amount of \$28,750.00, which sum is available and is to be appropriated from Capital Account C-04-25-007-019; and

WHEREAS, the Chief Financial Officer of the City of Somers Point has certified that the above-referenced funds are available for the purposes stated; and

WHEREAS, it is the desire of the governing body of the City of Somers Point to amend its 2026 Municipal Budget to include said amounts as revenue and appropriations in the budget pursuant to the aforesaid law;

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NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Somers Point, County of Atlantic, State of New Jersey, that the Director of the Division of Local Government Services is requested to approve the insertion of a special item of revenue in the 2026 Municipal Budget in the sum of \$82,250.00, which item is now available from the following:

Source	Amount
Miscellaneous Revenue Not Anticipated: FEMA Grant – Gulph Mill Pump Station	\$82,250.00

BE IT FURTHER RESOLVED, that a like sum of \$82,250.00 is hereby appropriated under the caption "FEMA Grant – Gulph Mill Pump Station" for the purposes described in the terms and conditions of said grant; and

BE IT FURTHER RESOLVED, that there be, and there is hereby, appropriated the sum of \$28,750.00 as the required local matching share for said grant, said sum to be funded from Capital Account C-04-25-007-019; and

BE IT FURTHER RESOLVED, that the foregoing amendments be made a part of the 2026 Municipal Budget of the City of Somers Point in accordance with N.J.S.A. 40A:4-87; an

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed with the Director of the Division of Local Government Services along with the required Chapter 159 certification form; and

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Chief Financial Officer for record and to be incorporated into the amended budget of the City of Somers Point for the year 2026.

No. 216 of 2026

Subject: Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the FY 2027 Local Aid Infrastructure Fund – West Laurel Drive

Introduced By: Council Members Johnston and McGuigan

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-Somers Point City-00021 to the New Jersey Department of Transportation on behalf of the City of Somers Point.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Somers Point and that their signature constitutes

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acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

No. 217 of 2026

Subject: Authorizing Advertising Bids for FY 25 Municipal Aid – Ambler Avenue

Introduced By: Council Members Johnston and McGuigan

WHEREAS, the governing Body of the City of Somers Point has determined that it is the best interest of the City to reconstruct Ambler Avenue from Massachusetts Avenue to Bala Drive; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Engineer is hereby authorized to prepare plans and specifications for the reconstruction of Ambler Road; and

BE IT FURTHER RESOLVED that the City Clerk is authorized to advertise for bids in conformance with N.J.S.A. 40A:11-1 et seq., said bids to be received in the City Clerk's office at a time established thereafter in accordance with the specifications and in conformance with N.J.S.A. 40A:11-1 et seq.

No. 218 of 2026

Subject: Authorizing Advertising Bids for FY 25 Safe Streets to Transit - Broadway

Introduced By: Council Members Johnston and McGuigan

WHEREAS, the governing Body of the City of Somers Point has determined that it is the best interest of the City to install sidewalk along the waterward side of Broadway; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Engineer is hereby authorized to prepare plans and specifications for the FY 25 – Safe Streets to Transit - Broadway; and

BE IT FURTHER RESOLVED that the City Clerk is authorized to advertise for bids in conformance with N.J.S.A. 40A:11-1 et seq., said bids to be received in the City Clerk's office at a time established thereafter in accordance with the specifications and in conformance with N.J.S.A. 40A:11-1 et seq.

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No. 219 of 2026

Subject: Authorizing Advertising Bids for FY 26 Municipal Aid - Broadway

Introduced By: Council Members Johnston and McGuigan

WHEREAS, the governing Body of the City of Somers Point has determined that it is the best interest of the City to reconstruct Broadway from Mays Landing Road to JFK Park; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Engineer is hereby authorized to prepare plans and specifications for the reconstruction of Broadway; and

BE IT FURTHER RESOLVED that the City Clerk is authorized to advertise for bids in conformance with N.J.S.A. 40A:11-1 et seq., said bids to be received in the City Clerk's office at a time established thereafter in accordance with the specifications and in conformance with N.J.S.A. 40A:11-1 et seq.

No. 220 of 2026

Subject: Authorizing City Administrator to Sign NJDOT Federal Aid Agreement for FY 24 Safe Routes to School (Federal Project No. D00S990; NJDOT Job No. 5521311)

Introduced By: Council Members Johnston and McGuigan

WHEREAS, the City has received a \$771,000 grant from the FY 24 Safe Routes to School program for construction of safety improvements along West Laurel Drive and the bike path; and

WHEREAS, the City is required to sign the Federal Aid Agreement / Federal Aid Cost Reimbursement Agreement (Agreement No: 2026-DT-BLA-947) prior to construction; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Administrator is hereby authorized to sign the Federal Aid Agreement / Federal Aid Cost Reimbursement Agreement (Agreement No: 2026-DT-BLA-947)

No. 221 of 2026

Subject: Authorizing Request for Proposals for Consulting Engineer for Construction Management for FY 24 Safe Routes to School Project

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Introduced By: Council Members Johnston and McGuigan

WHEREAS, the City has received a \$771,000 grant from the FY 24 Safe Routes to School program for construction of safety improvements along West Laurel Drive and the bike path; and

WHEREAS, the City has advertised bids for the construction of the project and anticipates awarding a construction contract in October 2026; and

WHEREAS, the grant requirements prohibit the design engineer, who is the City Engineer, from also providing construction management services; and

WHEREAS, the City requires consulting engineering for construction management services for the project; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the City Administrator is hereby authorized to solicit proposals for consulting engineering for construction management services for the FY Safe Routes to School Project

Old Business:

None

New Business:

On the motion of Council Member Dill, seconded by Council Member Johnston and carried to approve an application for a Social Affair Permit for the Grace Lutheran Church for an event on 10/16/2026 from 5 P.M. to 7 P.M.

Council President Gerety extended an invite to the public for the Informal Bay Avenue Community Conversation on Tuesday, September 15, from 6 PM to 7:30 PM at Somers Point City Hall. Council then discussed methods of notifying the residents of Somers Point, the costs behind it, and who is permitted to attend.

Discussion of Bills:

Administrator Frost reported a Bill List dated 8/25/2026 in the amount of \$1,652,328.86, a Record of Payment dated 7/30/2026 in the amount of \$5,861.28, and an additional Record of Payment dated 8/10/2026 in the amount of \$324.886.82.

Public Portion:

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Council President Gerety duly opened the meeting to the public.

Bob Lawless of Somers Point gave his thoughts about the Informal Bay Avenue Community Conversation and recommended having a suggestion box for residents to share their ideas.

Brandon of Somers Point stated he feels Somers Point needs more family homes instead of condos and rental units to preserve the small-town feel.

Maggie Nash of Somers Point requested that a Council Member be a Somers Point Liaison for the Mainland Board of Education meetings.

Maureen Helbig of Somers Point asked for an explanation on the mentioned potential conceal carry resolution. She also requested clarification on the Sunshine Law regarding the Informal Bay Avenue Community Conversation meeting.

Greg Ogdon of Somers Point thanked Council and the Chief of Police for following up with his noise complaint regarding Pablo and mentioned improvements. He also recommended that the City utilize low frequency measurements to enforce lower music levels at bars and restaurants.

Patrick Aiken, owner of A&A Towing, aired his grievances toward the City for violations he has received over the years in regard to his towing company. In addition, he expressed concerns regarding the other tow company in the City.

John Helbig of Somers Point recommended that any development plans on MacArthur Blvd should be heard in front of the Zoning Board.

Levi Fox of Somers Point seconded John Helbig's comment. He also made complaints about the 90 Broadway demolition and redevelopment.

Kim O'Brien of Somers Point inquired about the MacArthur Blvd property. She applauded the idea of the Bay Avenue meeting and suggested it be recorded. She also thanked Council for volunteering Liaisons for the Somers Point School Board Meetings.

Hearing nothing further from the public, the public hearing was duly closed.

Payment of Bills:

M/S: Johnston/Dill

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

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Comments from Governing Body:

Council Member McGuigan honored Tom Major, an Air Force Veteran, and wished him a happy 95th birthday.

Recess:

The Governing Body recessed briefly at 9:02 p.m. before going into Executive Session at 9:10 p.m.

Reconvene:

Council President Gerety reconvened the Governing Body to Open Session at 10:45 p.m.

Adjournment:

There being no further business to come before City Council, Council Member Johnston moved, Council Member Dill seconded and carried to adjourn the meeting at 10:45 p.m.

Respectfully submitted,

Shelby Heath, RMC
Municipal Clerk
Approved: 9/10/2026