

Borough of Surf City
Governing Body Meeting Minutes

Mayor F. Hodgson called the meeting to order, reading the following statement: in compliance with the Open Public Meetings Act of the State of New Jersey, adequate notice of this meeting of the Borough Council has been provided to three newspapers and published in the February 18, 2021 issue of the Beach Haven Times. Due to the COVID-19 pandemic, this meeting took place on a remote platform called GoTo Meeting. Notice of directions and call-in information had been published in the same edition of the Beach Haven Times and posted on the Borough website.

Roll call reflected the following members present: Councilman John G. Hadash, Councilman Peter Hartney, Council President John Klose, Councilman James B. Russell, Councilwoman Jaqueline L. Siciliano & Mayor Francis R. Hodgson. Absent: Councilman William D. Hodgson.

All present joined Mayor F. Hodgson in a salute to the Flag.

Councilman Russell moved to approve the minutes from the April 14, 2021 regular meeting. Council President Klose seconded the motion. With a vote in the affirmative, the minutes were approved as presented.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve the introduction and first reading by title for Ordinance 2021-10. Council President Klose seconded the motion. With a vote in the affirmative, the following title was read and approved.

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "REVISED GENERAL ORDINANCES OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, 2000" AS THE SAME IN CHAPTER 19 PERTAINS TO "BEACH RESORT REGULATIONS".

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Hartney moved to open the public hearing for Ordinance 2021-08. Councilman Hadash seconded the motion. With a vote in the affirmative, the public hearing was opened.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson. Hugh Giordano, of Blackwood, NJ, was present to represent Local Union 1262. He requested that the Ordinance be tabled to be reconsidered for medical marijuana storefronts. Mayor F. Hodgson provided clarification that this ordinance does not prohibit medical use, only storefronts.

Councilman Russell moved to close the public hearing for Ordinance 2021-08. Council President Klose seconded the motion. With a vote in the affirmative, the public hearing was closed. Roll

call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve the adoption and second reading by title for Ordinance 2021-08. Councilman Hadash seconded the motion. With a vote in the affirmative, the following was adopted.

AN ORDINANCE OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN THE BOROUGH'S GEOGRAPHICAL BOUNDARIES AND ESTABLISHING CHAPTER XV OF THE BOROUGH CODE OF THE BOROUGH OF SURF CITY ENTITLED "SALE OF CANNABIS PROHIBITED".

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Philip Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six (6) marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis

delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, Section 3 of the Act defines a “cannabis establishment” as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”; and

WHEREAS, Section 31a of the Act authorizes municipalities to adopt by ordinance regulations governing the number of (1) cannabis establishments, (2) cannabis distributors and (3) cannabis delivery services, except for the delivery of cannabis items and related supplies by a cannabis delivery service based and initiated from outside of the municipality; and

WHEREAS, Section 31a of the Act also authorizes municipalities to adopt by ordinance regulations governing the local licensing endorsement, location, manner and times of operation of cannabis establishments and cannabis distributors, and the location and manner of cannabis delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, Section 31b of the Act authorizes municipalities to prohibit by ordinance the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality, except for the delivery of cannabis items and related supplies by a delivery service based and initiated from outside of the municipality; and

WHEREAS, Section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to Section 31b of the Act, the failure to do so shall mean that for a period of five (5) years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five (5) year period following a failure to enact local regulations or prohibitions, the municipality shall again, in 2026, have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating with appropriate approvals within the municipality; and

WHEREAS, the governing body of the Borough of Surf City has determined that, due to the detrimental impacts that permitting one or more classes of cannabis business might have on New Jersey municipalities in general, and on our community in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Borough of Surf City’s residents and members of the public who visit, travel, or conduct business in the Borough of Surf City, to amend the Borough of Surf City’s regulations to prohibit all manner of cannabis/marijuana-related business within the geographic boundaries of Borough of Surf City; and

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Surf City, County of Ocean, State of New Jersey, as follows:

SECTION 1. The Borough Code of the Borough of Surf City is hereby amended and supplemented to establish new Chapter XV entitled “Sale of Cannabis Prohibited” which shall read as follows:

CHAPTER XV

SALE OF CANNABIS PROHIBITED

15-1 DEFINITIONS.

For purposes of this Chapter, the following definitions shall apply:

“*Cannabis*” means all parts of the plant *Cannabis sativa* L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16 for use in cannabis products as set forth in this act, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. “Cannabis” does not include: medical cannabis dispensed to registered qualifying patients pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L. 2009, c.307 (C.24:61-1 et al.) and P.L. 2015, c. 158 (C.18A:40-12.22 et al); marijuana as defined in N.J.S.2C:35-2 and applied to any offense set forth in chapters 35, 35A, and 36 of title 2C of the New Jersey Statutes, or P.L. 2001, c.114 (C.2C:35B-1et seq.), or marijuana as defined in section 2 of P.L. 1970, c.226 (C.24:21-2) and applied to any offense set forth in the “New Jersey Controlled Dangerous Substances Act,” P.L. 1970, c.226 (C.24:21-1 et al); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the “New Jersey Hemp Farming Act,” P.L. 2019, c.238 (C.4:28-6 et al).

“*Cannabis cultivator*” means any licensed person or entity that grows, cultivates, or produces cannabis in this State, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“*Cannabis delivery service*” means any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer.

“*Cannabis distributor*” means any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment

to another class of licensed cannabis establishment and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities.

“*Cannabis establishment*” means a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

“*Cannabis manufacturer*” means any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“*Cannabis retailer*” means any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer.

“*Cannabis wholesaler*” means any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers.

15-2 CANNABIS ESTABLISHMENTS, DISTRIBUTORS AND DELIVERY SERVICES PROHIBITED.

Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Borough of Surf City, except for the delivery of cannabis items and related supplies by a licensed cannabis delivery service based and initiated from a cannabis delivery service licensed location outside of the Borough of Surf City.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid of unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 4. This ordinance shall take effect after public reading and publication as required by law.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to open the public hearing for Ordinance 2021-09. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the public hearing was opened. Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson. There were no comments. Councilman Russell moved to close the public hearing for Ordinance 2021-09. Councilman Hartney seconded the motion. With a vote in the affirmative, the public hearing was closed. Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson. Councilman Russell moved to approve the adoption and second reading by title. Councilman Hadash seconded the motion.

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5%, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate, as an exception, to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Surf City in the County of Ocean finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5% percent increase in the budget for said year amounting to \$219,244.27 in excess of the increase in final appropriations, otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized, hereinabove, that is not appropriated, as part of the final budget, shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council, of the Borough of Surf City, in the County of Ocean, a majority of the full authorized membership of this governing body, affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Surf City shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be

increased by three and one half (3.5 %) percent, amounting to \$219,244.27 and that the CY 2020 Municipal Budget for the Borough of Surf City be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated, as part of the final budget, shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance, as introduced, be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

SECTION II

All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION III

If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

SECTION IV

This ordinance shall take effect immediately after final passage, according to law.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve Resolution 2021-84. Council President Klose seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Surf City has been declared eligible to participate in the program by the Division of Local government Services, and

the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2021 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Surf City that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

The following votes were in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve Resolution 2021-85. Councilman Hartney seconded the motion. With a vote in the affirmative, the following was approved.

BE IT RESOLVED by the Borough Council of the Borough of Surf City, County of Ocean that the budget, hereinbefore set forth, is hereby adopted and shall constitute an appropriation

for the purposes stated, herein set forth, as appropriations and authorization of the amount of \$4,710,380.00 to be raised by taxation for Municipal purposes.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve Resolution 2021-86. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, the Borough of Surf City desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$50,000.00 to carry out a project to make improvements to the playground at Division Avenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Surf City authorize the application for such a grant; and,

2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between Borough of Surf City and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Hartney moved to approve Resolution 2021-87. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, it has been recommended by the State of New Jersey and the Tax Collector that the municipality should consider mailing estimated tax bills for the 2021 3rd Quarter tax cycle: and

NOW, THEREFORE, BE IT RESOLVED that the Surf City Collector of Taxes is hereby authorized to proceed with mailing estimated tax bills for the 2021 3rd Quarter tax cycle: and

BE IT FURTHER RESOLVED as follows:

1. The estimated tax rate is \$.883 per hundred dollars of assessed value.
2. This bill is payable on August 1, 2021 and allows for the usual 10-day grace period, postmark is not accepted.

3. When the 2021 tax rate for the Borough of Surf City has been certified by the Ocean County Tax Board, the Tax Collector will send another bill reflecting the final tax payment due on November 1, 2021 and preliminary payments due February 1 and May 1, 2021. This final bill will reflect the total taxes billed for the calendar year 2021.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilwoman Russell moved to approve Resolution 2021-88. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, Pursuant to Ordinances 04-09 and 04-11, a performance guarantee may be posted with the Borough for permanent curb installation at the time of exchange of ownership; and

WHEREAS, the below listed person(s) posted a guarantee in the corresponding amount prior to the exchange of ownership; and

WHEREAS, The Zoning Official made a final inspection and approved same to be in conformance with the Borough ordinances; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, that the following guarantee may be released.

William Trefz for curbing at 286 N. 10th Street in the amount of \$4,000.00.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell moved to approve Resolution 2021-89. Council President Klose seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Surf City that the Chief Financial Officer be and is hereby authorized to pay the State of New Jersey, Department of Environmental Protection Environmental Regulation fee in the amount of \$1,050.00.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Mayor F. Hodgson directed the Borough Clerk to write a letter to the NJDEP requesting specific details about the aforementioned fee. He then provided the March 2021 Chief Financial Officer and Municipal Court reports.

Councilman Hadash provided the April 2021 sanitation report. He commented on a sanitation truck being repaired and the increased population. He then moved Resolution 2021-92. Council

President Klose seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED that the following part-time laborers be appointed in the Department of Public Works on an as needed basis at the corresponding rates, effective May 1, 2021 terminating September 30, 2021, as follows.

Michael McCarthy at \$13.00 per hour.

The following votes were in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Councilman Russell informed everyone that May 29th the Beach Patrol would be conducting try-outs. That same day, he would be hosting the annual Memorial Day service. The service will be abbreviated this year. Councilman Russell also commented on the grant application for playground improvements.

Councilwoman Siciliano let everyone know that the N. 4th and N. 7th Street projects were completed, as per the Borough Engineer. On April 29th, she attended the pre-construction meeting for the parking lot improvements. The Department of Public Works would make hot patch improvements prior to Memorial Day. Street sweeping and the Shore Avenue bulkhead repairs have been completed. Councilwoman Siciliano also commented on the detour planned for Roue 72 for Friday, May 15th.

Councilman Hartney commented on the busyness of the beach badge booth and provided the report of sales. He advised all that the Borough was still hiring for the beach badge booth and that applications were available on the website. Councilman Hartney submitted comments to the Bureau of Ocean Energy Management in relation to the windmills and spoke about the climate change regulations coming forth from the NJDEP. He then moved Resolution 2021-91. Councilwoman Siciliano seconded the motion. With a vote in the affirmative., the following was approved.

NOW, THEREFORE, BE IT RESOLVED that the following listed individual is appointed as seasonal/on call employees in the Police Department at the corresponding hourly rate of pay. Said appointment is on an as needed basis, and shall terminate on December 31, 2021:

Lilli Santella - Class I Special Officer \$12.00 per hour

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Mayor F. Hodgson commented that Councilman Wm. Hodgson was not in attendance because he was excused to see his nephew graduate law school in Florida.

Council President Klose moved to approve Resolution 2021-90, he commented that it was going to be expensive but necessary. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Surf City authorize the Borough Engineer to draft specs and plans to bid the painting of the water tower on N. 9th Street.

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Wm. Hodgson.

Council President Klose moved to pay the bills. Councilwoman Hartney seconded the motion. With a vote in the affirmative, the bills were approved to be paid.

BE IT RESOLVED BY COUNCIL OF THE BOROUGH OF SURF CITY, N.J. that the appurtenances known as "Scheduled Payment Reports" containing vouchers to be paid in the total amounts of:

Water & Sewer	\$253,605.53
Current	\$497,424.04
Payroll Account	\$184,620.60
Dog License Account	\$7.20
Ice Cream Vendor Account	\$0.00
Escrow Release	\$0.00
Tax Certificate Account	\$0.00

are hereby ordered paid and the Mayor and Clerk are authorized to draw an order upon the Borough Treasurer for same.

Approved by: Council President Klose
Councilman Hartney
Councilman Russell

Dated: May 12, 2021.

/s/ Francis R. Hodgson, Mayor

Roll call reflected the following votes in approval: Mr. Hadash, Mr. Hartney, Mr. Wm. Hodgson, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Mayor F. Hodgson called for any comments from the public. There were no comments.

Councilman Russell moved to adjourn the meeting. Council President Klose seconded the motion. With a vote in the affirmative, the meeting was adjourned.

Respectfully submitted,

A handwritten signature in blue ink that reads "Christine Hannemann". The signature is written in a cursive, flowing style.

Christine Hannemann, RMC/CMR/QPA
Borough Clerk/Administrator