

Borough of Surf City  
Governing Body Meeting Minutes

Councilman Hartney 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 June 17, 2021 issue of the Beach Haven Times.

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

Borough Attorney, Christopher J. Connors was also present.

All present joined Councilman Hartney in a salute to the Flag.

Councilman Russell moved to approve the minutes from the July 14, 2021 regular meeting. Councilman Hadash 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. Wm. Hodgson, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Klose.

Councilwoman Siciliano moved to open the public hearing for Ordinance 2021-11. Councilman Russell seconded the motion. With a vote in the affirmative of the members present, the public hearing was opened. There were no comments. Councilman Russell moved to close the public hearing for Ordinance 2021-11. Councilwoman Siciliano seconded the motion. With a vote in the affirmative of the members present, the public hearing was closed.

Councilwoman Siciliano moved to approve the adoption and second reading by title for Ordinance 2021-11. Councilman Russell seconded the motion. With a vote in the affirmative, the following was adopted.

BOND ORDINANCE PROVIDING FOR THE 2021 ROAD IMPROVEMENT PROJECT,  
APPROPRIATING \$700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$665,000 BONDS  
AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE  
BOROUGH OF SURF CITY, IN THE COUNTY OF OCEAN, NEW JERSEY.

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF SURF CITY, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Surf City, in the County of Ocean, New Jersey (the "Borough"). For the improvements or purposes described in

Section 3, there is hereby appropriated the sum of \$700,000, said sum being inclusive of all appropriations heretofore made therefor, including \$372,200 grant funds expected to be received from the New Jersey Department of Transportation (NJDOT), and the sum of \$35,000 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$665,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, 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 improvements hereby authorized and the purposes for which the obligations are to be issued consist of the 2021 Road Improvement Project, including, but not limited to, improvements to North 1st Street and North 3rd Street located in the Borough, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$665,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$700,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$700,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$35,000 down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the 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 such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. 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 a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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 Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$665,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$80,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough 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 Borough, and, unless paid from other

sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

Councilman Russell moved to approve Resolution 2021-120. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, the Borough of Surf City, New Jersey desires to amend the 2021 Temporary Capital Budget of said municipality by increasing the amount thereon to repair and reconstruct various roads and related expenses, for the Borough of Surf City.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City, County of Ocean, New Jersey, as follows:

Section 1. The 2021 Capital Budget of the Borough of Surf City is hereby amended by adding thereto a Schedule to read as follows:

AMENDMENT #2 CAPITAL BUDGET OF THE  
Projects Schedules for 2021 Method of Financing

PROJECT	EST. COST	CAPITAL IMP. FUND	CAPITAL SURPLUS	GENERAL BONDS	CAPITAL RESERVE
Repair & Reconstruction of Various Roads	\$700,000	\$35,000		\$665,000	

Section 2. The Clerk be and is authorized and directed to file two certified copies of this resolution with the Division of Community Affairs, State of New Jersey, within three days after the adoption of these projects to be included in the 2021 Capital Budget as adopted.

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

Councilman Wm. Hodgson moved to approve Resolution 2021-121. Councilman Hadsash seconded the motion. With a vote in the affirmative, the following was approved.

RESOLUTION OF THE BOROUGH OF SURF CITY AUTHORIZING THE ACCEPTANCE OF THE  
STATE OF NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE

ATTORNEY GENERAL SFY21 BODY WORN CAMERA GRANT PROGRAM FOR THE AWARD PERIOD OF JANUARY 1, 2021 THROUGH DECEMBER 31, 2025.

WHEREAS, the Borough of Surf City desires to accept funding in the amount of \$26,494.00 with no match under the SFY21 Body Worn Camera Grant Program, State Account No. BFY21-100-066-1020-495, Award Number 21-BWC; and

WHEREAS, the Borough of Surf City has reviewed the accompanying application and has approved site requests; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety Office of the Attorney General and the Borough of Surf City Police Department for the purpose described in the application; and

NOW, THEREFORE, BE IT RESOLVED on this 11<sup>th</sup> day of August 2021 by the Governing Body of the Borough of Surf City and State of New Jersey, that:

1. As a matter of public policy, the Borough of Surf City Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety, Office of the Attorney General;
2. The Attorney General will receive funds on behalf of the applicant;
3. The Attorney General will be responsible for the receipt and review of the application for said funds;
4. The Office of the Attorney General will initiate allocations to each applicant as authorized.

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

Councilman Russell moved to approve Resolution 2021-122. Councilman Hadash seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that the \$100.00 on-call pay afforded to those lifeguards, beach badge sellers, Class I & II and Code Enforcement Officers who have continued employment to the end of the season will only be paid to those who have worked the entire summer season.

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

Councilman Wm. Hodgson moved to approve Resolution 2021-123. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Surf City that Damian G. Murray be appointed as the Municipal Court Judge effective September 1, 2021 through August 31, 2024 at the rate of \$18,920 per year.

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

Councilman Russell moved to approve Resolution 2021-124. Councilman Hadash 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 Annual Operation Fee invoice in the amount of \$720.00.

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

Councilman Siciliano moved to approve Resolution 2021-125. Councilman Wm. Hodgson seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, the Women's Auxiliary of the Surf City Vol. Fire Company #1 and EMS has applied for a license for an on-premise 50/50 raffle to take place on September 25, 2021; and

WHEREAS, pursuant to N.J.A.C. 13:45-2.1, the Surf City Vol. Fire Company #1 and EMS has obtained ID number 485-9-17286 from the Legalized Games of Chance Control Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Surf City that license 21-06 be issued for on-premise 50/50 raffle to be held on September 25, 2021 from 2 pm to 7 pm; and

BE IT FURTHER RESOLVED that the Municipal fee for said license be and is hereby waived in accordance with Ordinance 95-4.

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

Councilman Wm. Hodgson moved to approve Resolution 2021-126. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved.

WHEREAS, the Women's Auxiliary of the Surf City Vol. Fire Company #1 and EMS has applied for a license for an off-premise 50/50 raffle to take place on September 25, 2021; and

WHEREAS, pursuant to N.J.A.C. 13:45-2.1, the Surf City Vol. Fire Company #1 and EMS has obtained ID number 485-9-17286 from the Legalized Games of Chance Control Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Surf City that license 21-06 be issued for off-premise 50/50 raffle to be held on September 25, 2021 from 2 pm to 7 pm; and

BE IT FURTHER RESOLVED that the Municipal fee for said license be and is hereby waived in accordance with Ordinance 95-4.

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

Councilman Hartney read the Municipal Court and Chief Financial Officer's report for the month of June 2021.

Councilman Hadash provided the sanitation report for the month of July. He thanked Bob McGowan and all the department staff. The Borough mechanic, the water department employees and the grounds keeper are all collecting trash. The department is very short handed and is doing their best to see to it that the sanitation collection remains uninterrupted.

Councilman Russell provided the monthly lifeguard report. He made comments about the LIT program members that will be ready to become lifeguards next year. The lifeguards have been making the town proud by doing so well in the lifeguard tournaments. In other good news, the gator program is being well received. He also complimented on the newly installed flag pole at Richard. Zacharaie Park.

Councilman Wm. Hodgson provided the statistical report for the police department. The Borough had recently received a non-match grant from the State for body worn cameras. The grant should cover the maintenance for about three years. He had mentioned a letter commending Patrolman John Boyne. Councilman Wm. Hodgson moved Resolution 2021-117. Mr. Russell seconded the motion. With a vote in the affirmative.

BE IT FURTHER RESOLVED that Gayle Jarema be and are hereby appointed in the municipal offices as a part time clerk, without benefits, at the rate of \$15 per hour, effective July 26, 2021 terminating December 31, 2021.

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

Councilwoman Siciliano commented that the Department of Public Works continues to repair potholes and street ends.

Councilman Hartney mentioned that the Tuesday morning bay beach program has had about thirty people regularly attending. There are about three or four weeks left of the program. He provided the sales report for beach badge sales. Councilman Hartney moved Resolution 2021-119. Councilman Russell seconded the motion.

NOW, THEREFORE, BE IT RESOLVED that Florence Calise is appointed as a seasonal employee in the Bathing Beach Department, effective as of this date unless otherwise noted, and shall terminate on September 6, 2021 at \$12 per hour.

BE IT FURTHER RESOLVED, that Evan Sprague be appointed as a fill in supervisor at 13.50 per hour effective this date and shall terminate on September 6, 2021.

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

Chairman Hartney reported for Council President Klose that the water service on N. 5<sup>th</sup> Street has been completed and that the fire hydrant had been repaired at the corner of N. 11<sup>th</sup> & Barnegat Avenue. He also commended public works for the great job they have been doing.

Councilman Hartney addressed a letter from Alyssa Yarosz requesting a memorial bench. It was agreed that the property committee would oversee the request. He then read a request from Bob Long to host a camp out for Boy Scout Troop 44. Councilman Russell moved to approved the request. Councilman Hadash seconded the motion. With a vote in the affirmative, the request was approved. Roll call reflected the following votes in approval: Mr. Hadash, Mr. Wm. Hodgson, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Klose.

Councilman Wm. Hodgson moved to approve to pay the bills. Councilwoman Siciliano seconded the motion. With a vote in the affirmative of the members present, 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	\$194,690.91
Current	\$800,953.13
Payroll Account	\$342,426.63
Dog License Account	\$13.80
Ice Cream Vendor Account	\$0.00
Escrow Release	\$0,000.00
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: August 11, 2021

/s/ Francis R. Hodgson, Mayor

Councilman Hartney called for any comments from the public.

Gerry Little from N. 9<sup>th</sup> Street expressed sympathy to Chris Connors on behalf of himself and the remaining County Commissioners for the loss of his mom, Lorraine Connors. He was present to report that Ocean County has made substantial upgrades to the facility in Lakewood. He also informed the public of the items that can now be recycled. The County requests that the public

try to clean the recyclable items so that they can be marketed and sold at a better price. Recycling reduces the tipping fees because those items will not end up the landfill. Ocean County is the only County in the State that provides a grant for the tonnage of recyclables for each municipality.

With no further comments, Councilman Russell moved to adjourn the meeting. Councilman Hadash seconded the motion. The meeting was adjourned.

Respectfully submitted,

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