

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 January 30, 2020 issue of the Beach Haven Times. Due to the COVID-19 pandemic, this meeting took place on a remote platform called GoTo Meeting during the regularly scheduled time. Notice of directions and call-in information were also published in the September 24, 2020 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, Councilman William D. Hodgson, Councilman James B. Russell, Councilwoman Jaqueline L. Siciliano & Mayor Francis R. Hodgson. Absent: none.

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

Councilman Russell moved to approve the regular minutes from the September 9, 2020 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. Wm. Hodgson, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilman Hartney moved to open the public hearing for Ordinance 2020-07. Councilman Russell 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. Wm. Hodgson, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. There were no comments. Councilwoman Siciliano moved to close the public hearing for Ordinance 2020-07. Councilman Russell 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. Wm. Hodgson, Mr. Klose, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Councilman Russell moved to approve the adoption and second reading by title for Ordinance 2020-07. Council President Klose seconded the motion. With a vote in the affirmative, the following title was read and approved.

AN ORDINANCE AMENDING AN ORDINANCE OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, 2000" CHAPTER 30 ENTITLED ZONING SECTIONS 30-11.2(i) & 30-15.6(c).

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Surf City, as follows.

SECTION 1

Section 30-11.2(i) entitled “Area Provisions and Exceptions” is hereby added, as follows. A home generator platform, not to exceed four feet by eight feet, shall not be counted in the calculation of lot coverage and shall not encroach any setback by more than four feet.

SECTION 2

Section 30-15.6(c) entitled “Certificate of Zoning Occupancy Required for Transfer of Title to Existing Structures” is hereby amended, as follows. The applicant shall be required to complete an application to be filed with the Zoning Officer and submit with a fee of \$75 per unit, a current plot plan, and flood elevation certificate to be in the purchaser’s name. A fee of \$25 shall be submitted for each reinspection.

SECTION 3

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 4

This ordinance shall take effect immediately upon its enactment after a second reading and publication, as required by law.

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.

Councilman Russell moved to the approve Resolution 2020-133. Council President Klose seconded the motion. With a vote in the affirmative, the following was approved.

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING AN ADDENDUM TO THE CONTRACT WITH A.C. SCHULTES WELL SERVICE
FOR EMERGENCY REPAIRS TO WELL NO. 5 AND WATER SUPPLY SYSTEM IN ACCORDANCE
WITH N.J.S.A. 40A:11-6.

WHEREAS, a contract was previously awarded to A.C. Schultes Well Service for the emergency repairs to Well No. 5 and the water supply system; and

WHEREAS the original contract was in an amount not to exceed \$60,000; and

WHEREAS, Change Order No. 1. increased the contract by \$6,619 to \$66,619; and

WHEREAS the Governing Body wishes to authorize Change Order No 1.; and

WHEREAS this change order amounts to a total of less than twenty (20%) percent of the original contract awarded to the contractor; and

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

1. That the Governing Body does hereby authorize the execution of an addendum to the contract with A.C. Schultes Well Service for the emergency repairs to Well No. 5 and the water supply system to provide for an increase in the contract price from \$60,000 to \$66,619.
2. That a certified copy of this resolution be forwarded to the Director of the Division of Local Government Services.

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.

Councilwoman Siciliano moved to the approve Resolution 2020-134. Councilman Hartney 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 guarantees be released.

- Stephanie McCavitt in the amount of \$3,000 for 27 N. 7th Street.
- Thomas Lynch in the amount \$2,400 for 2212 N. Central Avenue

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.

Council President Klose moved to the approve Resolution 2020-135. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED that authorization be and is hereby given to Mayor F. Hodgson to proceed with sending his Fall 2020 letter to the Borough taxpayers.

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.

Council President Klose moved to the approve Resolution 2020-136. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT TO LEVEL-1 CONSTRUCTION, INC. FOR THE 2020 VERTICAL
PRESSURE FILTER AND AERATOR MAINTENANCE WORK

WHEREAS, the Borough of Surf City duly advertised for the receipt of bids for the 2020 Vertical Pressure Filter and Aerator Maintenance Work; and

WHEREAS, in response to the invitation to bidders, six (6) bids were received on October 8, 2020; and

WHEREAS, the bids were reviewed by the Borough Engineer and it has been determined that Level-1 Construction, Inc. has submitted the lowest responsible bid in accordance with the bid specifications, said bid being \$153,000.00; and

WHEREAS, it is the desire of the governing body to award a contract for the 2020 Vertical Pressure Filter and Aerator Maintenance Work to Level-1 Construction, Inc., the lowest responsible bidder.

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

1. That the governing body does hereby award a contract for the 2020 Vertical Pressure Filter and Aerator Maintenance Work to Level-1 Construction, Inc. at \$153,000.00.
2. That the Mayor and Municipal Clerk are hereby authorized to execute a contract with Level-1 Construction, Inc. in accordance with the bid submitted by Level-1 Construction, Inc., and the bid specifications.
3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract: C-08-55-909-908.
4. That a certified copy of this resolution, together with a copy of the contract between the parties, be forwarded to the Chief Financial Officer and to Level-1 Construction, Inc.

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.

Councilman Hadash provided the sanitation report for September 2020 and moved to the approve Resolution 2020-137. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved.

NOW, THEREFORE, BE IT RESOLVED that Gary Ruhmshottell be appointed in the Department of Public Works as part-time laborer on an as needed basis at the rate of \$13.00 per hour without benefits, effective October 7, 2020 until December 31, 2020.

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.

Councilman Russell commented on the new garage, behind the police department, donated by a generous benefactor. The slab is currently poured, and it will be ready to use soon. The pigtales for the holiday lights have been installed. And the lights for the LED light grant program have also been installed in Borough Hall. He expressed his appreciation to the taxpayer's association for their generous donation to purchase digital radios for the Beach Patrol.

Councilman Wm. Hodgson provided the statistical report for the month of September 2020. Councilman Hodgson thanked all the members of the public that donated to the school supply drive and the fill a cruiser event. The Surf City Taxpayer's Association honored first responders in a ceremony held at Veteran's Park. The police department is very humbled and deeply appreciative of the gesture. He went on further to comment on a car theft ring that had recently preyed on the Borough, reminding the public to lock their vehicles. To conclude, Councilman Wm. Hodgson announced that Trunk or Treat will be held on October 24, 2020 and due to COVID-19, a ticket would be required to attend.

Councilwoman Siciliano announced that the Public Works Department continues to fill potholes and repair street end barricades as needed. The non-working pumps on 9th Street were replaced and installment is now completed. She also provided that on September 29th, there was a pre-construction meeting for the upcoming road project on 4th and 7th Streets. The work on 4th Street will be from Barnegat Avenue to Shore Avenue while the work on 7th Street encompasses Barnegat Avenue to the bulkhead. Test pits have been completed and some natural gas pipes will need to be relocated. We anticipate that this project will be complete before the end of the year. Residents of those blocks will be notified. Surf City was notified via an October 5th letter that we've been awarded a CBDG grant in the amount of \$34,000 which will be used for our parking lot, providing smooth, easy, and compliant access to the garage that houses the beach wheels.

Councilman Hartney commented on the condition of the beaches. The coastal engineers from the NJDEP have been in town recently to conduct surveys on recent replenishment projects. Councilman Hartney finalized his committee report with data from the beach revenue analysis report.

Mayor F. Hodgson mentioned that a resolution should be drafted by the Borough Clerk thanking the Surf City Taxpayer's Association for all that they do. Councilwoman Siciliano moved that a resolution should be drafted. Councilman Russell seconded the motion. With a vote in the affirmative, the motion was approved. 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.

Council President Klose stated that Well No. 5 had a shaft that was broken in two places. He also commented on the generator at Well No. 7 being repaired. The recent bid award on the filters and aerators would bring all the filters into good shape.

A letter was received from Laurie Felber to request permission for a memorial bench to honor her parents to be located at N. 9th & the Bay. Councilman Russell moved to approve the requests with oversight from the Borough Superintendent. Councilman Hartney seconded the motion. With a vote in the affirmative, the request was approved. 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.

A letter received from Andrew Warren to request permission for a memorial bench to honor Drew Cisek to be located at N. 22nd & the Ocean. Councilman Russell moved to approve the requests with oversight from the Borough Superintendent. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the request was approved. 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 referred to a letter written to Mayor & Council dated September 22, 2020 from resident, Jim Binder. Mr. Binder has a neighbor that has a fire pit which is causing him an inconvenience. The Police Department had checked on the matter and found that this type of fire pit did not required a permit under State regulations and advised that this was civil matter. Mr. Binder had suggested a fire pit ban from October to April. Councilmen Russell and Hartney agreed that this would be difficult to enforce. The Borough Clerk would communicate to Mr. Binder that the ordinance would remain the same, but our office would monitor for further complaints.

Councilman Russell moved to pay the bills. Councilwoman Siciliano 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	\$52,321.95
Current	\$523,509.12
Payroll Account	\$245,872.82
Dog License Account	\$10.20
Ice Cream Vendor Account	\$0.00
Escrow Release	\$15,010.00
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: October 14, 2020.

/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.

Council President Klose moved to adjourn the meeting. Councilman Hartney 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