

Public Announcement

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 January 12, 2023, issue of the Beach Haven Times.

Roll Call

Salute to the Flag

Regular Business

Approval of the reorganization and regular meeting minutes from January 4, 2023.

Introduction and First Reading by Title of Ordinance 2023-04. This ordinance requires municipal insurance registration for certain business and rental owners within the Borough.

ORDINANCE OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER II OF THE BOROUGH CODE OF THE BOROUGH OF SURF CITY ENTITLED "INSURANCE" TO ESTABLISH NEW ARTICLE IX ENTITLED "ANNUAL REGISTRATION OF CERTIFICATES OF INSURANCE" SO AS TO COMPLY WITH THE PROVISIONS OF P.L.2022, C.92 REQUIRING MUNICIPAL INSURANCE REGISTRATION FOR CERTAIN BUSINESS AND RENTAL OWNERS WITHIN THE BOROUGH.

Introduction and First Reading by Title of Ordinance 2023-05. This ordinance permits the Borough to install stop signs on the through streets located on the Long Beach Boulevard service road.

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 7 SECTION 24 PERTAINS TO "POLICE REGULATIONS".

Final Reading by Title and Public Hearing of Bond Ordinance 2023-01. This ordinance authorizes the spending for the SFY NJDOT 2022 N. 8th Street Road Reconstruction Project.

BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION AND IMPROVEMENTS, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZES THE ISSUANCE OF \$760,000 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.

Final Reading by Title and Public Hearing of Ordinance 2023-02. This ordinance fixes and amends the base salary of certain officers and employees.

AN ORDINANCE FIXING AND DETERMINING THE ANNUAL BASE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY.

Final Reading by Title and Public Hearing of Ordinance 2023-03. This ordinance authorizes the Borough Council to amend noise allowances for business establishments in the business zone by resolution.

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 4 PERTAINS TO "POLICE REGULATIONS. \

Resolution 2023-34 approves the 2021 audit corrective action plan submitted by the Chief Financial Officer.

Resolution 2022-53 authorizing change order number one for the SFY 2020 Road Project. the change order reduces the contract for a total amount of \$30,706.78 due to the Borough.

Resolution 2023-35 authorizes the agreement with the Ocean County Prosecutor's Office Fatal Accident Support Team Program.

Resolution 2023-36 authorizes the agreement for the police department to provide a resource officer to the Long Beach Island Consolidated School District.

Resolution 2023-37 authorizes Michael P. Gross to proceed with the application for Recycling Tonnage Grant.

Resolution 2023-38 appointing Sean McLaughlin as the Certified Municipal Recycling Professional, as required by the New Jersey Department of Environmental Protection.

Resolution 2023-39 authorizes the certification to the County of Ocean that the Borough complies with the Uniform Fire Safety Act and the Uniform Fire Code residential inspection services.

Resolution 2023-40 authorizes the following purchases.

<u>Item</u>	<u>Department</u>	<u>Approx. Amount</u>	<u>Vendor</u>
2 Gator ATV's	Beaches/ADA	\$36,592.88	Central Jersey Equipment
Recreation Equipment Repairs	Public Property	\$7,174.37	Game Time
Beach Badges	Beaches	\$25,305.00	Jersey Cape Diagnostic
Carpet Cleaning	Public Property	\$3,900.00	Stanley Steamer
Well 7 Touch Screen	Water & Sewer	\$3,568.26	C&D Instrument Services LLC
Beach Entry Signs	Beaches	\$6,996.00	Typestries

Resolution 2023-41 authorizes the Qualified Purchasing Agent to execute the sale of surplus property no longer of public use.

Resolution 2023-42 authorizes the payment of the annual site remediation fee of \$3,460.00 to the NJDEP.

Resolution 2023-43 authorizes the release of a bond to Bryan Perler for curbs at 217 N. 10th Street in the amount of \$5,000.

Resolution 2023-44 calls for a moratorium on all offshore wind activity pending a thorough investigation to confirm that the activities are not contributing to the recent whale deaths.

CONSENT AGENDA – Resolutions 2023-45 to 2023-48 only required one motion, one second, and one roll vote. Councilman Hartney & Councilman Russell must recuse themselves from these items of business.

Resolution 2023-45 authorizes the posting of the list of Surf City Volunteer Fire Company & EMS members qualifying for the Length of Service Awards Program. The list will be posted in Borough Hall. Councilman Hartney & Councilman Russell must recuse themselves from this item of business.

Resolution 2023-46 approving the issuance of license 23-01 for an on-premises 50/50 to be held on May 6, 2023, by the Surf City Fire Vol. Company and EMS.

Resolution 2023-47 approving the issuance of license 23-02 for an on-premises merchandise raffle to be held on May 6, 2023, by the Surf City Fire Vol. Company and EMS.

Resolution 2023-48 approving the issuance of license 23-03 for a Bingo game held on May 6, 2023, by the Surf City Fire Vol. Company and EMS.

Reports

Chief Financial Officer's Report for the month of December 2022.

Municipal Court Report for the month of December 2022.

Committee Reports

Councilman J. McMenamin - Sanitation

Councilman J. Russell - Public Property and Lifeguards

Council President Wm. Hodgson - Finance and Police

Councilwoman J. Siciliano - Streets and Roads

Councilman P. Hartney - Beaches and Environmental

Councilman G. Little - Water/Sewer

Correspondence:

Action required:

- A request for a memorial bench was received from Gene and Lynn Cowden to be located at N. 24th Street and the Bay.
- A request for a memorial bench was received from Brian Albano to be located at Division Street and the Bay.
- Letter received from Dan Malay representing the Surf City Business Cooperative requesting live outdoor music be permitted.

No action required: none.

Bill Resolution

Comments from the Audience

Adjourn Meeting

**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 Beach Haven Times on January 12, 2023.

Roll call reflected the following members present: Councilman Peter M. Hartney, Council President William D. Hodgson, Councilman Gerry P. Little, Councilman John D. McMenamain, Councilman James B. Russell, Councilwoman Jaqueline L. Siciliano & Mayor Francis R. Hodgson. Absent: none.

Councilman Russell moved to approve January 4, 2023, reorganization and regular minutes. Councilmen McMenamain seconded the motion. With a vote in the affirmative, the minutes were approved.

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

Councilman Russell moved to approve Ordinance 2023-04 as introduced and read by title. Councilman McMenamain seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance requires insurance registration for businesses and rental owners.

ORDINANCE 2023-04

ORDINANCE OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER II OF THE BOROUGH CODE OF THE BOROUGH OF SURF CITY ENTITLED "INSURANCE" TO ESTABLISH NEW ARTICLE IX ENTITLED "ANNUAL REGISTRATION OF CERTIFICATES OF INSURANCE" SO AS TO COMPLY WITH THE PROVISIONS OF P.L.2022, C.92 REQUIRING MUNICIPAL INSURANCE REGISTRATION FOR CERTAIN BUSINESS AND RENTAL OWNERS WITHIN THE BOROUGH.

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

Councilman Russell moved to approve Ordinance 2023-05 as introduced and read by title. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance permits the Borough to install stop signs on the through streets that intersect the Long Beach Island service road.

ORDINANCE 2023-05

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 7 SECTION 24 PERTAINS TO "POLICE REGULATIONS."

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

Councilman Russell moved to open the public hearing for Bond Ordinance 2023-01. Councilman Hartney seconded the motion. With a vote in the affirmative, the public hearing was opened.

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

There were no comments. Councilman Russell moved to close the public hearing for Bond Ordinance 2023-01. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the public hearing was closed. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilman Russell moved to adopt Bond Ordinance 2023-01, read by title. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance authorizes the spending for the SFY NJDOT 2022 N. 8th Street Road Reconstruction Project.

BOND ORDINANCE 2023-01

BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION AND IMPROVEMENTS, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$760,000 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.

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

Councilman Russell moved to open the public hearing for Ordinance 2023-02. Councilman Hartney seconded the motion. With a vote in the affirmative, the public hearing was opened.

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

There were no comments. Councilman Russell moved to close the public hearing for Bond Ordinance 2023-02. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the public hearing was closed. Roll call reflected the following votes in approval: Mr.

Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilman Russell moved to adopt Ordinance 2023-02 as read by title. Councilman Little seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance fixes and amends the base salary of certain officers and employees.

ORDINANCE 2023-02

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 4 PERTAINS TO "POLICE REGULATIONS. "

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

Councilman Russell moved to open the public hearing for Bond Ordinance 2023-03. Councilman Hartney seconded the motion. With a vote in the affirmative, the public hearing was opened. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

There were no comments. Councilman Russell moved to close the public hearing for Bond Ordinance 2023-03. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the public hearing was closed. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilman Russell moved to adopt Ordinance 2023-03 as introduced and read by title. Councilman Wm. Hodgson seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance authorizes the Borough Council to authorize noise for business establishments in the business zone by resolution.

ORDINANCE 2023-03

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 4 PERTAINS TO "POLICE REGULATIONS."

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

Resolutions 2023-34 through 2023-48 and 2023-58 were considered and approved, as attached.

Mayor F. Hodgson provided the December 2022 Chief Financial and Municipal Court Reports.

Councilman McMenamin provided the sanitation report.

Councilman Russell mentioned that the lifeguard in training program was at capacity, and the lifeguard captain is preparing for the 2023 season. The roof and playground will be getting some

much-needed repairs. Councilman Russell moved to approve Resolution 2023-49, as attached. Councilman Hartney seconded the motion. With a vote in the affirmative, Resolution 2023-49 accepting donations for the beach patrol was approved. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Council President Wm. Hodgson provided the statistical report for the police department. He explained that an officer had been placed at the EJ School as part of the school resource officer program. Council President Wm. Hodgson moved to approve Resolution 2023-50, as attached. Councilman Hartney seconded the motion. With a vote in the affirmative, Resolution 2023-50 accepting donations for the police department was approved. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilwoman Siciliano provided a timeline and status update on upcoming road reconstruction projects at N. 1st, N. 3rd, and Shore Avenue. The annual street sweeping program is set to take place the first week of May 2023. She had contacted the NJDOT for an update on the project on the 8th & 9th Streets in Ship Bottom. The State has confirmed that they expect the end of the project to be extended until December 2024. Councilwoman Siciliano also reported to the NJDOT that the traffic lights on Central Avenue and the causeway were set to change too quickly.

Councilman Hartney thanked everyone in the community for their support concerning the fire at the Fire company. We passed a resolution calling for a moratorium on offshore windmills. It should be noted that PSE & G has sold its equity to Orstead. Now Orstead is the sole owner with private foreign control. Two gators have been ordered and funded by grant and beach revenue. Starting May 1st the beach badge reservation system will be ready for online sales.

Councilman Little provided the statistical report for the water and sewer department. The water department had several after-hour emergencies for some frozen pipes. We passed a resolution for the touch screens for Well 7. He congratulated Mayor F. Hodgson because his son, Francis Hodgson, has recently been appointed as the assignment judge for the Ocean County Vicinage.

A request for a memorial bench was received from Gene and Lynn Cowden to be located at N. 24th Street and the Bay. Councilman Russell moved to approve the Superintendent to oversee the process. Councilman Hartney seconded the motion. With a vote in the affirmative, the request was approved. Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Hartney.

A request for a memorial bench was received from Brian Albano to be located at Division Street and the Bay. Councilman Russell moved to approve the Superintendent to oversee the process. Councilman Hartney seconded the motion. With a vote in the affirmative, the

February 8, 2023

request was approved. Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Hartney.

Letter received from Dan Malay representing the Surf City Business Cooperative requesting live outdoor music be permitted. Colleen & Greg Gewirtz, Matt Nichols, and Council discussed the details of the outdoor dining and music proposal. Todd spoke to object to the proposal. Council President Wm. Hodgson explained that businesses would need to apply to the Land Use Board next year to extend seating and host bands outside. Councilman Russell moved to approve Resolution 2023-54. Councilman Hartney seconded it with a vote in the affirmative, Resolution 2023-54. Roll call reflected the following votes in approval: Mr. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

Councilman Russell moved to approve paying the bills. Councilwoman Siciliano seconded the motion. With a vote in the affirmative of the members present, 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	\$182,804.38
Current	\$2,771,120.84
Payroll Account	\$249,132.93
Dog License Account	\$27.60
Ice Cream Vendor Account	\$0.00
Escrow Release	\$7,022.15
Tax Certificate Account	\$0.00

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

Approved by: Council President Wm. Hodgson Councilman Hartney Councilman Russell

Date: February 8, 2023 /s/ Francis R. Hodgson, Mayor

Councilman Russell moved to adjourn the meeting. Councilwoman Siciliano seconded the motion. With a vote in the affirmative., the meeting was adjourned. Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: Mr. Hartney.

Respectfully submitted,



Christine Hannemann, RMC/CMR/QPA

Borough Clerk/Administrator

**BOROUGH OF SURF CITY
COUNTY OF OCEAN**

BOND ORDINANCE NO. 2023-01

BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION AND IMPROVEMENTS, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$760,000 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 \$800,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$40,000 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 \$760,000, 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 reconstruction of and improvements to North 8th Street and various other streets throughout 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 \$760,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$800,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$800,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$40,000 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 \$760,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$160,000 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.

ORDINANCE 2023-02

“AN ORDINANCE FIXING AND DETERMINING THE ANNUAL BASE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY.”

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

SECTION I

	Annual unless otherwise noted Minimum-Maximum
Mayor	\$ 6,000. - 11,000.
Council Member	\$ 4,400. - 9,000.
Administrator	\$ 5,000. - 25,000.
Municipal Clerk	\$ 17,000. - 140,000.
Deputy Municipal Clerk	\$ 14,000. - 60,000.
Clerk - Municipal Offices	\$ 2,000. - 40,000.
Clerk - Municipal Offices	\$ M.W - 25.00 per hour
Extra Clerk - Offices	\$ M.W - 25.00 per hour
Confidential Secretary	\$ 500. - 30,000.
Confidential Aide to the Administrator	\$ 500. - 30,000.
Registrar Vital Statistics	\$ 200. - 7,000.
Deputy Registrar of Vital Statistics	\$ 100. - 5,000.
Purchasing Agent	\$ 2,000. - 18,000.
Assessment Search Official	\$ 750. - 7,000.
Chief Financial Officer	\$ 2,000. - 80,000.
Treasurer	\$ 2,000. - 60,000.
Collector	\$ 20,000. - 80,000.
Assistant Tax Collector	\$ 3,000. - 35,000.
Payroll Clerk	\$ 3,000. - 28,000.
Assistant Treasurer	\$ 3,000. - 40,000.
Tax Search Officer	\$ 750. - 7,000.
Finance Office Supervisor	\$ 1,000. - 5,000.
Assistant Collector - Water/Sewer Rents	\$ 6,000. - 35,000.
Assistant Treasurer - Water/Sewer Rents	\$ 6,000. - 35,000.
Assessor	\$ 9,000. - 45,000.
Clerk - Tax Assessor	\$ 500. - 10,000.
Borough Superintendent - Sanitation, Streets and Roads, Water/Sewer	\$25,000. - 120,000.
Sanitation Liaison to the Superintendent	\$ 500. - 7,000.
Recycling Liaison to the Superintendent	\$ 500. - 7,000.
Assistant Borough Superintendent	\$ 21,000. - 70,000.
Borough Mechanic	\$ 1,000. - 75,000.
Assistant Borough Mechanic	\$ 500. - 40,000.
Sanitation Foreman	\$ 12,500. - 50,000.
Streets & Roads Foreman	\$ 12,500. - 60,000.
Water/Sewer Foreman	\$ 12,500. - 90,000.
Borough Carpenter	\$ 500. - 55,000.

Maintenance Specialist	\$ 500. - 40,000.
Municipal Recycling Specialist	\$ 500. - 4,000.
Municipal Recycling Coordinator	\$ 2,000. - 20,000.
Plumber - Water/Sewer Maintenance Operator	\$ 7,500. - 33,000.
Plumber #2- Water/Sewer Maintenance Operator	\$ 500. - 5,000.
Plumber #1- Water/Sewer Maintenance Operator	\$ 500. - 10,000.
Equipment Operator	\$ 7,500. - 33,000.
Laborer - Streets & Roads, Sanitation, Recycling, Beaches, Public Property, Water/Sewer	\$ 7,500. - 50,000.
Laborer - Extra	\$ M.W - 25.00 per hour
Class 1 Driver	\$ 1,000. - 5,000.
Class 2 Driver	\$ 500. - 4,000.
Public Grounds Foreman	\$ 4,500. - 12,000.
Buildings and Grounds Maintenance	\$ 500. - 10,000.
Public Grounds Maintenance	\$ 500. - 9,000.
Custodian - Class 3	\$ 500. - 2,000.
Custodian - Class 2	\$ 500. - 3,500.
Custodian - Class 1	\$ 500. - 4,500.
Chief of Police	\$ 55,000. - 150,000.
Director of Police	\$ 5,000. - 20,000.
Deputy Director of Police	\$ 3,000 - 15,000.
Police Captain	\$ 50,000. - 140,000.
Police Lieutenant	\$ 45,000. - 140,000.
Police Sergeant	\$ 40,000. - 135,000.
Patrolman	\$ 32,000. - 125,000.
Extra Patrolman	\$ M.W - 20.00 per hour
Police Liaison to the Mayor	\$ 1,000. - 22,000.
Alternate Police Liaison to the Mayor	\$ 1,000. - 18,000.
Emergency Management Coordinator	\$ 3,000. - 7,000.
Deputy Emergency Management Coord.	\$ 2,000. - 7,000.
Construction Code Official	\$ 5,500. - 12,000.
Zoning Officer	\$ 5,000. - 55,000.
Zoning Officer	\$ M.W - 40.00 per hour
Deputy Zoning Official	\$ 500. - 5,000.
Senior Code Enforcement Official	\$ 10,000. - 30,000.
Assistant Code Enforcement Official	\$ M.W.- \$25 per hour
Code Enforcement Official	\$ M.W - \$25 per hour
Special Assistant to Sub-code Official	\$ 500. - 3,000.
Secretary - Zoning Board of Adjustment	\$ 500. - 1,500.
Member - Zoning Board of Adjustment	\$ 400. - 1,000.
Secretary - Board of Health	\$ 500. - 1,400.
Member - Board of Health	\$ 200. - 1,200.
Recording Secretary - Land Use Board	\$ 600. - 5,000.
Municipal Court Judge	\$ 200. - 25,000.

Court Administrator	\$ 6,000. - 70,000.
Violations Clerk	\$ 3,000. - 8,000
Court Machine Operator	\$ 500. - 3,000.
Court ADA Supervisor	\$ 500. - 9,000.
Court Liaison to the Mayor	\$ 500. - 9,000.
Beach Badge Seller	\$ M.W - 20.00 per hour
Supervisor-Beach Badge /Playground Checkers	\$ M.W. - 30.00 per hour
Assistant to Beach Badge Supervisor	\$ M.W - 25.00 per hour
Badge Supervisor(pre/post season work)	\$ M.W - 30.00 per hour
Badge Checker	\$ M.W - 20.00 per hour
Lifeguard Captain	\$ M.W. - 40.00 per hour
Lifeguard Captain (pre/post season work)	\$ M.W - 30.00 per hour
Lifeguard Lieutenant	\$ M.W. - 35.00 per hour
Lifeguard	\$ M.W. - 30.00 per hour
Lifeguard (pre/post season work)	\$ M.W - 20.00 per hour

*M.W. = Minimum required wage for local government agencies.

SECTION II

All ordinances or parts of ordinances inconsistent herewith are hereby 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 on the day of its final adoption.

NOTICE

Public notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Mayor and Council of the Borough of Surf City, County of Ocean, State of New Jersey, on Wednesday, January 4, 2023 at 10:00 AM in the Council Chambers of the Municipal Building. This ordinance adjusts the scale of base salaries.

Further notice is given that said Ordinance will be considered for final passage and adoption after a public hearing, to be held at a regular meeting of the Mayor and Council on Wednesday, February 8, 2023, at 7:30 P.M. in the Municipal Building, 813 Long Beach Blvd., Surf City, New Jersey, at which time and place, any person desiring to be heard upon the same will be given the opportunity to be so heard. Full copies are available in the Municipal Clerk's office during regular business hours.

CHRISTINE HANNEMAN, RMC/CMR/QPA

Municipal Clerk/Administrator

ORDINANCE 2023-03

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 4 PERTAINS TO "POLICE REGULATIONS".

The Mayor and Borough Council of the Borough of Surf City do ordain:

SECTION I

Chapter 4 Section 4-3.4(e) Exceptions are hereby added to the chapter.

The Borough Council shall reserve the right to establish a process and determine permitted and prohibited noises for business establishments in the business zone by resolution.

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 adoption according to law.

NOTICE

Public notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Mayor and Council of the Borough of Surf City, County of Ocean, State of New Jersey, on Wednesday, January 4, 2023, at 10:00 AM in the Council Chambers of the Municipal Building. This ordinance permits the Governing Body to amend the noise ordinance for businesses in the business zone by resolution.

Further notice is given that said Ordinance will be considered for final passage and adoption after a public hearing, to be held at a regular meeting of the Mayor and Council on Wednesday, February 8, 2023, at 7:30 P.M. in the Municipal Building, 813 Long Beach Blvd., Surf City, New Jersey, at which time and place, any person desiring to be heard upon the same will be given the opportunity to be so heard. Full copies are available in the Municipal Clerk's office during regular business hours.

CHRISTINE HANNEMAN, RMC/CMR/QPA
Municipal Clerk/Administrator

**RESOLUTION 2023-34 OF THE BOROUGH OF SURF CITY APPROVING SUBMISSION
OF CORRECTIVE ACTION PLAN FOR 2021 AUDIT**

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

WHEREAS, The Annual Report of Audit for the year 2021 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, the Chief Financial Officer has prepared the attached Corrective Action Plan for the 2021 Annual Audit, responding to the Schedule of Findings and Recommendations.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Surf City, that the attached Corrective Action Plan for the 2021 Audit is hereby approved for submission to the Division of Local Government Services New Jersey Department of Community Affairs.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman Hartney

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

CORRECTIVE ACTION PLAN

COUNTY Ocean

NAME OF MUNICIPALITY Surf City

TYPE OF AUDIT Annual 2021

DATE OF MUNICIPAL MEETING February 8, 2023


CONTACT PERSON Michael P. Gross

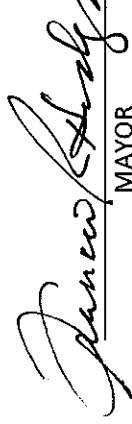
TELEPHONE NUMBER 609-494-2400

RECOMMENDATION NUMBER	CORRECTIVE ACTION APPROVED BY THE GOVERNING BODY	PERSON RESPONSIBLE FOR IMPLEMENTATION	COMPLETION DATE OF IMPLEMENTATION
2021-001	Resolution 2023-36	Michael P. Gross	August 2023

A single ledger system will be implemented through a software company with cloud services.

Training and data conversion will be provided to the staff by the software company.


 CHIEF FINANCIAL OFFICER


 MAYOR

2/8/23 DATE

2/18/2023 DATE

RESOLUTION 2023-35

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF SURF CITY AND THE COUNTY OF OCEAN FOR THE PROSECUTOR'S FATAL ACCIDENT SUPPORT TEAM PROGRAM.

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of Surf City to enter a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such a contract be authorized by resolution; and

WHEREAS, it is the desire of the Borough of Surf City to authorize the execution of a Shared Services Agreement with the County of Ocean for the Prosecutors Fatal Accident Support Team Program (F.A.S.T.) FY 2023.

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

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute a Shared Services Agreement with the County of Ocean for the Prosecutors F.A.S.T. Program, in accordance with the terms of said agreement.
2. A copy of this agreement shall be kept on file and be available for public inspection in the office of the Municipal Clerk.
3. A certified copy of this resolution shall be forwarded to the County of Ocean.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman Hartney

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

RESOLUTION 2023-37

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City in the County of Ocean that the Borough of Surf City hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, chapter 311 in 2019. Documentation supporting this submission is available at the Borough Hall and shall be maintained for no less than five (5) years from this date.

BE IT FURTHER RESOLVED that the authorization be and is hereby given to proceed with the application for a Recycling Tonnage Grant.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman McMenamin

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

RESOLUTION 2023-38

WHEREAS, N.J.S.A. 13:1E-99.16 provides that each municipality in the State of New Jersey shall designate one or more persons as the Municipal Certified Recycling Professional, as certified by the Department of Environmental Protection; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Surf City that Sean McLaughlin, Certified Recycling Professional, hereby be appointed and designated to the duties as provided in N.J.S.A. 13:1E-99.16 at an annual rate of \$600.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Hartney

Second: Councilman Russell

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

RESOLUTION NO. 2023-39

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A REVISED SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR FIRE INSPECTION SERVICES.

WHEREAS, the County of Ocean (“County”) serves as the Local Enforcing Agency (“LEA”) for the Borough of Surf City (“Borough”) and is responsible for conducting certain fire inspection services on behalf of the Borough pursuant to the Uniform Fire Safety Act, N.J.S.A. 52:27D-192, et. seq. (“Act”), and the Uniform Fire Code, N.J.A.C. 5:70-1.1, et. seq. (“Code”); and

WHEREAS, in accordance with the agreement executed between the County and the Borough requires the Borough to send a letter to each residential property owner notifying them of the responsibility; and

WHEREAS, the Borough has notified all residential property owners in the 2022 Mayor’s Spring letter mailing; and

WHEREAS, the Borough has processed one hundred sixty-nine applications with residential certifications in lieu of inspections; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Surf City that authority is given to Mayor F. Hodgson to certify this resolution that the Borough of Surf City has met the requirements of the Uniform Fire Safety Act. N.J.S.A. 42:27D-192 et seq. and N.J.A.C. 5:70-1.1 et seq in accordance with the agreement.

I, FRANCIS R. HODGSON, Mayor of the Borough of Surf City, do hereby certify the facts of the foregoing resolution.

FRANCIS R. HODGSON
Mayor of Surf City

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman McMenamin

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

RESOLUTION 2023-40

WHEREAS, the Governing Body of the Borough of Surf City, under N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the direction of the Qualified Purchasing Agent; and

WHEREAS, under Ordinance 2-11.2, the purchase may be issued over the amount of \$2,000 with the approval of the Mayor & Council; and

NOW, THEREFORE, BE IT RESOLVED by the Borough of Surf Governing Body that the Department of Finance issue the final purchase orders for the following items in the corresponding approximate amounts.

<u>Item</u>	<u>Department</u>	<u>Approx. Amount</u>	<u>Vendor</u>
2 Gator ATV's	Beaches/ADA	\$36,592.88	Central Jersey Equipment
Recreation Equipment	Public Property	\$7,174.37	Game Time
Beach Badges	Beaches	\$25,305.00	Jersey Cape Diagnostic
Carpet Cleaning	Public Property	\$3,900.00	Stanley Steamer
Well 7 Touch Screen	W&S	\$3,568.26	C&D Instrument Services
Beach Entry Signs	Beaches	\$6,996.00	Typestries

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilwoman Siciliano

Second: Councilman McMenamin

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

RESOLUTION 2023-41

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF SURF CITY AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE.

WHEREAS, the Borough of Surf City has determined that the personal property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Borough of Surf City intends to utilize the online auction services of GovDeals located at www.govdeals.com; and

WHEREAS, the sales are being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City in the County of Ocean, State of New Jersey, that the Qualified Purchasing Agent is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.govdeals.com; and be it further

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between GovDeals and the Borough of Surf City are available at www.GovDeals.com and in the Borough Clerk's office.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilwoman Siciliano

Second: Councilman Russell

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

RESOLUTION 2023-42

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 Annual Site Remediation fee in the amount of \$3,460.00.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a proclamation duly adopted by the Governing Body at a meeting held on February 08, 2023 in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ 08008.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman McMenamin

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

RESOLUTION 2023-43

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.

- Bryan Perler for curbs at 217 N. 10th Street in the amount of \$5,000.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilwoman Siciliano

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

RESOLUTION 2023-44

“A RESOLUTION OF THE BOROUGH COUNCIL CALLING FOR AN IMMEDIATE MORATORIUM ON OFFSHORE WIND DEVELOPMENT PENDING A THOROUGH INVESTIGATION INTO THE UNPRECEDENTED DEATHS OF WHALES”

WHEREAS, the Mayor and Borough Council of the Borough of Surf City are calling for immediate suspension of all offshore wind development activity until a comprehensive, thorough investigation is held by federal and state agencies that confidently concludes that these activities are not a contributing factor to recent whale deaths; and

WHEREAS, PSEG has sold their twenty-five percent share to a private, foreign company known as Orstead, the sole owner of the project; and

WHEREAS, the marine mammal population has seen seven (7) tragic deaths of whales on the coasts stretching from New York to New Jersey in a brief period of time; and

WHEREAS, The Surf City community is heartbroken over the latest young whale to wash ashore on January 12th, 2023; and

WHEREAS, The Surf City community supports a clean energy program but seeks first to understand the cause of these tragic deaths fully and what can be done to prevent future losses; and

WHEREAS, United States Congressman Jeff Van Drew and State Senator Christopher J. Connors have expressed opposition to moving forward with offshore wind projects pending further research of the disclosed impacts of such projects on the environment and fishing industry; and

WHEREAS, the Mayor and Borough Council of Surf City are of the opinion that offshore activity should be suspended pending further research as to the potential impact such activity has on whales and other marine life; and

NOW, THEREFORE, the Mayor and Borough Council state they affirmatively support the position of United States Congressman Van Drew and State Senator Christopher J. Connors and endorse and appreciate their efforts in this matter; and

BE IT FURTHER RESOLVED, the Mayor and Borough Council shall share its expression by forwarding a copy of this Resolution to members of the United States House of Representatives and United States Senate representing the Borough of Surf City and representing the State of New Jersey; and

BE IT FURTHER RESOLVED that Mayor and Borough Council shall also share this Resolution with the Members of the New Jersey State Senate and the New Jersey General Assembly; and

BE IT FURTHER RESOLVED that Mayor and Borough Council shall also share this Resolution with the Governor of the State of New Jersey; and

BE IT FURTHER RESOLVED that Mayor and Borough Council shall also share this Resolution with the members of the Ocean County Board of Commissioners.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA

Municipal Clerk/Administrator

Moved by: Councilman McMenamin

Second: Councilman Russell

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

RESOLUTION 2023-45

WHEREAS, in accordance with 40A:14-191 et seq., the Surf City Volunteer Fire Company and Emergency Medical Services has submitted the list of membership qualifying for the Length of Service Awards Program for the year 2022; and

WHEREAS, in accordance with said statutory provisions, a review of the list has been performed by the Municipal Clerk's office and same has been found to be accurate; and

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that in accordance with the law, the Governing Body hereby authorizes the posting of the list of eligible members, in accordance with the law.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman McMenamin

Second: Councilman Little

Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Mr. Hartney & Mr. Russell recused themselves from this item of business.

RESOLUTION 2023-46

WHEREAS, the Women's Auxiliary of the Surf City Vol. Fire Company #1 and EMS has applied for a license for an on-premises 50/50 raffle to take place on May 6, 2023 with an alternate date of June 24, 2023 from 5 pm to 10 pm: 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 23-01 be issued for on-premises 50/50 raffle to be held on May 6, 2023 from 5 pm to 10 pm with an alternate date of June 24, 2023 from 5 pm to 10 pm; and

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

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA

Municipal Clerk/Administrator

Moved by: Councilman McMenamin

Second: Councilman Little

Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Mr. Hartney & Mr. Russell recused themselves from this item of business.

RESOLUTION 2023-47

WHEREAS, the Women's Auxiliary of the Surf City Vol. Fire Company #1 and EMS has applied for a license for an on-premises merchandise raffle to take place on May 6, 2023 with an alternate date of June 24, 2023 from 5 pm to 10 pm : 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 23-02 be issued for on-premises merchandise raffle to be held on May 6, 2023 from 5 pm to 10 pm with an alternate date of June 24, 2023 from 5 pm to 10 pm; and

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

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023 at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA

Municipal Clerk/Administrator

Moved by: Councilman McMenamin

Second: Councilman Little

Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Mr. Hartney & Mr. Russell recused themselves from this item of business.

RESOLUTION 2023-48

WHEREAS, the Women's Auxiliary of the Surf City Vol. Fire Company #1 and EMS has applied for a license for an on-premises Bingo game to take place on May 6, 2023 with an alternate date of June 24, 2023 from 5 pm to 10 pm : 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 23-03 be issued for on-premises Bingo game to be held on May 6, 2023 from 5 pm to 10 pm with an alternate date of June 24, 2023 from 5 pm to 10 pm; and

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

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023 at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA

Municipal Clerk/Administrator

Moved by: Councilman McMenamin

Second: Councilman Little

Roll call reflected the following votes in approval: Mr. Wm. Hodgson, Mr. Little, Mr. McMenamin, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Mr. Hartney & Mr. Russell recused themselves from this item of business.

RESOLUTION 2023-49

WHEREAS, Ryan and Tara Todd have presented a donation in the amount of \$1,125; and

WHEREAS, they desire to utilize the funds for Beach Patrol equipment; and

WHEREAS, William Kearns has presented a donation in the amount of \$1,125; and

WHEREAS, he desires to utilize the funds for Beach Patrol Rescue Boards; and

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Surf City graciously accept the donations made by Ryan and Tara Todd and William Kearns pursuant to N.J.S.A. 40A:11-13.1.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body of The Borough of Surf City at a meeting held on February 08, 2023 at 7:30 pm in the Council Chambers at 813 Long Beach Boulevard, Surf City, NJ.

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

Moved by: Councilman Russell

Second: Councilman Little

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

RESOLUTION 2023-50

NOW, THEREFORE, BE IT RESOLVED that the following individuals be authorized to attend the respective courses at the corresponding rate of pay without benefits.

Class II Special Officers

Damian Morrone at \$15.25 per hour.

Daniel Burgess at \$15.25 per hour.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 08, 2023, at 7:30 P.M. in the Council Chambers located at 813 Long Beach Boulevard, Surf City, NJ.

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

Moved by: Council President Wm. Hodgson

Second: Councilman Hartney

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

RESOLUTION 2023-51

WHEREAS, Marty Levandowski has presented a donation in the amount of \$1,000.00;
and

WHEREAS, they desire to utilize the funds for the Police Department for life saving
equipment; and

NOW, THEREFORE BE IT RESOLVED NOW, THEREFORE BE IT RESOLVED that the
Governing Body of the Borough of Surf City graciously accept the donation made by Marty
Levandowski pursuant to N.J.S.A. 40A:11-13.1.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify
the foregoing to be a true and exact copy of a resolution adopted by the Governing Body of The
Borough of Surf City at a meeting held on February 08, 2023, at 7:30 pm in the Council Chambers
at 813 Long Beach Boulevard, Surf City, NJ.

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

Moved by: Council President Wm. Hodgson

Second: Councilman Hartney

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

RESOLUTION 2023-52

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Surf City that the qualified purchasing agent proceeds with the purchase of beach badge software services from Edmunds GovTech in the amount of \$4,500.00.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body of The Borough of Surf City at a meeting held on February 08, 2023, at 7:30 pm in the Council Chambers at 813 Long Beach Boulevard, Surf City, NJ.

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

Moved by: Councilman Hartney

Second: Councilman Russell

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

RESOLUTION 2023-53

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN ADDENDUM TO THE CONTRACT WITH SHORE TOP CONSTRUCTION FOR THE 2020 ROAD RECONSTRUCTION PROJECT FOR N. 1ST STREET, N. 3RD STREET, AND SCHODERER LANE

WHEREAS, a contract was previously awarded to Black Rock Enterprises for the 2020 NJDOT Road Reconstruction Project for N. 1st Street, N. 3rd Street, and Schoderer Lane; and

WHEREAS, the original contract for said work was in the amount of \$591,540.00; and

WHEREAS, the Governing Body wishes to authorize Change Order No 1, which will result in an overall change reduction of \$30,706.78 in the contract price; and

WHEREAS, this change order amounts to a total of 5.19 percent of the original contract awarded to the contractor; and

WHEREAS, it is the desire of the governing body to authorize this change order.

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 Black Rock Enterprises for the 2020 NJDOT Road Reconstruction Project for N. 1st Street, N. 3rd Street, and Schoderer Lane with a decrease of \$30,706.78 in the contract price.
2. That the Mayor and Municipal Clerk are hereby authorized to execute an addendum to the contract with Shore Top Construction in accordance with the provisions of this resolution.
3. That a certified copy of this resolution, together with a copy of the contract addendum between the parties, be forwarded to the Chief Financial Officer and that three (3) certified copies be forwarded to the Municipal Engineer.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilwoman Siciliano

Second: Councilman Hartney

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

RESOLUTION 2023-54

WHEREAS, on March 9, 2020, Governor Philip D. Murphy declared a State of Emergency and a Public Health Emergency in response to the COVID-19 pandemic: and

WHEREAS, Governor Philip D. Murphy has since issued a series of executive orders resulting in the closure or limited scope of operations to local businesses within the Borough of Surf City; and

NOW, THEREFORE BE IT RESOLVED by the Governing Body of Surf City that the ban on amplified music be temporarily suspended, effective immediately, with the following provisions.

1. Outdoor amplified/live music be permitted, as follows.
 - a. "Live music" on Thursday – Sunday, from 3:00 pm through 8:00 pm
 - b. "Background recorded music" on Monday - Sunday from 12:00 pm through 9:00 pm.
 - c. Live music is defined as a solo or duo performer(s) with the aid of a microphone and speaker.
2. Effective immediately through September 30, 2023, unless terminated by Mayor or Council.
3. The collective number of seats utilized between indoor and outdoor seats shall not exceed the total approved seats by the site plan.
4. All other outdoor dining provisions of Ordinance 30-5.2(f) are in effect, including that the outdoor dining area shall be closed with all patrons indoors at 10:00 pm daily.

CERTIFICATION

I, CHRISTINE HANNEMANN, Municipal Clerk of the Borough of Surf City, do hereby certify the foregoing to be a true and exact copy of a resolution duly adopted by the Governing Body at a meeting held on February 8, 2023, at 7:30 PM in the Council Chambers at 813 Long Beach Boulevard Surf City, NJ.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Municipal Clerk/Administrator

Moved by: Councilman Russell

Second: Councilman Hartney

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