

**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 Wm. Hodgson, Councilman Gerry P. Little, Councilman John D. McMenam, Councilman James B. Russell, Councilwoman Jaqueline L. Siciliano & Mayor Francis R. Hodgson. Absent: none.

Councilman Russell moved to approve March 8, 2023, regular minutes. Councilman Hartney seconded the motion. With a vote in the affirmative, the minutes were approved.

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

Councilman Wm. Hodgson moved to approve Ordinance 2023-08 as introduced and read by title. Councilman Russell seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance authorizes the sale of a portion of North 7th Street in accordance with N.J.S.A. 40A:12-13(b)(5).

ORDINANCE 2023-08

ORDINANCE OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE SALE OF A PORTION OF NORTH 7TH STREET IN ACCORDANCE WITH
N.J.S.A. 40A:12-13(B)(5).

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

Councilman Russell moved to approve Ordinance 2023-09 as introduced and read by title. Councilman McMenam seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance is to exceed the municipal budget appropriation limits and to establish a cap bank in accordance with N.J.S.A. 40A: 4-45.14.

ORDINANCE 2023-09

ORDINANCE OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP
BANK (N.J.S.A. 40A: 4-45.14).

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

Councilman Hartney moved to open the public hearing for Ordinance 2023-06. 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. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

There were no comments. Councilwoman Siciliano moved to close the public hearing for Bond Ordinance 2023-06. Councilman Hartney seconded the motion. 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 Ordinance 2023-06, read by title. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the following was approved by title. This ordinance provides for the acquisition of a trash truck.

ORDINANCE 2023-06

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A TRASH TRUCK, APPROPRIATING \$350,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$332,500 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 2023-07. 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 2023-07. Councilwoman Siciliano seconded the motion. 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 Hartney moved to adopt Ordinance 2023-07, read by title. Councilman Russell seconded the motion. This ordinance amends the existing ordinance about PODS and their temporary use during construction.

ORDINANCE 2023-07

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 30, SECTION 18 PERTAINS TO "ZONING. "

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.

Resolutions 2023-64 through 2023-72 were considered and approved, as attached.

Mayor F. Hodgson provided the February 2023 Chief Financial and Municipal Court reports.

Councilman McMenamin moved to approve Resolution 2023-73. Councilman Hartney seconded the motion. With a vote in the affirmative, Resolution 2023-73 was approved, as attached.

Councilman Russell reported that everything is on track for the lifeguards and LIT program. Lifeguard uniform ordering is underway. Testing and pre-season training have been scheduled, and we expect a full complement of lifeguards. The LIT program will have 40+ participants in each session and is at capacity. The Borough is hiring Gator drivers. Councilman Russell moved Resolution 2023-74. Councilman Hartney seconded the motion. With a vote in the affirmative, Resolution 2023-74 was approved, as attached.

Councilwoman Siciliano shared that spring is here, and streets and roads are busy. As mentioned earlier on the agenda, the N. 15th Street bulkhead project was bid. The stop signs that have been installed on the plaza look great. All the drainage on both Shore Ave and N. 1st and 3rd has been installed. The contractor/ mason will be on-site the week of May 1st through the 12th. Paving is scheduled for the week of the 15th through the 19th. All work will be done before Memorial Day. The 8th Street project will be bid on May 4th, with the work taking place after Labor Day. Street sweeping will occur in the 1st week of May; please do your best to keep cars off the street. If you go to Surfcitynj.org- you can click on road projects – you can find a wealth of information on current road projects.

Councilman Hartney reported in February that we would try to craft an online reservation system. Last week he was informed that the system was running to reserve beach badges. He was the first one to buy badges. Anyone can go to the website or social media for the link. As of yesterday, we sold 311 badges. The 12th Street beach access ramp is being improved and will be ready for summer. The annual Barnegat Bay Blitz is taking place on April 21, 2023. He will lead the event for the Borough with some of the participants from Southern Regional Highschool. Councilman Hartney moved Resolution 2023-75. Councilman Russell seconded the motion. With a vote in the affirmative, Resolution 2023-75 was approved, as attached.

Council President Wm. Hodgson provided the March statistical report. The police department is collecting clothing items for St. Francis for sexual assault victims. They are asking for specific items that the SCPD can collect. The Borough is seeking quotes to purchase a police car and hire Class II police officers.

Councilman Little read the statistical report for March 2023. The water superintendent said people believe that the wipes people use are flushable; they are not flushable. A new level indicator has been installed on the water tank. We have received the annual water quality report, and the Borough meets all federal and state requirements. He explained that our water department has to have two water operators: one tier two and one tier one operator. The tier one operator we had resigned to take another position. We advertised the position; the

administrator did a fantastic job. Mr. Little then moved Resolution 2023-76 to hire Erik Dollman. Councilman Wm. Hodgson seconded the motion. With a vote in the affirmative, Resolution 2023-76 was approved, as attached.

Requests for memorial benches were received from Kevin Kelly, Stephanie Cucinello, & Nancy Tarullo. 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. Hartney, Mr. Wm. Hodgson, Mr. Little, Mr. McMenamain, Mr. Russell & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none.

A request was received from Owen LaRocca for Scripture Union to hold the annual SuperKids event on N. 11th Street from July 31st to August 4th and August 7th to August 11th. Councilman Russell moved to approve the request. Councilman Little seconded the motion. With a vote in the affirmative, the request 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.

A request was received from Chief Kyle Costabile from the Surf City Vol. Fire Co. & EMS to host the 3rd annual Cornhole Tournament on September 23, 2023, from 12:00 pm to 9:00 pm. They would like to borrow barricades and have permission to have a full complement band on site that day. Councilman Wm Hodgson moved to approve the request. Councilman McMenamain 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, & Mrs. Siciliano. Nays: none. Abstentions: none. Absent: none. Mr. Hartney & Mr. Russell recused themselves.

Councilman Russell moved to approve paying the bills. Councilwoman Siciliano seconded the motion. With a vote in the affirmative, the bills were approved.

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	\$62,110.73
Current	\$954,024.44
Payroll Account	\$213,361.33
Dog License Account	\$24.00
Ice Cream Vendor Account	\$0.00
Escrow Release	\$5,021.04
Tax Certificate Account	\$0.00

April 12, 2023

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: April 12, 2023 /s/ Francis R. Hodgson, Mayor

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.

Mayor F. Hodgson called for any comments from the public.

Ron Fiore asked when street cans will be returned to beach ends.

Mayor F. Hodgson replied close to Memorial Day. The trash cans are supposed to be for litter. We are discussing the idea that we will discontinue the cans. Discussion ensued.

Barbara Boetticher requested an update in relation to the pickleball court project.

Mayor F. Hodgson said the State would advise the Borough by April 15, 2023.

Kathy Casey thanked Council for the nice website. Mayor F. Hodgson credited the administrator.

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

Respectfully submitted,



Christine Hannemann, RMC/CMR/QPA

Borough Clerk/Administrator

**BOROUGH OF SURF CITY
COUNTY OF OCEAN**

BOND ORDINANCE NO. 2023-06

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A TRASH TRUCK,
APPROPRIATING \$350,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$332,500 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 \$350,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$17,500 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 \$332,500, 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 acquisition of a trash truck for 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 \$332,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$350,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$350,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$17,500 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 \$332,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$17,500 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 2023-07

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 30, SECTION 18 PERTAINS TO "ZONING. "

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

SECTION I

Chapter 30 Section 18 (B) be amended to the chapter to read as follows.

- A. Permit required fee. It shall be unlawful for any person to store, park or place any storage pod upon any residential or commercial property within the Borough of Surf City without first filing for a permit with the Surf City Zoning Department containing the information hereinafter specified and obtaining from such clerk made permit to do so, which shall be known as a "pod permit." The fee for such a permit is hereby fixed at \$50 for each issuance. Such filing shall be made at least 48 hours before the placement of the pod upon the property within the Borough.

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.

RESOLUTION 2023-64

INTRODUCTION AND APPROVAL OF THE 2023 MUNICIPAL BUDGET &
MUNICIPAL BUDGET NOTICE

Municipal Budget of the Borough of Surf City, County of Ocean for the Fiscal Year 2023.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Municipal Budget for the year 2023;

BE IT FURTHER RESOLVED that said Budget be published in the Beach Haven Times in the issue of April 18, 2023.

The Governing Body of the Borough of Surf City, does hereby approve the following as the Budget for the Fiscal year 2023:

Notice is hereby given that the Budget and Tax Resolution were approved by the Borough Council of the Borough of Surf City, County of Ocean, on April 12, 2023.

A hearing on the Budget and Tax Resolution will be held at the Borough Hall, 813 Long Beach Boulevard, Surf City, New Jersey on May 10, 2023, at 7:30 o'clock p.m. at which time and place objections to said taxpayers or other interested persons may present Budget and Tax Resolution for the year 2023.

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 April 12, 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: Council President Wm Hodgson

Second: Councilwoman Siciliano

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 2023-65

SELF-EXAMINATION OF BUDGET RESOLUTION

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Surf City has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2021 budget year.

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

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

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

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

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

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 April 12, 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: Councilman Little

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 2023-66

WHEREAS, the Borough of Surf City, New Jersey, desires to amend the temporary 2023 Capital Budget of the said municipality by increasing the amount thereon to include improvements to the streets/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 Temporary 2023 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 BOROUGH OF SURF CITY, NEW JERSEY
Projects Schedules for 2023
Method of Financing

PROJECT	EST. COST	CAPITAL IMP. FUND	CAPITAL SURPLUS	GENERAL BONDS	CAPITAL RESERVE
Acquisition of trash truck	\$350,000.00	\$17,500.00		\$332,500	

Section 2. The Clerk 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 2023 Capital Budget as adopted.

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 April 12, 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: 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 NO. 2023-67

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A CONTRACT TO EZ DOCKS UNLIMITED FOR THE 2023 BULKHEAD REPLACEMENT PROJECT – 15th STREET

WHEREAS, the Borough of Surf City duly advertised for the receipt of bids for the 2023 Bulkhead Replacement Project – 15th Street; and

WHEREAS, in response to the invitation to bidders, five (5) bids were received on April 5, 2023; and

WHEREAS, the bids were reviewed by the Borough Engineer and it has been determined that EZ Docks Unlimited., has submitted the lowest responsible bid in accordance with the bid specifications, said bid being \$109,500.00; and

WHEREAS, it is the desire of the governing body to award a contract for the 2023 Bulkhead Replacement Project – 15 Street to EZ Docks Unlimited., for 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 2023 Bulkhead Replacement Project – 15th Street to EZ Docks Unlimited, at \$109,500.00.
2. That the Mayor and Municipal Clerk are hereby authorized to execute a contract with EZ Docks Unlimited, in accordance with the bid submitted by EZ Docks Unlimited, 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: _____.

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 Earle Asphalt Co.

CERTIFICATION

I, **CHRISTINE HANNEMANN**, Clerk of the Borough of Surf City, do hereby certify that the foregoing resolution was duly adopted by the Borough of Surf City at a meeting held on the 12th day of April , 2023.

CHRISTINE HANNEMANN, RMC/CMR/QPA
Borough Clerk, Borough of Surf City

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

DASTI, MURPHY
McGUCKIN,
ULAKY & CONNORS

COUNSELLORS AT LAW

620 WEST LACEY ROAD
FORKED RIVER, N.J. 08731

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RESOLUTION 2023-68

**RESOLUTION OF THE BOROUGH OF SURF CITY,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE EXECUTION OF A CONTRACT
WITH BARNEGAT WAY, LLC FOR THE SALE OF A
PORTION OF NORTH 7TH STREET**

WHEREAS, the Borough of Surf City has received a request from the property owner of Block 103, Lot 28 to purchase a portion of property located at the end of North 7th Street as more particularly described in Schedule “A” which is attached hereto and made a part hereof; and

WHEREAS, said property is less than the minimum size required under the Municipal Zoning Ordinance and is without capital improvements thereon; and

WHEREAS, the owner of Block 103, Lot 28 is the only contiguous property owner to the subject property; and

WHEREAS, N.J.S.A. 40A:12-13.2 requires the municipal to first offer said property to the adjoining property owner(s) for purchase; and

WHEREAS, the municipality has established the fair market value for said property to be \$60,000.00; and

WHEREAS, it is the desire of the governing body to authorize the execution of a contract for the sale of real estate with Barnegat Way, LLC the contiguous property owner, a copy of which is attached hereto and made a part hereof as Schedule “B”.

WHEREAS, N.J.S.A. 40A:12-13(b)(5) provides for the authorization of said transfer of property by Ordinance now pending before the governing body as Ordinance No. 8 or 2023

DASTI, MURPHY
McGUCKIN,
ULAKY & CONNORS
COUNSELLORS AT LAW
620 WEST LACEY ROAD
FORKED RIVER, N.J. 08731

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

1. That the governing does hereby authorize the Mayor to execute and the Borough Clerk to attest to a contract for the sale of real estate with Barnegat Way, LLC, for the sale of a portion of North 7th Street and a copy of which is attached hereto and made a part hereof as Schedule "B".

2. That the sale of the property is contingent upon the adoption of an ordinance authorizing the sale of property in accordance with N.J.S.A. 40A:12-13(b)(5) which is now pending before the governing body as Ordinance No. 8 of 2023.

3. That a certified copy of this Resolution together with a copy of the contract shall be kept on file in the office of the Municipal Clerk and a copy forwarded to Barnegat Way, LLC

CERTIFICATION

I, **CHRISTINE HANNEMANN**, Clerk of the Borough of Surf City, do hereby certify that the foregoing Resolution is a true copy of a Resolution adopted by the Mayor and Borough Council of the Borough of Surf City at a meeting held on the 12th day of April, 2023.

CHRISTINE HANNEMANN, RMC/CMC
Borough Clerk/Administrator, Borough of Surf City

Moved by: Councilman Russell

Second: Councilman McMenamin

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

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DASTI, MURPHY
McGUCKIN,
ULAKY & CONNORS
COUNSELLORS AT LAW
620 WEST LACEY ROAD
FORKED RIVER, N.J. 08731

RESOLUTION 2023-69

NOW, THEREFORE BE IT RESOLVED that authorization be given to the Chief Financial Officer to proceed with the necessary change fund for beach badge sales to be at most \$5,000.00.

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 duly adopted by the Governing Body at a meeting held on April 12, 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: Councilman Hartney

Second: Councilwoman Siciliano

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 2023-70

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 August 28, 2023 at 12 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 23-04 be issued for on-premises 50/50 raffle to be held on August 28, 2023 at 12 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 April 12, 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: Council President Wm Hodgson

Second: Councilman McMenamin

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. Hartney recused themselves.

RESOLUTION 2023-71

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 September 23, 2023 from 1 pm to 6 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 23-05 be issued for on-premises 50/50 raffle to be held on September 23, 2023 from 1 pm to 6 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 April 12, 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: Council President Wm Hodgson

Second: Councilwoman Siciliano

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. Hartney recused themselves.

RESOLUTION 2023-72

AUTHORIZATION FOR THE DISCHARGE OF FIREWORKS DURING THE
COMMEMORATION OF INDEPENDENCE DAY

WHEREAS, on July 3, 2023 at 9 pm, with an alternate date of July 7, 2023 at 9 pm, the Surf City Vol. Fire Co. No 1 and EMS will be sponsoring fireworks display to commemorate Independence Day; and

WHEREAS, Starfire Corporation, as a condition of its contract to provide fireworks services, is required to obtain permission from the Borough of Surf City to discharge fireworks; and,

THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Surf City, County of Ocean, New Jersey that authorization is herewith provided to approve the discharge of fireworks by Starfire Corporation during the commemoration of Independence Day on the evening of July 3, 2023 at 9 pm with an alternate date of July 7, 2023 at 9 pm.

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 April 12, 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: Council President Wm Hodgson

Second: Councilwoman Siciliano

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. Hartney recused themselves.

RESOLUTION 2023-73

NOW, THEREFORE, BE IT RESOLVED that the following employees be appointed part-time, no benefits to the Department of Public Works at the corresponding rates per hour, effective March 30, 2023, to September 30, 2023.

Adam Childs at \$17.50 per hour.

Robert Haman at \$17.00 per hour.

Jared A. Russo at \$17.00 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 April 12, 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: Councilman McMenamin

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 2023-74

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Surf City that Collette Pretre, Connor McMnamin and Scott Meggitt be appointed to the Beach Patrol Department to assist with the testing, hiring and training process for incoming lifeguards at an off-season rate of \$16.00 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 April 12, 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: Councilman Russell

Second: Councilman Hartney

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

RESOLUTION 2023-75

NOW, THEREFORE, BE IT RESOLVED that the following employees be appointed to operate the Beach Badge Booth from May 1, 2022 through September 5, 2022 at the rate of \$17.00 per hour.

Laurie Edelstein
Florence Calise
Donna Canco
Christy Maimome – fill in, as needed.
Jeannie Frazier – fill in, as needed.

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 April 12, 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: Councilman Hartney

Second: Council President Wm. Hodgson

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

RESOLUTION 2023-76

NOW, THEREFORE, BE IT RESOLVED that Erik Dollman be appointed with one year probation to the Department of Public Works as Water/Sewer Maintenance Plumber # 2 & Laborer at a rate of \$60,000.00 per year, with benefits.

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 April 12, 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: Councilman Little

Second: Council President Wm. Hodgson

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.