

**REGULAR MEETING
MAYOR AND CITY COUNCIL
November 13, 2025**

Meeting called to order at 7:00 p.m. by President Haberkorn with a salute to the flag. Roll call was recorded as follows:

Present: Gerety, Haberkorn, Owen, DePamphilis, McGuigan, Dill, Johnston

Also Present: Mayor Tapp, Administrator Frost, City Clerk Heath, and City Solicitor Smith

Absent: City Engineer Schneider

Open Public Meetings Act:

Pursuant to the Open Public Meetings Act, adequate notice of this meeting has been provided to two local newspapers. The agenda has been posted at City Hall and on the City's website, somerspointgov.org.

Communications:

None

Mayor's Report:

Mayor Tapp thanked the Police Department and Public Works for their work during the Veteran's Day Ceremony. He announced numerous upcoming events such as the porch performances on December 5th, the Christmas mart and Christmas parade on December 6th, and breakfast with Santa at Fire Company Number 2 on December 7th. He also wished Rosemary Howell a happy birthday and everyone a happy Thanksgiving.

Administrator's Report:

None

Solicitor's Report:

None

Engineer's Report:

None

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Committee Reports:

Council President Haberkorn announced the We Walk Somers Point group will be celebrating their 18th month of walking.

Council Member Dill reported the Veterans Advisory Committee will be having a Pearl Harbor Celebration on December 7th.

Council Member McGuigan thanked the Matt Levinson, Vice President of external affairs and development at AtlantiCare, for acting on improving the urgent care parking lot on Groveland Avenue and Shore Road. He also reported on his attendance of the CRC meeting where they discussed parking for a new facility on Bay and Gibbs Avenue.

Council Member Owen announced upcoming events hosted by the Art Commission at the Senior Center.

Approval of Minutes:

On the motion of Council Member Dill, seconded of Council Member DePamphilis, and carried to approve the Regular Meeting Minutes of 10/23/2025 and Executive Session Meeting minutes of 10/23/2025, approved as to content only, with Council Member Johnston abstaining from voting on the Regular Meeting Minutes.

Ordinances:

Ordinance No. 17 of 2025

On the motion of Council Member McGuigan, seconded by Council Member Dill and carried to approve taking the ordinance off the table. Roll call vote as follows:

DePamphilis- No

Dill- Yes

Gerety- No

Haberkorn- Yes

Johnston- No

McGuigan- Yes

Owen- Yes

After a thorough discussion between Council Members, Council Member Johnston motioned, seconded by Council Member Gerety and carried to approve the amendment of the ordinance to allow class one and class two e-bikes on city property and to prohibit class three. Roll call vote as follows:

DePamphilis- Yes

Dill- Yes

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Gerety- Yes
Haberhorn- No
Johnston- Yes
McGuigan- No
Owen- Yes

Council President Haberhorn duly opened the meeting to the public.

A resident of Somers Point stated he thinks there should be more safety and rule enforcement rather than banning e-bikes.

Wendy of Somers Point brought up that e-bikes are important to assist those who need them, and pushing e-bikes onto the street would be dangerous for those people as well as kids.

Hearing nothing further from the public, the public portion was duly closed.

No. 17 of 2025 AMMENDED

An Ordinance of the City of Somers Point, County of Atlantic, State of New Jersey, Regulating the Operation of Electric Bicycles on Municipal Bike Paths and Public Sidewalks; Amending Chapter 250 Vehicles and Traffic, Article VIII Bicycles, Skateboards, Skates and Scooters, of the Municipal Code

WHEREAS, the City of Somers Point continuously seeks methods to ensure the safety of and enjoyment of its residents and visitors while using its public property and recreational facilities, including its bike path; and

WHEREAS, the increased use of electric bicycles (“e-bikes”) and electric scooters (“e-scooters”) has raised concerns regarding the safety of pedestrians and bicyclists on the bike path due their speed in a congested area; and

WHEREAS, the City of Somers Point finds it necessary and in the public interest to regulate the use of electric bicycles and electric scooters on the municipal bike path and other public areas;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Somers Point, County of Atlantic, State of New Jersey as follows:

SECTION 1. Section 250-64 of Article VIII of Chapter 250, of the Code of the City of Somers Point is hereby amended to read as follows:

It is the purpose and intent of this article to exercise the authority granted to the City pursuant to Title 39, Chapter 4, Article 3 of the New Jersey Statutes to regulate the

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operation of all types of bicycles, roller skates, in-line skates, skateboards, and all types of scooters upon the roadways, the bike path and public properties under municipal jurisdiction in order to reduce damage to property, lessen the risk of harm to the public and eliminate unnecessary and expensive repairs to be made to facilities owned by the City and facilities under the jurisdiction of the Somers Point Recreation Commission and the Somers Point Board of Recreation, in the best interest of the public.

SECTION 2. The following definitions are hereby added to Section 250-65, of Article VIII of Chapter 250, of the Code of the City of Somers Point;

- **Electric Bicycle (E-Bike):** A bicycle equipped with an electric motor capable of either providing assistance to the rider, or which is capable of propelling the bicycle with or without human propulsion.
- **Electric Scooters (E-Scooter):** A scooter with an electric motor that is capable of propelling the device with or without human propulsion.
- **Motorized Bicycle:** A pedal bicycle having a helper motor characterized in that either the maximum piston displacement is less than 50 cc. or said motor is rated at no more than 1.5 brake horsepower.
- **Municipal Bike Path:** Any multi-use trail or path maintained or designated by the City of Somers Point for use by bicycles, pedestrians, or other non-motorized means of travel, including but not limited to the Somers Point Bike Path (Purple Heart Way) and related connectors.
- **Public Property:** Any property owned, leased, maintained, or otherwise under the jurisdiction or control of the City of Somers Point, including but not limited to parks, municipal lots, recreational fields, and public sidewalks.

SECTION 3. The following definition is hereby removed from Section 250-65, of Article VIII of Chapter 250, of the Code of the City of Somers Point;

- **Bike Path:** A separate pathway for the exclusive use of bicycles and pedestrians separated from motor vehicle traffic except at bike crossings.

SECTION 4. The title of Section 250-66 shall be amended to read as follows: “Regulations of Use and Operation.”

SECTION 5. Section 250-66.1 of Article VIII of Chapter 250, of the Code of the City of Somers Point is hereby amended to read as follows:

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- The City Council, pursuant to Title 39, Chapter 4, Article 3 of the New Jersey Statutes, may regulate the operation of bicycles, electric bicycles, motorized bicycles, scooters, electric scooters, motorized scooters, roller skates, in-line skates, and skateboards upon the roadways and public properties under municipal jurisdiction.

SECTION 6. Subparagraph “A” of Section 250-66.4 of Article VIII of Chapter 250, of the Code of the City of Somers Point is hereby amended to read as follows:

A. The use of roller skates, in-line skates, scooters, or skateboards which are propelled, in whole or in part, by any type of helper motor is hereby prohibited within the City of Somers Point. The motor need not be engaged in order for a person to be in violation of this prohibition.

SECTION 7. Section 250-67.1 of Article VIII of Chapter 250, of the Code of the City of Somers Point is hereby amended to add a subparagraph “C” which shall read as follows:

C. Locations where electric and motorized bicycles prohibited; police exception.

- (1) With the exception of electric mobility devices by individuals with a disability, as defined under the Americans with Disabilities Act (ADA), no person shall use or operate or ride an electric or motorized bicycle upon or in:
 - (a) Public sidewalks;
 - (b) Any ball fields, running track(s), tennis, pickle ball or basketball court(s), hockey rink(s), pier(s) or beach(es) owned by, leased to or under the control of the City of Somers Point and/ or the Somers Point Recreation Commission;
 - (c) The grounds of the Somers Point public schools other than parking lots;
 - (d) Any other municipal parking lots, including fire company lots;
 - (e) The grounds of City Hall;
 - (f) All bike paths located on property owned or maintained by the City, including the Somers Point Bike Path (Purple Heart Way);
 - (g) The grounds and roadway John F. Kennedy Park.
- (2) The operational prohibition set forth in subsection (1)(f) shall not apply to “low-speed electric bicycles” as that term is defined in N.J.S.A. 39:1-1.
- (3) These operational prohibitions shall not apply to any member of the Somers Point Police Department engaged in police business.

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SECTION 8. Section 250-71, of Article VIII of Chapter 250, of the Code of the City of Somers Point is hereby amended to add the following subparagraph “E” which shall read as follows:

E. Any person found operating an electric bicycle or electric scooter in violation of this article shall be subject to the following penalties:

- First Offense: A fine of up to \$250 and/or community service of up to seven (7) days.
- Second Offense: A fine of up to \$500 and/or community service of up to thirty (30) days.
- Subsequent Offenses: A fine of up to \$1,500 and/or community service of up to (90) days.

In the case of violations by minors, the Municipal Court may, in its discretion, impose the alternative penalty of participation in and successful completion of a bicycle safety program.

SECTION 9: Severability - If any section, paragraph, or provision of this ordinance is found to be invalid or unenforceable, such findings shall not affect the validity of the remaining provisions.

SECTION 10: Effective Date - This ordinance shall take effect upon final passage, approval, and publication as required by law.

SECTION 9: Repealer - All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Resolutions:

Public Portion Resolutions:

Council President Haberkorn duly opened the meeting to the public.

Patricia Pierson asked for clarification on Resolution 241 of 2025. She also requested clarification on where the funding would be coming from for the Gateway Theater roof replacement and new playground equipment.

Hearing nothing further from the public, the public portion was duly closed.

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Resolution No. 237 of 2025

M/S- Owen/Gerety

This resolution was adopted by a unanimous vote of those present.

No. 237 of 2025

Subject: Authorizing Purchase of Playground Equipment Through the Educational Services Commission of New Jersey (ESCNJ) National Cooperative Purchasing Program for Contract #24/25-01, Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products, for JFK Park.

Introduced By: Council President Haberkorn

WHEREAS, the City of Somers Point is permitted to participate in national purchasing cooperatives pursuant to N.J.S.A 52:34-6.2; and

WHEREAS, the Educational Services Commission of New Jersey has acted as lead agency and awarded Contract Number #24/25-01, Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products; and

WHEREAS, the City's Recreation Department has multiple pieces of Playground Equipment which are becoming increasingly cost prohibitive to maintain and past their useful life located at JFK Park; and

WHEREAS, the City Council Finance Committee, and City Administrator/Purchasing Agent Jason Frost have reviewed the contract from Educational Services Commission of New Jersey Contract Number #24/25-01, Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products, and have determined that the acquisition of Playground Equipment as the functional economic solution to replace the City of Somers Point's aging Playground Equipment at JFK Park here in Somers Point; and

WHEREAS, it is recommended that City Council approve the disposition of the derelict playground equipment and acquisition of the below referenced Playground Equipment for the Recreation Department for use at JFK Park.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Somers Point, New Jersey, the referenced Playground Equipment purchased from MRC Inc, PO Box 106, Spring Lake, NJ 07762 in accordance with the Educational Services Commission of New Jersey contract term for Contract Number #24/25-01, Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products, contract for use by the Recreation Department as follows:

Somers Point JFK Park– Playground Equipment:

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Quantity	Part #	Description
1	6245	GameTime - RoxAll See Saw
1	6372	GameTime - Spin With Me (With Handle)
1	RDU	GameTime - 2-Bay PrimeTime Swings with (1) Belt Seat, (1) Expression Swing, (1) 5-12 Zero-G Chair, and (1) 2-5 Zero-G Chair
1	RDU	GameTime - Custom PowerScape 5-12 Unit
1	INSTALL	GameTime - Installation by a Certified GameTime Installer
1	INSTALL	GameTime - Site Work - Removal and Disposal of existing equipment- Priced at NJ prevailing wage rates
		Total \$207,119.80

Somers Point - JFK Playground Subtotal..... \$207,119.80

*Total Amount of Educational Services Commission of New Jersey Contract Number #24/25-01, Exp 6/30/2026, Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment and Related Products.

Resolution No. 238 of 2025

M/S- Owen/Gerety

This resolution was adopted by a unanimous vote of those present.

No. 238 of 2025

Subject: Authorization of Purchase Through the Use of State Contract Vendor Dell Corporation Pursuant to N.J.S.A. 40A:11-12(a) & N.J.A.C. 5:34- 7.29(c), for the Use of SDL Software for the City of Somers Point, Construction Office

Introduced By: Council President Haberkorn

WHEREAS, the City of Somers Point may by resolution and without advertising for bids purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.29 et. Seq.; and

WHEREAS, the City of Somers Point has identified a need to purchase and install SDL Software for use by the City of Somers Point – Construction Office; and

WHEREAS, pursuant to State Contract Number NJ State Contract #T3121, Dell Corporation of Round Rock, TX was awarded the State Contract for Computer Software; and

WHEREAS, the Construction Official in conjunction with the Business Administrator has researched the equipment available and recommends the utilization of the supply and install provided by Dell Corporation of Round Rock, TX.

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NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Somers Point authorizes the following purchase from Dell Corporation of Round Rock, TX to be ordered as soon as pragmatically possible:

SELECTED OPTIONS:

Quantity	Description	
1	Enterprise Software.....	\$7,763.12
1	SDL Hosting.....	\$1,198.96

Total: \$8,872.08

STATE CONTRACT NO: #T3121 Exp 10.30.2026

Resolution No. 239 of 2025

M/S- Owen/Dill

This resolution was adopted by a unanimous vote of those present.

No. 239 of 2025

Subject: Budget Appropriation Transfer

Introduced by: Council Members Dill and McGuigan and Council President Haberkorn

WHEREAS, N.J.S. 40A:4-1 et.seq. allows the Governing Body to make budget appropriation transfers after November 1st of the budget year to expend for any of the purposes specified in the budget an amount in excess of the respective sums originally appropriated therefor, provided that the resolution is adopted by not less than a two-thirds vote of the full membership thereof.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point, not less than two-thirds of all members thereof affirmatively concurring, that the Chief Financial Officer is hereby authorized to make the following 2025 budget transfer as specified in this resolution.

Current Fund

From:

Group Health Insurance	5-01-23-220-284	\$15,000
Department of Administration S+W	5-01-20-100-101	\$15,000
Data Processing	5-01-20-140-201	\$15,000
Department of Police S+W	5-01-25-240-101	\$15,000
		\$60,000

To:

Legal Services	5-01-20-155-212	\$20,000
Utilities: Electric	5-01-31-430-275	\$20,000
Vehicle Maintenance: Fire	5-01-26-315-273	\$10,000
Vehicle Maintenance: PW	5-01-26-315-277	\$10,000
		\$60,000

Sewer Fund

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<u>From:</u>		
Department of Sewer OE	5-07-55-502-013	\$ 2,500
		\$ 2,500
<u>To:</u>		
ACUA Wastewater	5-07-55-502-015	\$ 2,500
		\$ 2,500

Resolution No. 240 of 2025

M/S- Dill/Gerety

This resolution was adopted by a unanimous vote of those present.

Council Member McGuigan and Council Member Johnston welcomed the new owner to Somers Point and the previous owners good luck in their retirement.

No. 240 of 2025

Subject: Resolution Approving a Person-To-Person Transfer of Plenary Retail Consumption License No. 0121-33-012-009 from SSD Diner LLC (DBA The Windjammer) to Websters SP, LLC

Introduced By: Council President Haberkorn

WHEREAS an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 0121-33-012-009, heretofore issued to SSD Diner LLC., for premises located at 18 MacArthur Boulevard, Somers Point, New Jersey; and

WHEREAS the submitted application form and supplemental documents have been deemed complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS the applicant has disclosed, and the Somers Point Police Chief has reviewed the qualifications of the License holder and the source of all funds used in the purchase of the license and the licensed business, and all additional financing obtained in connection with the licensed business; and

WHEREAS a New Jersey Tax Clearance Certificate, Application for Bulk Sale Permit, Consent to Transfer along with proof of publication of the Notice of Pending Application

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published in The Press of Atlantic City on July 8, 2025 and July 15, 2025, have been filed with the Somers Point City Clerk; and

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the City of Somers Point, Atlantic County, New Jersey, does hereby approve, effective November 13, 2025, the transfer of New Jersey Alcoholic Beverage Control Plenary Retail Consumption License 0121-33-012-009 from SSD Diner LLC, to Websters SP, LLC, and does hereby direct the City Clerk to endorse the License certificate to the new ownership as follows:

"This license, subject to all its terms and conditions, is hereby transferred to Websters SP, LLC effective November 13, 2025."

Resolution No. 241 of 2025

M/S- Gerety/Dill

This resolution was adopted by a unanimous vote of those present.

No. 241 of 2025

AUTHORIZING EXECUTIVE SESSION

Subject: Advice of Counsel Regarding Contract Issues with the Contract between the City of Somers Point and Mox Five

Introduced By: Council President Haberkorn

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Somers Point City Council to be held in public, and N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in "Executive Session," i.e. without the public being permitted to attend; and

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on November 13, 2025, during a public meeting to be held commencing at 7:00 P.M; and

WHEREAS there are nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b). Listed below, is the exception relied upon; and after the exception is a space within which the number of issues to be privately discussed that fall within that exception shall be written and within which additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

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1 “(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise his ethical duties as a lawyer.”

The nature of the matters to be discussed, described as fully as possible without undermining the need for confidentiality:

Advice of Counsel and attorney-client privileged communication regarding issues that have developed in connection with the contract between the City of Somers Point and MOX Five relative to inventorying computer records.

WHEREAS the length of the Executive Session is estimated to be approximately 20 minutes after which the public meeting of the City Council shall reconvene;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Somers Point will go into Executive Session for **only** the above stated reason;

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to make ten (10) photocopies of this resolution.

BE IT FURTHER RESOLVED that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment and Memorandum of Understanding dated June 8, 2009, that arose that the City Council hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

Subject of Discussion	Estimated Date	Necessary Occurrence
See Exception 7	Unknown at this time	Discussion by City Council relative to issues involving the MOX-Five contract.

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Resolution No. 242 of 2025

M/S- Dill/Johnston

This resolution was adopted by a unanimous vote of those present.

**No. 242 of 2025
AUTHORIZING EXECUTIVE SESSION**

Subject: Advice of Counsel Regarding Contractual Negotiations with the New Jersey State Health Benefit Program

Introduced By: Council President Haberkorn

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Somers Point City Council to be held in public, and N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in “Executive Session,” i.e. without the public being permitted to attend; and

WHEREAS, the Somers Point City Council has determined that there is one (1) topic which requires the advice and counsel of the City Solicitor and is a matter permitted by N.J.S.A. 10:4-12(b) as an exception to open public meeting requirements; and is necessary to be discussed without the public in attendance during an Executive Session to be held on November 13, 2025, during a public meeting to be held commencing at 7:00 P.M; and

WHEREAS there are nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b). Listed below, is the exception relied upon; and after the exception is a space within which the number of issues to be privately discussed that fall within that exception shall be written and within which additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

1 “(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise his ethical duties as a lawyer.”

The nature of the matters to be discussed, described as fully as possible without undermining the need for confidentiality:

Advice of Counsel and attorney-client privileged communication regarding contractual negotiations between the City of Somers Point and the New Jersey State Health Benefit Program.

WHEREAS the length of the Executive Session is estimated to be approximately 30 minutes after which the public meeting of the City Council shall reconvene;

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NOW, THEREFORE, BE IT RESOLVED that the City Council of Somers Point will go into Executive Session for **only** the above stated reason;

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to make ten (10) photocopies of this resolution.

BE IT FURTHER RESOLVED that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment and Memorandum of Understanding dated June 8, 2009, that arose that the City Council hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

Subject of Discussion	Estimated Date	Necessary Occurrence
See Exception 7	Unknown at this time	Discussion by City Council relative contract discussions with the New Jersey State Health Benefit Program.

Resolution No. 243 of 2025

M/S- Owen/Gerety

This resolution was adopted by a unanimous vote of those present.

No. 243 of 2025

Subject: Awarding Bid for the Gateway Theater Roof Replacement

Introduced by: Council Members Dill and McGuigan and Council President Haberkorn

WHEREAS, The City of Somers Point Authorized the Business Administrator to Advertise for the Gateway Theater Roof Replacement RFP by resolution 220 of 2025
WHEREAS, on November 6th 2025 the City of Somers Point received eight (8) bids for the Gateway Theater Roof Replacement; and
WHEREAS, Sky General Construction, LLC of, New Jersey was the lowest responsible bidder; and
WHEREAS, the City Administrator's office has recommended that the City award the contract to Sky General Construction, LLC (PW Contractor Registration 731627, Exp 5.19.27), Inc of Paterson, New Jersey in the amount of \$42,000.00

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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point as follows:

- 1.) The Contract for the Gateway Theater Roof Replacement project is hereby awarded to Sky General Construction, LLC (PW Contractor Registration 731627, Exp 5.19.27) of 74 1st Ave, Paterson, New Jersey in the amount of \$42,000.00 (Unit Price: 4x8 - CDX, \$128.00).
- 2.) The Mayor and/or City Administrator are hereby authorized and directed to enter into a formal contract with Sky General Construction, LLC Inc signing on behalf of the City.
- 3.) The Execution of the Contract shall be contingent upon review and approval by the City Solicitor and Business Administrator of the City of Somers Point.

Consent Agenda Resolutions:

On the motion of Council Member Dill, seconded of Council Member Johnston and carried to approve the Consent Agenda Resolutions.

No. 244 of 2025

Subject: Resolution to Authorize Mayor to Execute Recreation and Open Space Inventory

Introduced By: Council President Haberkorn

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the State requires that the Project Agreement is to be accompanied by an updated Recreation and Open Space Inventory (ROSI). The ROSI lists each parcel of recreation and conservation land previously acquired under its Planning Incentive project, as well as all recently acquired lands, easements, and other interests held for recreation and conservation purposes. The ROSI will be incorporated into, and made a part of, a renewed Declaration of Encumbrance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point:

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1. That the Mayor of the City of Somers Point is hereby authorized to execute the ROSI and any amendment thereto with the State known as City of Somers Point Open Space and Recreation Plan; and
2. This resolution shall take effect immediately.

No. 245 of 2025

Subject: Authorizing Bike Sale

Introduced By: Council President Haberkorn

WHEREAS, the Police Department of the City of Somers Point is presently in possession of certain goods, chattels and other personal property belonging to certain unknown owners; and

WHEREAS, the Police Department of the City of Somers Point has been in possession of said property for more than six (6) months and has been unable to determine the whereabouts of the owners of said property; and

WHEREAS, the City Council of the City of Somers Point is desirous of conducting a public sale for the purpose of exposing for sale said personal property as hereinafter mentioned.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the city of Somers Point, that:

1. The City of Somers Point hereinafter referred to in this Resolution as the “City” shall sell at public sale to the highest bidder on the 6th day of December 2025, at the hour of 10:00 a.m. (preview at 9:00 a.m.), at the Public Works Building, 830 Center Street, Somers Point, New Jersey, as per the attached. Bikes can be inspected between 9:00 am and 10:00 am.
2. The property to be offered in individual lots.
3. The City determines that this sale shall be conducted in accordance with N.J.S.A. 40A:14-157.
4. Public notice of the time and place stating the description of the property to be sold shall be published in the Ocean City Sentinel on November 19, 2025.
5. The successful bidder shall submit cash or certified check made payable to the City of Somers Point drawn on a recognized banking institution in an amount equivalent to the full purchase price, said sum to be paid at the time of the offer.
6. It is understood that the City is conducting this sale in accordance with N.J.S.A. 40A:14-157 and makes no representations, warranties or guarantees of any kind with respect to the City’s right, title and interest in and to the property, and is being sold in “as is” condition and no purchaser shall have any rights or remedies against the City.

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7. The conditions of this sale shall be binding not only to the successful bidder but also on the heirs, devisees, personal representatives, successors or assigns of any successful bidder.
8. The City reserves the right to reject any and all bids.
9. The City makes no representations, warranties or guarantees of any kind with respect to the property about to be sold.

No. 246 of 2025

Subject: Approving Proposals – Goods and Services 2025

Introduced By: Council President Haberkorn

WHEREAS, the City of Somers Point received proposals for various goods and services in accordance with the Fair and Open procedure of the New Jersey Pay-to-Play law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Somers Point that the following proposals, received on May 15th 2025, August 13th 2025, September 23rd 2025, and November 12th 2025 approved, and that the City Administrator is hereby authorized to issue contracts to the following vendor for goods and services during the period of January 1st, 2025 to December 30th, 2025:

- a) **Leaves and Brush Disposal Site**
Atlantic Blueberry Co (*Contract Date 1/1/26 – 12/31/27*)

- b) **Commercial Flooring Construction and Installation**
Garden State Bomanite
Floor Skinz

- c) **General Construction Services**
Ocean Construction

- d) **Heavy Truck Mechanic Services and Supplies**
Gentilini Ford Inc
GranTurk Inc.
Johnson & Towers

- e) **Law Enforcement Supplies and Services**
Galls

- f) **Misc Employee Uniforms**
Action Uniform Co

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- g) Roofing Construction Services**
Dorothy Gale Roofing
King Q Roofing and Siding

- h) Recreation Equipment and Installation**
BSN Sports
T&C Sports

- i) Sewer Pump Maintenance**
A.C. Schultes

- j) Sewer System Coating System**
Mobile Dredging & Video Pipe Inc.

- k) Tree Removal and Maintenance Service**
The Tree Man – Dba Lenzsch Ent Inc

- l) Auto/ Vehicle Service and Supplier**
Distinctive Car Toyz***

- m) Custodial Services**
Offshore Cleaning
Shoban Cleaning Solutions
Professional Cleaning Services

Old Business:

None

New Business:

None

Discussion of Bills:

Administrator Frost reported a Bill List dated 11/10/2025 in the amount of \$1,879,122.41, a Record of Payment dated 10/22/2025 in the amount of \$1,000.00, a Manual Bill List for SHBP dated 11/13/2025 in the amount of \$189,853.49, and an additional Manual Bill List for County tax payment dated 11/17/2025 in the amount of \$2,153,291.88.

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Public Portion:

Council President Haberkorn duly opened the meeting to the public.

Maureen Helbig of Somers Point brought up the need for improvements on the City's website.

John Helbig of Somers Point requested Council pass a similar Resolution to Margate City regarding oil and gas exploration programs.

Ed Dixon of Ocean City thanked Council for all they do to honor Veterans and requested they consider dedicating the month of August to military Veterans.

Hearing nothing further from the public, the public hearing was duly closed.

Payment of Bills:

M/S: Dill/Johnston

The Bill List was approved by a unanimous vote of those present. A complete list of bills is on file in the Office of the Municipal Clerk.

Comments from Governing Body:

Council Member Dill reiterated the necessity in amending Ordinance 17 of 2025.

Recess:

The Governing Body recessed briefly at 8:00 p.m. before going into Executive Session at 8:08 p.m.

Reconvene:

Council President Haberkorn reconvened the Governing Body to Open Session at 9:04 p.m.

Adjournment:

There being no further business to come before City Council, Council Member Johnston moved, Council Member Dill seconded and carried to adjourn the meeting at 9:04 p.m.

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Respectfully submitted,

Shelby Heath, RMC
Municipal Clerk
Approved: 12/11/2025