



CITY OF ABSECON
Municipal Complex
500 Mill Road
Absecon, New Jersey 08201

Carie A. Crone, RMC
Municipal Clerk

Phone (609) 641-0663 x101
Fax (609) 645-5098

CITY COUNCIL

April 15th, 2021

REGULAR MEETING – 5:30 PM

AGENDA

FLAG SALUTE

ROLL CALL

PRESIDENT'S STATEMENT ON THE SUNSHINE LAW

NOTIFICATION THAT THIS MEETING IS ELECTRONICALLY RECORDED

REGULAR MEETING AGENDA

2021 ORDINANCE FOR ADOPTION

- 07** Bond Ordinance providing for various 2021 Capital acquisitions and improvements by and in the City of Absecon, County of Atlantic, State of New Jersey; appropriating \$2,245,000 therefore and authorizing the issuance of \$2,132,750 Bonds or Notes to finance part of the cost

2021 ORDINANCE FOR INTRODUCTION

- 08** Creating Chapter 313 – Shopping Carts in the Code of the City of Absecon

2021 RESOLUTIONS

- 77** Authorizing Change Order No. 1 – Final for the Reconstruction of Bayview Drive – Phase 2
- 78** Authorizing the cancellation of taxes on properties exempt from taxes due to Disabled Veteran Status

PUBLIC PORTION (Agenda Items Only)

CONSENT AGENDA - Resolutions read by title that have been moved to consent.

APPROVAL OF BILL LIST - \$ 2,440,292.80

APPROVAL OF MINUTES

Regular Meeting Minutes – 4/1/2021

REPORTS Council Committees
Administrator/CFO
Clerk
Mayor

PUBLIC PORTION

ADJOURNMENT

CITY OF ABSECON

ORDINANCE 07-2021

BOND ORDINANCE PROVIDING FOR VARIOUS 2021 CAPITAL ACQUISITIONS AND IMPROVEMENTS BY AND IN THE CITY OF ABSECON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$2,245,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$2,132,750 BONDS OR NOTES TO FINANCE PART OF THE COST THEREFOR

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF ABSECON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Absecon, in the County of Atlantic, State of New Jersey (the "City") as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the aggregate sum of \$2,245,000, which sum includes \$112,250 as the aggregate amount of down payments for said improvements required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), and now available therefor by virtue of provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, and to meet the part of the \$2,245,000 appropriation not provided for by said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$2,132,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding \$2,132,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. The improvements and purposes hereby authorized and purposes for the financing of which said debt obligations are to be issued, including, but not limited to, as follows:

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Purchase of body cameras, a pickup truck and a utility interceptor for the Police Department;	\$170,000	\$161,500	\$8,500	5 years
(ii) Purchase of a fire truck for the Fire Department;	\$900,000	\$855,000	\$45,000	10 years

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(iii) 2021 Road Improvement Program as more fully described in a list on file in the Office of the City Clerk, which list is hereby approved. Such roadway improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, streetscape improvements, drainage improvements to said roadways, and the repair, restoration or construction of or improvements to curbs, sidewalks, driveway aprons or handicapped accessible curb ramps along various roadways in the City;	\$800,000	\$760,000	\$40,000	10 years
(iv) Phase II dredging improvements consisting of permitting, sampling and identification of disposal site;	\$55,000	\$52,250	\$2,750	15 years
(v) Preliminary engineering and design expenses for a Flood Mitigation Project;	\$125,000	\$118,750	\$6,250	15 years
(vi) Streetscape improvements as more fully described in a list on file in the Office of the City Clerk, which list is hereby approved. Such improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, drainage improvements to said roadways, and the repair, restoration or construction of or improvements to curbs, sidewalks, driveway aprons or handicapped accessible curb ramps along various roadways in the City; and	\$100,000	\$95,000	\$5,000	10 years

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(vii) Purchase and installation of GPS emergency pre-emption equipment at various major intersections located within the City for the Public Safety Department.	\$95,000	\$90,250	\$4,750	10 years
Grand Total:	<u>\$2,245,000</u>	<u>\$2,132,750</u>	<u>\$112,250</u>	

The appropriations set forth above also include the following, as applicable, surveying, construction planning, engineering and design work, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation and also all work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto.

a. The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,132,750.

b. The aggregate estimated cost of said improvements and purposes is \$2,245,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the down payments in the aggregate amount of \$112,250.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Atlantic make a loan, contribution or grant-in-aid to the City for the improvements authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Atlantic. In the event, however, that any amount so loaned, contributed or granted by the United States of America, the State of New Jersey, and/or the County of Atlantic shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply however, with respect to any contribution or grant in aid received by the City as a result of using such funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of Section 8.1 of the Local Bond Law. 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 purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon 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 the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

a. The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City 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 said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 6.16 years.

c. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,132,750 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

d. An aggregate amount not exceeding \$450,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements hereinbefore described.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse

the City for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the City, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the City for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,132,750. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three years after the expenditure is paid.

SECTION 10. The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The City covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

DATED: April 15th, 2021

SIGNED: _____
Kimberly Horton, Mayor

ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk

Passed on first reading at a regular meeting of the Municipal Council held on April 1st, 2021. Laid over and advertised for public hearing and final adoption on April 15th, 2021.

CITY OF ABSECON

ORDINANCE 08-2021

**AN ORDINANCE CREATING CHAPTER 313 SHOPPING CARTS IN
THE CODE OF THE CITY OF ABSECON**

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

Absecon City Code Chapter 313 Shopping Carts shall be created as follows:

§ 313-1. Scope and Purpose:

A. Policy Statement

Due to the proliferation of abandoned shopping carts within public rights-of-way, and the failure of shopping cart owners to take remedial action to prevent the removal of carts or the implementation of an effective procedure to retrieve carts which have been removed from their premises, resulting in the presence within the City of unwarranted safety hazards, imposition of an undue burden upon the City Department of Public Works, and an unnecessary utilization of resources and expenditures of taxpayer funds to address the problem; and

B. City Council has attempted to encourage cart owners to implement programs designed to alleviate the problems caused by abandonment of carts but with no satisfactory results; and

C. City Council finds and determines that shopping carts left within streets, on municipal property, and in other public rights-of-way impede the flow of pedestrian and vehicular traffic, and present an added impediment to people with disabilities; and

D. The United States Occupational and Health Administration recognizes the hazards of unsecured shopping carts and encourages store owners to keep shopping carts and other potential obstacles or projectiles inside of stores and away from entrances during special sales and promotional events in recognition of those safety hazards presented; and

E. City Council finds and determines that shopping carts left in a street (as hereinafter defined):

(1) Create a dangerous attractive nuisance, particularly for minor children who are most prone to injury from shopping cart accidents;

(2) Create a distraction to drivers seeking to avoid contact with the carts or prevent being struck by a moving cart;

(3) Adversely affect the preservation of the City's character due to unsightly clutter and create a potential diminution of property values;

(4) Are detrimental to the public safety, health and welfare;

(5) Constitute a public nuisance; and

(6) By their presence in and on a street require immediate removal necessary to prevent a danger to public safety; and

- F. It is the intent and purpose of this action by City Council to establish and enact regulations governing the abandonment of carts, to establish a fee for redemption of impounded carts, and to provide penalties for violations; and
- G. Council of the City of Absecon wishes to comply with and supplement the provisions of N.J.S.A. 40:48-2.65 regulating shopping carts; and
- H. The clauses in this chapter are incorporated herein as statements of explanation, purpose and intent.

§ 313-2. Definitions:

As used in this chapter, the following terms shall have the meanings indicated:

ESTABLISHMENT

A person owning, making available or having control of a place where shopping carts are utilized; the place of a person owning, making available or where shopping carts are utilized.

PARKING AREA

A parking lot or other property provided by a retailer for the use of a customer for parking an automobile or other vehicle. The parking area of a retail mercantile establishment located in a multi-store complex or shopping center shall include the entire parking area used by the complex or center.

PERSON

Includes a person of either sex or a corporation, partnership, association, joint-stock company, societies and other entities capable of being sued.

REMOVE

To take, transport or otherwise remove for any purpose a shopping cart from the interior (if the building should have no parking area accessible to the public) or parking area of the establishment which makes the shopping cart available to the public. Removal or transport of a shopping cart by the owner or agent of the owner for repair, shipment to another location or for any other legal purpose shall not constitute a violation of this chapter.

SHOPPING CART

A push cart of the type or types which are commonly provided by grocery stores, drugstores or other retail mercantile establishments for the use of the public in transporting commodities in stores and markets and their parking areas.

STREET

Includes any street, avenue, road, alley, lane, highway, boulevard, concourse, sidewalk or crosswalk, culvert, bike path, and every municipal parking lot within the City of Absecon.

§ 313-3. Affirmative obligation of shoppers, patrons and users

All shoppers, patrons and users of carts who remove a cart for their convenience or any other reason from the establishment or parking lot adjacent to where the cart belongs shall have the affirmative duty and obligation to return the cart forthwith. Any person who does not fulfill that duty and obligation, or who abandons the cart, has violated this chapter.

§ 313-4. Duties of owners and operators of stores supplying carts

All owners and operators of establishments owning and/or supplying carts for the convenience of shoppers, patrons or users shall:

- A. Clearly label them, in a visible manner restrictive of removal of same, with the name, address and phone number of the store or facility owning or responsible for supplying the carts.
- B. Be responsible for retrieval of any of their carts as soon as possible and not more than three business days from notification by the City, or any official thereof, of a request to do so by fax, letter, email or verbal notification. Any that do not do so have violated this chapter.
- C. Create procedures.
 - (1) Create internal procedures to comply with this chapter, which procedures shall be written and in place within 30 days after the effective date of this chapter, and which shall be supplied to the City Clerk, who shall provide copies to the Public Works Supervisor, Code Enforcement Officer, and the Police Department. Additional copies shall be supplied, if requested, from time to time by the City.
 - (2) Such procedures shall identify the name of the establishment, the name of and contact information for the store manager and the person, title, address of the store or facility, phone number, fax number, and e-mail address where and to whom the City may send notices; and shall include an affirmative plan of action demonstrating how, and with what frequency the City shall be searched for shopping carts which have been removed from the establishment; and which shall be at least weekly.
- D. At their sole expense, create signage on their premises, to be prominently displayed in a conspicuous place at or near all entrances and exits, giving notice of the provisions of this chapter relating to the prohibition against removal of carts from the premises or the parking lot immediately adjacent to the establishment and not returning them, or abandoning them, and that violators are subject to fines and penalties.
- E. Acknowledge receipt of a copy of this chapter to confirm that any cart found in a street or place will be impounded to prevent a safety hazard and that notification will be sent by the City not less than once per week via e-mail informing the designated establishment representative of the number of carts in possession of the City and where they may be redeemed.

§ 313-5. Municipal impoundment; redemption fee

- A. The City shall not impound a shopping cart that has sign or notice identifying the owner of the cart or the retailer who has written consent from the owner to use the cart, and listing a valid telephone number or address through which the owner or retailer can be contacted, unless the following conditions are met:
 - (1) The shopping cart is located outside the premises or parking area of a retail mercantile establishment, unless it is found located in a street, in which event it will be promptly impounded by the City;
 - (2) The City will notify the owner or retailer via e-mail of the location of the cart and allow three (3) business days from the date of such notification for the owner, retailer, or an authorized agent to retrieve the shopping cart;
 - (3) The City will notify the owner or retailer via e-mail upon impoundment of a shopping cart and include information as to how the cart may be retrieved;

- (4) The City will hold impounded shopping carts at the Department of Public Works yard, 939 Pitney Road, Absecon, NJ, or such other location that may be designated by the Public Works Supervisor. An appointment is required for the pickup of shopping carts;
 - (5) The City will allow the owner or retailer a minimum of five (5) business days following receipt of notice that a shopping cart has been impounded to retrieve the cart before the City may sell or otherwise dispose of the cart;
 - (6) Whenever the Public Works Department or Code Enforcement shall take any cart into their possession bearing identification of ownership or right to possession, not less than once per week a notice shall be sent by e-mail to the designated representative of the establishment advising that such cart(s) is (are) being held and stored and that the cart may be redeemed upon payment to the City of a fee or charge of \$25.00 per cart. Carts may be redeemed by the owner thereof as shown by the identification of ownership or right to possession prior to sale, dismantling, destruction or disposal thereof, and the owner shall be entitled to receive such cart upon payment of the fee or charge of the sum of \$25.00 per cart.
 - (7) Any fine imposed upon the owner or retailer for an impounded shopping cart shall not exceed \$50.00 for each occurrence for failure to retrieve shopping carts. An occurrence includes all shopping carts impounded in accordance with this section during a twenty-four-hour period.
- B. The City may, at its sole discretion, impound a shopping cart that has a sign or notice identifying the owner of the cart, or the retailer who has written consent from the owner to use the cart, and lists a valid telephone number or address through which the owner or retailer can be contacted, without meeting the conditions required by Subsection **A(1)** through **(6)** of this section, if the City:
- (1) Notifies the owner or retailer within 24 hours of impounding the shopping cart and includes information on how the cart may be retrieved;
 - (2) Releases the cart to the owner, retailer or authorized agent without any charge or fine whatsoever, if the owner, retailer, or authorized agent attempts to retrieve the cart within five (5) days of notice.
- C. Nothing contained in this section shall preclude or otherwise limit the City from impounding a shopping cart that does not have a sign or notice identifying the owner of the cart, or the retailer who has written consent from the owner to use the cart, and lists a valid telephone number or address through which the owner or retailer can be contacted.

§ 313-6. Violations and penalties

- A. A shopper, patron, or user of a cart convicted in municipal court of a violation of this chapter shall be fined \$100.00 for the first conviction and \$250.00 for each subsequent conviction.
- B. An owner or retailer of an impounded shopping cart convicted in municipal court of a violation of this chapter shall be fined \$100.00 for each occurrence for failure to retrieve shopping carts. An occurrence includes all shopping carts impounded in accordance with this chapter during a twenty-four-hour period. This penalty shall be in addition to any fees for shopping cart redemption.
- C. Any person violating any of the other provisions of this chapter shall, upon conviction, be punished as set forth in Chapter 1, General Provisions, Article II; and each violation shall be

deemed to be a separate and distinct offense. This penalty shall be in addition to any fees for shopping cart redemption.

§ 313-7. Revocation of mercantile license for repeated violations

The mercantile license of an establishment may be subject to revocation for repeated violations if more than fifty (50) carts are retrieved or impounded by the City within any six-month period.

§ 313-8. Right to inspect

The Department of Public Works, Code Enforcement or members of the Police Department shall be authorized to enter upon establishment premises at any reasonable hour of a business day where carts are provided for the purpose of inspecting carts for proper identification and otherwise effecting compliance with the provisions of this chapter.

§ 313-9. Disposition of funds collected upon sale of carts

Upon a redemption or sale of a cart, the proceeds shall be deposited into the general funds of the City or in such a manner as shall be designated by the Mayor and City Council.

§ 313-10. Nonliability of City

Any sale or other disposition of such cart pursuant to this chapter shall be without liability on the part of the City to the owner of such a cart or other person lawfully entitled thereto or having interest therein.

§ 313-11. No obligation of City to search for carts

Nothing contained herein is intended to impose upon the City or any department therein to utilize the Public Works, Code Enforcement or Police Department resources to conduct City-wide searches for abandoned carts or to make such searches on any regular schedule or basis.

§ 313-12. Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as required by law.

Dated: April 15th, 2021

SIGNED:

Kimberly Horton, Mayor

ATTEST:

Carie A. Crone, RMC Municipal Clerk

CITY OF ABSECON

RESOLUTION 77-2021

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 - FINAL
FOR THE RECONSTRUCTION OF BAYVIEW DRIVE – PHASE 2**

WHEREAS, the City of Absecon has contracted with Asphalt Paving Systems, Inc. P.O. Box 530, Hammonton, NJ 08037 for the Reconstruction of Bayview Drive – Phase 2 in the City of Absecon; and

WHEREAS, the nature and reason of the change is to adjust the contract as further described in the attached Change Order No. 1 - Final.

WHEREAS, this resolution sets forth the certification of available funds of the maximum dollar value of the contract according to N.J.A.C. 5:30-5.4(a)3.
Budget Account Number 1-01-44-905-197

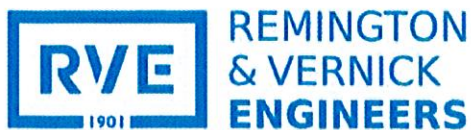
NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Absecon, New Jersey, that:

1. The foregoing facts are hereby ratified and affirmed.
2. The allegations of the preamble hereto are incorporated herein as is set forth in full.
3. The total amount of Change Order No. 1 - Final is \$1,082.34.
4. The adjusted amount of the contract based on Change Order No.1 - Final is increased to \$479,632.34.
5. The appropriate City officials are herewith authorized and instructed to do all things necessary to carry out the intention of this Resolution.
6. The authorization for the proper officials to execute Change Order No. 1 - Final is hereby given.

Dated: April 15, 2021

**This is to certify that this is a true
Copy of a Resolution adopted by the
Council of the City of Absecon at a
Regular meeting held April 15, 2021.**

**ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk**



845 North Main Street
Pleasantville, NJ 08232
O: (609) 645-7110
F: (609) 645-7076

April 5, 2021

Jessica Thompson
Administrator/CFO
City of Absecon
500 Mill Road
Absecon, New Jersey 08201

RE: Reconstruction of Bayview Drive – Phase 2
City of Absecon
Atlantic County, New Jersey
RVE File No. 01-01-U-054

Dear Ms. Thompson:

Enclosed for review and approval, please find Change Order No. 1 - Final for the above-referenced project. The change order represents as-built construction quantities for various contract items. The change order results in a net increase in the contract in the amount of \$1,082.34.

We request that Change Order No. 1 - Final is scheduled for consideration by the Mayor and City Council as soon as possible.

Please note that this change order must be approved prior to or concurrent with approval of Certificate No. 2 - Final.

Should you have any questions, comments, or require additional information, please feel free to contact me in our Pleasantville office by phone at (609) 645-7110 x1303 or by email via edward.dennis@rve.com.

Very truly yours,

REMINGTON AND VERNICK ENGINEERS

Edward D. Dennis Jr., PE, PP, CME
EDD/db

Original to be mailed, advance service via email: jthompson@abseconnj.org

Copy service:

Councilman Keith Bennett, President – City of Absecon (via email: kbennett@abseconnj.org)

Mayor Kim Horton – City of Absecon (via email: khorton@abseconnj.org)

Carie A. Crone, Municipal Clerk – City of Absecon (via email: ccrone@abseconnj.org)

Correspondence File (City of Absecon)

Project File (01-01-U-054)

**NEW JERSEY DEPARTMENT OF TRANSPORTATION
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT
CHANGE ORDER NUMBER - 1**

Project	<u>FY2020 NJDOT Municipal Aid Program Reconstruction of Bayview Drive - Phase 2</u>
Municipality	<u>City of Absecon</u>
County	<u>Atlantic County</u>
Contractor	<u>Asphalt Paving Systems, Inc.</u>

In accordance with the project Supplementary Specification, the following are changes in the contract.

Location and Reason for Change (Attach additional sheets if required)

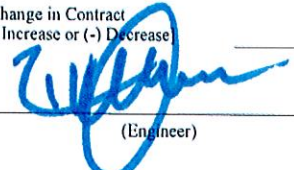
Final change order to reconcile As-Built quantities on Bayview Drive - Phase 2. Addition of removal of the existing storm pipe and inlet structures on the west side of Bayview at Hobart Avenue.

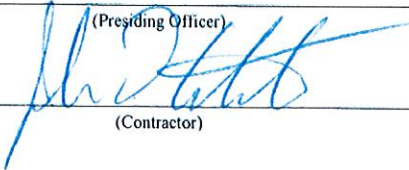
<u>Item No.</u>	<u>Description</u>	<u>Quantity (+/-)</u>	<u>Unit Price</u>	<u>Amount</u>
EXTRA				
5	FUEL PRICE ADJUSTMENT	674.93 DOLLAR	\$1.00	\$ 674.93
6	ASPHALT PRICE ADJUSTMENT	438.81 DOLLAR	\$1.00	\$ 438.81
15	CONCRETE DRIVEWAY, 6" THICK	95.6 S.Y.	\$80.00	\$ 7,648.00
26	TRAFFIC MARKINGS, LINES, 24"	79 L.F.	\$10.00	\$ 790.00
28	STEEL TREE PLATE, 1/8" THICK	71 L.F.	\$10.00	\$ 710.00
REDUCTION				
1	BREAKAWAY BARRICADES	-35 UNIT	\$0.01	\$ (0.35)
2	CONSTRUCTION SIGNS	-450 S.F.	\$0.01	\$ (4.50)
3	DRUMS	-10 UNIT	\$0.01	\$ (0.10)
4	TRAFFIC CONES	-60 UNIT	\$0.01	\$ (0.60)
10	FULL-DEPTH RECLAMATION	-145 S.Y.	\$8.85	\$ (1,283.25)
11	STABILIZING AGENT, BITUMINOUS MATERIAL	-290 GAL	\$3.00	\$ (870.00)
13	HOT MIX ASPHALT 9.5M64 SURFACE COURSE	-56.4 TON	\$84.00	\$ (4,737.60)
16	CONCRETE SIDEWALK, 4" THICK	-16.4 S.Y.	\$70.00	\$ (1,148.00)
20	RESET EXISTING CASTING	-1 UNIT	\$100.00	\$ (100.00)
21	RESET WATER VALVE BOX	-7 UNIT	\$100.00	\$ (700.00)
22	BICYCLE SAFE GRATE	-4 UNIT	\$400.00	\$ (1,600.00)
23	CURB PIECE	-4 UNIT	\$400.00	\$ (1,600.00)
24	TURF REPAIR STRIP	-125 L.F.	\$3.00	\$ (375.00)
27	REGULATORY AND WARNING SIGN	-25 S.F.	\$10.00	\$ (250.00)
29	STABILIZING AGENT, LIME	-100 TON	\$10.00	\$ (1,000.00)
30	12" DUCTILE IRON CULVERT PIPE	-2 L.F.	\$180.00	\$ (360.00)
31	14" DUCTILE IRON CULVERT PIPE	-5 L.F.	\$210.00	\$ (1,050.00)
SUPPLEMENTAL				
S1	REMOVAL OF EXISTING STORM PIPE AND STRUCTURES	1 LS	\$5,900.00	\$ 5,900.00

Amount of Original Contract \$478,550.00
Adjusted Amount Based on Change
Orders 1 \$479,632.34

Extra	\$ 10,261.74
Reduction	\$ (15,079.40)
Supplemental	\$ 5,900.00
Total Change	\$ 1,082.34

% Change in Contract
[(+) Increase or (-) Decrease] 0.23%

 3/31/21
(Engineer) (Date)

 3/31/21
(Presiding Officer) (Date)
(Contractor) (Date)

CITY OF ABSECON

RESOLUTION 78-2021

**A RESOLUTION AUTHORIZING TO CANCEL TAXES
ON THE PROPERTIES THAT ARE EXEMPT FROM TAXES
DUE TO DISABLED VETERAN STATUS**

WHEREAS, the Tax Collector, by letter attached, notifies City Council of properties that are now in total or partial disabled veterans' status and are exempt from taxes; and

WHEREAS, the Tax Collector has requested permission to cancel property taxes for the 2nd Quarter of 2021 in the amount of \$1,964.71 and cancel the remainder of tax year 2021 and 2022 Preliminary due to total or partial disabled veteran status on the following property:

Block	Lot	Property Owner	Property Address
130	2.03	Palermo, Mark A.	814 Chelsea Road

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

1. The Tax Collector be authorized and directed to cancel or adjust taxes on the above listed property.

Dated: April 15, 2021

**This is to certify that this is a true
copy of a Resolution adopted by the
Council of the City of Absecon at a
regular meeting held April 15, 2021.**

**ATTEST: _____
Carie A. Crone, RMC, Municipal Clerk**

CITY OF ABSECON
Municipal Complex
500 Mill Rd.
ABSECON, NJ 08201



Absecon Absolutely!

Jessica A. Snyder, CTC
Tax Collector

Phone (609) 641-0663 ext. 116
Fax (609) 645-5098

April 7, 2021

Mayor & City Council
500 Mill Road
Absecon, NJ 08201

Dear Members of City Council,

Please have a resolution drawn up to prorate and cancel the 2nd Quarter Property Taxes and cancel the remainder of the 2021 Final/2022 Preliminary. The following property is owned by an Exempt Veteran.

Block	Lot	Property Location	Property Owner	2 nd Qtr. Prorated Taxes to be Canceled
130	2.03	814 Chelsea Road	Palermo, Mark A.	\$ 1,964.71

Sincerely,

Jessica A. Snyder, CTC

Jessica A. Snyder, CTC
Tax Collector

April 8, 2021
09:11 AM

City of Absecon
Cash Receipts Totals from 03/01/21 to 03/31/21

Page No: 1

Range: Block: First to Last Range of Util Accounts: First to Last
Lot:
Qual:
Range of Codes: 001 to 052 Range of Years: First to 2022 Range of Periods: 1 to 12
Range of Batch Ids: First to Last Range of Dates: 03/01/21 to 03/31/21
Range of Sections: First to Last Name to Print: Bill To
Range of Spec Tax Codes: First to Last Print Ref Num: N Print Utility w/Block/Lot/Qual: N
Payment Type Includes: Tax: Y Sp Charges: Y Lien: Y Sp Assmnt: Y Sewer: Y
Voucher Agency: Y Animal: N Misc: Y
Payment Method Includes: Cash: Y Check: Y Credit: Y Voucher: N
Range of Installment Due Dates: First to Last
Print Miscellaneous w/Block/Lot/Qual: N Print Only Miscellaneous w/Block/Lot/Qual: N

Code Description	Count	Arrears/Other	Principal 2020	2021	2022	Pnlty/Intr	Total
001 Property Taxes	279	0.00	28,909.72	174,179.98	0.00	3,311.29	206,400.99
038 Taxes - Subsequent	3	0.00	0.00	3,483.62	0.00	62.52	3,546.14
Tax Payments	282	0.00	28,909.72	177,663.60	0.00	3,373.81	209,947.13
035 OUTSIDE LIEN REDEMPT	54	53,328.30	0.00	0.00	0.00	3,789.40	57,117.70
036 OUTSIDE LIEN FEES	7	434.00	0.00	0.00	0.00	0.00	434.00
Lien Payments	61	53,762.30	0.00	0.00	0.00	3,789.40	57,551.70
002 Sewer Rental	1085	120.00	5,905.00	115,024.04	0.00	740.00	121,789.04
037 Sewer - Subsequent	4	0.00	198.00	198.00	0.00	20.00	416.00
Sewer Payments	1089	120.00	6,103.00	115,222.04	0.00	760.00	122,205.04
004 SEWER TAX SALE COST	10	0.00	0.00	0.00	0.00	580.26	580.26
014 Duplicate Bill	4	25.00	0.00	0.00	0.00	0.00	25.00
Misc Payments	14	25.00	0.00	0.00	0.00	580.26	605.26
Payments Total:	1446	53,907.30	35,012.72	292,885.64	0.00	8,503.47	390,309.13
Cash o/s Total:	0	0.00	0.00	0.00	0.00	0.00	0.00
NSF Reversals Total:	0	0.00	0.00	0.00	0.00	0.00	0.00
Total:	1446	53,907.30	35,012.72	292,885.64	0.00	8,503.47	390,309.13

Total Cash: 29,809.40

Total Check: 347,027.55

Total Credit: 13,472.18

Sewer Overpayments 120.00
Total Overpayments 120.00

CITY OF ABSECON CITY
CONSTRUCTION OFFICE CODE ENFORCEMENT
MONTHLY REPORT

MARCH 2021

	Month		Year to Date	
	# Permits	Fees	# Permits	Fees
Building Permits	9	2,035.00	27	4,450.00
Electrical Permits	17	1,785.00	46	5,027.00
Elevator Permits			0	-
Fire Permits	3	325.00	10	1,377.00
Plumbing Permits	4	303.00	13	1,355.00
Mechanical Permits	12	1,260.00	31	3,150.00
Certificates of Occupancy	4	375.00	5	525.00
DCA Fees	28	317.00	70	905.00
Contractor Licenses	1	25.00	1	25.00
Zoning Permits	15	\$ 570.00	19	755.00
CCO Resales	22	1,650.00	57	4,275.00
Commercial CCO, Rental	3	225.00	3	525.00
Rental Inspections	16	1,225.00	33	2,400.00
Certificates of Compliance			0	-
Misc.			0	-
Penalty			0	-
Admin Fees	1	95.00	1	95.00

Bounce
check →

Total Fees	\$ 10,190.00	24,727.00
Total Paid Out	\$ 317.00	905.00
Total Net Fees	\$ 9,873.00	23,822.00
Total Construction Cost	\$ 275,731.00	\$ 595,397.00

Respectfully Submitted:


Kimberly Kollman / Technical Assistant

CC: City Admin. / CFO / City Clerk / Construction Official

REPORT ID : TFC5337
RUN DATE : 04/03/2021
RUN TIME : 18:02

NU AUTOMATED MUNICIPAL SYSTEM
MONTHLY CASHBOOK REPORT
ABSECON MUNICIPAL COURT
FOR THE MONTH OF MARCH 2021

MAKE CHECK PAYABLE TO:		PART 4 - DISBURSEMENT CHECKS		CHECK NUMBER	CROSS-REF W/BANKSTMT
		CHECK AMOUNT	ADDRESS		
2 - TREASURER, STATE OF NEW JERSEY RE: AUTOMATION FEE - AF ATS MODERNIZATION FUND - AM		\$156.00 \$234.00 \$390.00	AOC ATS SURCHARGE SECTION P.O. BOX 980 TRENTON, NJ 08625	DO NOT SEND CHECK- SENT VIA ACH	
TOTAL ATS SURCHARGES					
3 - TREASURER, <u>Atlantic</u> COUNTY OF <u>Atlantic</u> RE: TITLE 39 SPLIT & VIDEO SURCHARGE (VY)		\$2,792.00	COUNTY TREASURER	<u>1661</u>	
4 - TREASURER, CITY OF <u>Absecon</u> RE: TITLE 39 SPLIT, CRIMINAL FINES, COSTS, LOCAL PARKING, CONTEMPT, CRIMINAL BAIL FORFEITURE, ADDITIONAL PENALTIES, GENERAL FEES, UNREFUNDED OVERPAYMENTS, PUBLIC DEFENDER, PLAINTIFF COSTS, SPINAL MUNICIPAL, DWI SURCHARGE, UC CODE, VIDEO SURCHARGE (VM) & SANCTIONS		\$8,241.50	CITY OF <u>Absecon</u>	<u>1662</u>	
5 - TREASURER, CITY OF <u>Absecon</u> RE: PARKING OFFENSES ADJUDICATION ACT (\$2.00 FTA FEE - PA)		\$4.00	CITY OF <u>Absecon</u>	<u>1663</u>	
6 - TREASURER, STATE OF NEW JERSEY RE: VCCB, VAF, CF		\$350.00	VICTIMS OF CRIME COMPENSATION BOARD P.O. BOX 34090 NEWARK, NJ 07189-0090	DO NOT SEND CHECK- SENT VIA ACH	
7 - TREASURER, STATE OF NEW JERSEY RE: DEDR		\$50.00	GOVERNOR'S COUNCIL ON ALCOHOLISM/ DRUG ABUSE P.O. BOX 345 TRENTON, NJ 08625	DO NOT SEND CHECK- SENT VIA ACH	
8 - TREASURER, STATE OF NEW JERSEY RE: STATE LAB FEES - FLF (SL)		\$.00	GOVERNOR'S COUNCIL ON ALCOHOLISM/ DRUG ABUSE P.O. BOX 345 TRENTON, NJ 08625	DO NOT SEND CHECK- SENT VIA ACH	
9 - TREASURER, COUNTY OF _____ RE: COUNTY LAB FEES - (CL)		\$.00	N/A		

April 13, 2021
02:31 PM

City of Absecon
Bill List By Vendor Id

Page No: 1

P.O. Type: All	Include Project Line Items: Yes	Open: N	Paid: N	Void: N
Range: First to Last		Rcvd: Y	Held: Y	Aprv: N
Format: Condensed		Bid: Y	State: Y	Other: Y Exempt: Y

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
9851 PORTER LEE CORPORATION								
	21-00339	04/13/21	SOFTWARE SUPPORT 5/21-4/22	Open	709.00	0.00		
A0003 ACUA								
	21-00313	04/06/21	TIPPING/REYCLING/FUEL	Open	61,170.25	0.00		
A0005 ABSECON BOARD OF EDUCATION								
	21-00295	03/30/21	APRIL 2021 SCHOOL PAYMENT	Open	1,029,281.75	0.00		
A0006 ABSECON PUBLIC LIBRARY								
	21-00297	03/30/21	APRIL 2021 LIBRARY PAYMENT	Open	19,936.29	0.00		
A0007 NAT ALEXANDER CO.								
	20-01183	12/28/20	REPAIRS TO HOSE	Open	82.00	0.00		
A0009 ANIMAL CONTROL OF S.J.								
	21-00329	04/12/21	MARCH 2021 SERVICES	Open	700.00	0.00		
A0034 ABSECON CITY PAYROLL ACCOUNT								
	21-00299	04/01/21	PAYROLL 04/01/21	Open	180,490.39	0.00		
A0209 ADVANCE AUTO PARTS								
	21-00341	04/13/21	SUPPLIES	Open	105.57	0.00		
A0236 MARTIN A. ACKLEY ASSOC., INC.								
	21-00245	03/16/21	PROFESSIONAL SERVICES	Open	1,300.00	0.00		
A0240 ASPHALT PAVING SYSTEMS INC								
	20-00775	09/01/20	BAYVIEW DRIVE PHASE 2	Open	36,191.55	0.00		B
A0253 ATLANTIC CITY ELECTRIC								
	21-00303	04/01/21	MARCH 2021 BILLING	Open	17,242.23	0.00		
A0277 RAYMOND ADAMS								
	21-00300	04/01/21	SUPPLIES REIMB.	Open	21.26	0.00		
B0013 BLACK LAGOON POND MANAGEMENT								
	21-00330	04/12/21	SEASONAL POND MAINTENANCE	Open	2,500.00	0.00		
B0119 BLANEY & KARAVAN, PC								
	21-00317	04/08/21	PROFESSIONAL SERVICES	Open	2,880.00	0.00		
B0121 R W BROWN LANDSCAPING CO. LLC								
	21-00312	04/06/21	FERTILIZER APPLICATIONS	Open	2,550.00	0.00		
B0131 BIRCH'S COMMUNICATIONS, LLC								
	21-00280	03/29/21	2017 FORD STRIP-DOWN	Open	1,140.00	0.00		

April 13, 2021
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City of Absecon
Bill List By Vendor Id

Page No: 2

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
C0044 CARDMEMBER SERVICE	21-00337	04/13/21	SUPPLIES	Open	2,212.01	0.00		
C0128 CLEGG'S GARAGE INC	21-00304	04/01/21	VEHICLE MAINTENANCE TOWER 8	Open	495.30	0.00		
C0159 C.A.M. CO	21-00336	04/12/21	PLOW BLADES & SPILL GUARD	Open	1,169.90	0.00		
C0180 CASA PAYROLL SERVICES	21-00321	04/08/21	PAYROLL SERVICES	Open	398.50	0.00		
C0201 COMCAST	21-00311	04/06/21	MONTHLY BILLING	Open	15.08	0.00		
E0070 ED & GENE'S KING TIRE LLC	21-00320	04/08/21	VEHICLE MAINTENANCE	Open	100.49	0.00		
F0042 FEDEX	21-00302	04/01/21	SHIPMENT TO TOXICOLOGY LAB	Open	75.57	0.00		
F0059 FRANKLIN TRAILERS, INC.	21-00284	03/29/21	TRAILER HITCH	Open	215.05	0.00		
F0076 F.W. WEBB COMPANY	21-00306	04/05/21	SUPPLIES	Open	22.82	0.00		
G0041 GALLOWAY ACE HARDWARE	21-00308	04/05/21	SUPPLIES P.W. 146066	Open	106.40	0.00		
L0006 LIZBEST SERVICES, LLC	21-00226	03/11/21	PROFESSIONAL SERVICES	Open	1,600.00	0.00		
L0086 TELESYSTEM	21-00327	04/09/21	APRIL 2021 BILLING	Open	2,913.00	0.00		
M0122 WILLIAM H. MARSDEN	21-00305	04/05/21	ELECTRICAL SUBCODE	Open	240.00	0.00		
N0002 NJ AMERICAN WATER CO.	21-00328	04/09/21	MARCH 2021 HYDRANTS & WATER	Open	8,350.90	0.00		
N0003 STATE OF NJ HEALTH BENEFITS PR	21-00338	04/13/21	FEBRUARY 2021 HEALTH BENEFITS	Open	81,779.26	0.00		
N0091 NETWORK CONNECTIVITY, INC.	21-00323	04/08/21	MAY 2021 MAINTENANCE	Open	4,135.74	0.00		
P0001 THE PRESS	21-00307	04/05/21	LEGAL ADS	Open	110.88	0.00		
P0014 PEDRONI FUEL CO	21-00334	04/12/21	GASOLINE	Open	60.98	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
P0040 PUBLIC EMPLOYEES RETIRE.SYSTM								
	21-00326	04/09/21	2021 PENSION CONTRIBUTION	Open	215,822.00	0.00		
P0041 POLICE & FIRE RETIREMENT SYS.								
	21-00325	04/09/21	2021 PENSION CONTRIBUTION	Open	702,114.00	0.00		
P0123 PARKER MCCAY P.A.								
	21-00331	04/12/21	PROFESSIONAL SERVICES	Open	8,836.40	0.00		
Q0004 QUILL CORPORATION								
	21-00273	03/25/21	CITY ENVELOPES/OFFICE SUPPLIES	Open	1,379.03	0.00		
R0007 REMINGTON & VERNICK ENGINEERS								
	20-00900	10/05/20	ABSECON CREEK DREDGING SURVEY	Open	2,500.00	0.00		B
	20-01142	12/15/20	2021 ROAD PROGRAM	Open	26,950.00	0.00		B
	21-00201	03/02/21	NEW FIREHOUSE CLOSEOUT SERVICE	Open	1,500.00	0.00		B
	21-00324	04/09/21	PROFESSIONAL SERVICES	Open	17,879.50	0.00		
					48,829.50			
S0158 SITE ONE LANDSCAPE SUPPLY, LLC								
	21-00319	04/08/21	SPRINKLER SUPPLIES	Open	205.66	0.00		
S0169 STONE WORLD								
	21-00301	04/01/21	BALANCE OWED	Open	153.75	0.00		
T0044 TREASURER								
	21-00316	04/08/21	1Q 2021 TRAINING FEES	Open	905.00	0.00		
T0092 TOSHIBA BUSINESS SOLUTIONS,USA								
	21-00310	04/06/21	COPIER COUNTER & MAINTENANCE	Open	417.81	0.00		
T0096 TOSHIBA FINANCIAL SERVICES								
	21-00314	04/08/21	COPIER LEASE	Open	102.48	0.00		
T0106 TACTICAL PUBLIC SAFETY, LLC								
	20-01177	12/28/20	PORTABLE BATTERIES	Open	855.00	0.00		
W0044 WASZEN BROTHERS								
	21-00335	04/12/21	PORTA POTTIES	Open	370.00	0.00		
<hr/>								
Total Purchase Orders:	49	Total P.O. Line Items:	0	Total List Amount:	2,440,292.80	Total Void Amount:		0.00