



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

Carie A. Crone, RMC
Municipal Clerk

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CITY COUNCIL

June 17th, 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 ORDINANCES FOR INTRODUCTION

- 09** Repealing and Replacing Chapter 134 of the Code of the City of Absecon concerning the removal and destruction of brush, weeds, trash, debris and solid waste from private property within the municipality.
- 10** Amending Chapter 224 of the Code of the City of Absecon to establish Cannabis Land Use Regulations.
- 11** Amending the Redevelopment Plan for the Block 203 Redevelopment Area.
- 12** Amending the Redevelopment Plan for Redevelopment Area 1: Central Business District Redevelopment Area.

2021 RESOLUTIONS

- 98** State of New Jersey Department of Environmental Protection Urban Park Initiative Enabling Resolution.
- 99** Authorizing the submission of an application for grant funding and the execution of a grant contract with the New Jersey Department of Transportation for the Reconstruction of Cordova Drive, Seminole Avenue, and Stone Circle. (Priority 1).
- 100** Authorizing the submission of an application for grant funding and the execution of a grant contract with the New Jersey Department of Transportation for the Reconstruction of Fourth Avenue Roadway and Drainage Improvements (Priority 2).
- 101** Authorizing the submission of an application for grant funding and the execution and the execution of a grant contract with the New Jersey Department of Transportation for the Central Business District Streetscape – Phase 4.
- 102** Approving the insertion of a Special Item of Revenue to the 2021 Municipal Budget to allow for the receipt of \$19,471.80 from the State of New Jersey Clean Communities.
- 103** Approving the insertion of a Special Item of Revenue to the 2021 Municipal Budget to allow for the receipt of \$61,140.00 from the State of New Jersey Body-Worn Camera Grant Program.
- 104** Authorizing the Mayor to enter into a Shared Services Agreement with Atlantic County Utilities Authority for solid waste, bulky waste, recycling, roll-off pull services and yard waste collection.

PUBLIC PORTION (Agenda Items Only)

CONSENT AGENDA.

APPROVAL OF BILL LIST - \$ 1,403,232.97

APPROVAL OF MINUTES

Regular Meeting Minutes – 5/6/2021

Closed Session as to form and content only – 5/20/21

REPORTS Council Committees
Administrator/CFO
Clerk
Mayor

PUBLIC PORTION

CLOSED SESSION - #105 – Contract Negotiations

ADJOURNMENT

CITY OF ABSECON

ORDINANCE 09-2021

**AN ORDINANCE OF THE CITY OF ABSECON REPEALING AND REPLACING
CHAPTER 134 OF THE CODE OF THE CITY OF ABSECON CONCERNING THE
REMOVAL AND DESTRUCTION OF BRUSH, WEEDS, TRASH, DEBRIS AND
SOLID WASTE FROM PRIVATE PROPERTY WITHIN THE MUNICIPALITY**

WHEREAS, the City of Absecon ("City") is a municipal entity organized and existing under the laws of the State of New Jersey and located in Atlantic County; and

WHEREAS, pursuant to N.J.S.A. 40:48-2.13, the City authorized to enact and amend ordinances authorizing the removal and destruction of brush, weeds, trash and debris from private property within the municipality; and

WHEREAS, the Mayor and City Council have determined it to be in the best interest of the public health, safety and welfare to repeal and replace Chapter 134 to authorize the procedures for the removal and destruction of brush, weeds, trash and debris from private property within the municipality.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
ABSECON IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY AS FOLLOWS:**

Section 1. Chapter 134 of the Code of the City of Absecon is hereby repealed in its entirety and replaced with the following new sections:

§134-1. Title.

Removal and Destruction of Brush, Weeds, Trash, Debris and Solid Waste from Private Property.

§134-2. Findings.

It is hereby determined and declared that the existence of obnoxious growths and other matter hereafter described, upon lands in the City and lands which are not filled to proper legal grades and which permit the accumulation of stagnant waters, refuse and other obnoxious materials, or any one (1) or more of said conditions, may provide a means for the breeding of mosquitoes, flies and insects and may tend to permit the existence of dirt and vermin which would be contrary to the public health, safety and general welfare and could become a fire hazard and a nuisance which should be abated and abolished in the public interest.

It is hereby declared that this section is necessary in the interest of the public and especially the health of the public.

§134-3. Prohibited Activity.

It shall be unlawful for any owner(s), tenant(s) or occupant(s) of any lot or tract of land or any part thereof in the City:

- A. to permit, or maintain on any such lot or tract of land, any brush, weeds and/or grass over ten (10) inches, dead, or dying trees, stumps, roots, ragweed, poison ivy, poison sumac, obnoxious growths, filth, garbage, trash or debris, removal of which may be necessary and expedient for the protection of the public health, safety, or general welfare or to eliminate a fire hazard, or which constitutes a nuisance.
- B. to permit the storage of any solid waste in such a way that it is accessible to and likely to be strewn about by animals such as but not limited to dogs, cats, raccoons, birds, or rodents.
- C. to keep any brush, hedges and other plant life, that exceed two and one-half feet (2 ½) in height, from growing within ten (10) feet of any roadway and within twenty-five (25) feet of any intersection of the two (2) roadways.
- D. to bury any bushes, logs, branches, foliage or any other vegetable matter, or garbage, trash or debris.

§134-4. Notice; Time Limit to Remove.

Whenever an Enforcement Official, as defined herein, shall determine that there exists a violation of this Chapter, he/she shall give notice in writing to the owner(s), tenant(s) and occupant(s) of such lands to abate the condition, within the time prescribed herein. It shall be the duty of the owner(s), tenant(s) or occupant(s) of the lot or tract of land or any part thereof in the City,

- A. to cut and remove or cause to be cut and removed or otherwise destroyed, all such brush, weeds, dead or dying trees, stumps, roots, ragweed, poison ivy, poison sumac, obnoxious growths, filth, garbage, trash or debris, within ten (10) days after receiving notice to do so. After removal, the lot or tract of land or any part thereof shall be leveled to grade to prevent puddles or water holes.
- B. to remove or cause to be destroyed, any solid waste stored in such a way that it is accessible to and likely to be strewn about by animals such as but not limited to dogs, cats, raccoons, birds, or rodents, within seventy-two (72) hours after receiving notice to do so.
- C. to cut and remove or cause to be cut and removed or otherwise destroyed, that exceed two and one-half feet (2 ½) in height, all brush, hedges and other plant life, growing within ten (10) feet of any roadway and within twenty-five (25) feet of any intersection of two (2) roadways.

The notice shall be given personally or by registered or certified mail, return receipt requested, directed in the case of an owner to the address of the owner as the same appears upon the last tax duplicate of the City and in the case of a tenant to the street address of the premises in question or to the last known address in case the lands are unimproved. In the event that

personal service cannot be made because the owner or agent is not a resident of the City or in the event that service by certified mail is unaccepted, then the Enforcement Official shall post said notice in a conspicuous place on the premises.

§134-5. Abatement by City.

If the owner(s), tenant(s) or occupant(s), upon being notified as provided by this Chapter, shall not comply with the notice within the time specified therein and fail to remove or abate such conditions, the City shall proceed to abate the nuisances and hazard or may cause it to be removed or abated and assess the costs thereof against the lands, and the costs shall become a lien collectible in the same manner as delinquent taxes.

§134-6. Costs to Become Lien.

In addition to any other penalties provided herein, if the Enforcement Officer removes or abates the condition as a result of the owner(s), tenant(s) or occupant(s)' failure or refusal to do so, the Enforcement Officer shall certify the cost thereof to the City Council, which shall examine the certificate and if found correct shall cause the cost as shown thereon to be charged against said lands, or in the event that such cost is excessive to cause the reasonable cost thereof to be charged against said lands. The amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rate as other taxes and shall be collected and enforced by the same officers and in the same manner as taxes.

§134-7. Failure to Meet Time Limit.

Upon the failure of any owner(s), tenant(s) or occupant(s) to correct any condition described in this section within the time specified by any such notice, any and all of said persons are hereby deemed to have violated the provisions of this section based upon the state of facts as may be found to exist with respect to the notice.

§134-8. Enforcement.

The City Code Enforcement Official shall have primary responsibility for enforcing the provisions of this section. In addition, the following individuals shall also have the authority to enforce the provisions of this Chapter.

- A. Code Enforcement Official
- B. Zoning Official
- C. Construction Official
- D. Sub-code Officials
- E. The Chief of Police or any member of the Absecon Police Department as well as any other official authorized by resolution of the City Council to enforce this section.

§134-9. Proof of Notice.

Whenever any notice is required to be given, the person giving such notice shall file proof thereof by affidavit and shall file the same in the Office of the City Clerk; but a failure to file any such proof shall not invalidate the proceedings if service in fact has been made as provided for by law.

§134-10. Penalties.

- A. First Offense: Any person, entity, firm, corporation or group who has been cited for violation of this Chapter, may plead guilty by affidavit through the City of Absecon Municipal Court. The fine for a first time offense, plead guilty by affidavit, is fifty (\$50.00) dollars. The offending party may also appear in Municipal Court and plead not guilty to the citation, and be heard before the Court.
- B. Second and/or Subsequent Offenses: Any subsequent offenses of this section shall be scheduled for Court, at which time, the person, entity, firm, corporation, or group who has been cited for violation of this section will be required to appear in Municipal Court, and could be held responsible for court costs and subject to a fine of not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars. Each day that a violation continues shall be deemed a separate offense.

In addition to any penalty, the violation must be corrected by the notice date and must be properly maintained thereafter, or the owner of the property will be cited for an additional offense and will be required to appear in Municipal Court. Each day that a violation continues shall be deemed a separate offense.

Section 2. - If any section, paragraph, subsection, clause or revision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 3. - All Ordinances of the City of Absecon heretofore adopted that are inconsistent with any terms and revisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. - This Ordinance shall take effect immediately upon final passage and publication according to law.

DATED:

SIGNED: _____
Kimberly Horton, Mayor

ATTEST: _____
Carie A. Crone, RMC Municipal Clerk

CITY OF ABSECON

ORDINANCE 10-2021

**AN ORDINANCE AMENDING CHAPTER 224 OF THE CODE OF THE CITY OF
ABSECON TO ESTABLISH CANNABIS LAND USE REGULATIONS**

WHEREAS, On February 22, 2021, Governor Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult-use) cannabis establishments, use and possession; and,

WHEREAS, the Act establishes six (6) marketplace classes of licensed cannabis businesses; and,

WHEREAS, the City of Absecon is seeking to establish regulations regarding cannabis establishments in the Municipality; and,

WHEREAS, the City's Land Use and Development Ordinance must be amended to establish regulations for the various classes of cannabis establishments in respective zoning districts; and,

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of Absecon that Chapter 224 of the Code of the City of Absecon be amended as follows:

Section 1:

The Cannabis Class Location Map is hereby incorporated into Chapter 224 of the Code of the City of Absecon as Attachment 5 and shall delineate the areas within the City of Absecon where specific classes of cannabis establishments are permitted as conditional uses. This amendment shall be enacted in accordance with the attached map.

The specific lots and blocks to be affected at the time of this amendment are as follows:

Proposed Permitted Marketplace Classes	Existing Zoning	Block	Lots
Class 5: Retailer Class 6: Delivery	DC	125	1
		126	1
		127	1, 2
		128	8
		129	2, 3, 4
		185	1
		186	1
Proposed Permitted Marketplace Classes	Existing Zoning	Block	Lots
Class 5: Retailer Class 6: Delivery	C1	158	1.01, 1.02, 2, 3, 4, 5, 6
		159	1, 2, 3, 4, 5.01, 5.02
		160	9, 10, 12
		162	6, 7

		170	21, 22
		212	1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15
		213	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17
	HC	190	1, 2.01, 2.02, 3, 4
		189	1, 3, 5, 6, 7, 8, 9, 10, 11.01, 11.02, 12, 13
		204	8, 10
		206	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11.01, 11.02, 12, 13, 14, 15, 16
		207	1, 3, 4, 5, 6, 7.01, 7.02, 8, 9, 10, 11
		214	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17
		215	1.01, 1.02
		219	1, 2
		219.01	2, 3
All Classes	HD	224	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 25, 27, 28, 29
		225	1, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19
Class 1: Cultivator Class 2: Manufacturer Class 3: Wholesaler Class 4: Distributor Class 6: Delivery	I/PI	229	1, 2
		230	1
		238	1, 2, 3, 4, 5.01, 5.02, 5.03, 6, 7, 8
		249	1
		250	1
		251	1
		252	1
		253	1, 2, 3, 4, 5
		254	1, 2, 3, 4, 5
		255	1
		258	1.02, 1.133, 2, 3
		259	1, 2, 3, 4, 5
		260	1.01, 1.02
		261	1, 2, 3, 4, 5, 6, 7.01, 7.02
		262	1, 2, 3.01, 3.02, 3.03, 4, 5, 6, 7, 8, 9, 10, 11
		263.01	1
		263.02	1
		264	1.01, 1.02, 1.03, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24
Proposed Permitted Marketplace Classes	Existing Zoning	Block	Lots
Class 1: Cultivator Class 2: Manufacturer Class 3: Wholesaler Class 4: Distributor Class 6: Delivery	I/PI	266	1
		267	1, 2, 3, 4, 5, 6
		268	1, 2, 3, 4, 5, 6, 7, 8
		269	1, 2.01, 2.02, 3, 4, 5, 6, 7, 8, 9, 10, 11.01, 11.02
		270	1.01, 1.02, 2, 3
		271	1
		272	1, 2.01, 2.02, 3
		273	1

	274	1, 2, 3, 4, 5
	275	1, 2, 3
	276	1, 2, 3, 4
	277	1, 2, 3
	278	1, 2
	279	1, 2, 3, 4, 5
	280	1, 2, 3, 4, 5, 6
	281	1, 2, 3
	282	1, 2, 3, 4, 5, 6, 7
	283	1, 2, 3, 4, 5, 6, 7, 8, 9
	284	1, 2, 3, 4, 5
	285	1, 2, 3, 4
	286	1, 2
	287	1, 2, 3, 4
	288	1, 2, 3.01, 3.02, 4, 5, 6, 7
	289	12
	1000	1

Section 2:

Article III Definitions and Word Usage shall be modified to include the definitions for the six (6) marketplace classes of licensed cannabis establishments as follows:

CANNABIS MARKETPLACE CLASSES

Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis, consistent with current State law;

Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items, consistent with current State law;

Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees, consistent with current State law;

Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another, consistent with current State law;

Class 5 Cannabis Retailer license, for locations at which cannabis items and related supplies are sold to consumers, consistent with current State law; and

Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer, consistent with current State law;

Section 3:

Article IX. C1 Central Business District is hereby modified to allow conditional uses related to cannabis establishments.

The following is added:

Section 224-44. Permitted Uses.

- C. Conditional uses. The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.
 - (1) Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:
 - (a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Attachment 5.
 - (b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

Article XII. HC Highway Commercial District is hereby modified to allow conditional uses related to the cannabis industry.

The following is added:

Section 224-68. Permitted Uses.

- C. Conditional uses. The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.
 - (3) Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:
 - (a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Attachment 5.
 - (b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

Article XIII. DC Design Commercial District is hereby modified to allow conditional uses related to the cannabis industry.

The following is added:

Section 224-74. Permitted Uses.

- C. Conditional uses. The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.
 - (1) Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:

- (a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Attachment 5.
- (b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

Article XIV. HD Highway Development District is hereby modified to allow conditional uses related to the cannabis industry.

The following is added:

Section 224-83. Permitted Uses.

C. Conditional uses. The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.

(1) Class 1 Cannabis Cultivator, Class 2 Cannabis Manufacturer, Class 3 Cannabis Wholesaler, Class 4 Cannabis Distributor, Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:

- (a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Attachment 5.
- (b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

Article XV. I/PI Industrial/Planned Industrial Area is hereby modified to allow conditional uses related to the cannabis industry.

The following is added:

Section 224-90. Permitted Uses.

C. Conditional uses. The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.

(1) Class 1 Cannabis Cultivator, Class 2 Cannabis Manufacturer, Class 3 Cannabis Wholesaler, Class 4 Cannabis Distributor and Class 6 Cannabis Delivery, subject to the following conditions and controls:

- (a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Attachment 5.
- (b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

Article XVIII Regulations Applicable to All Zoning Districts is hereby modified to prohibit on-premises consumption of cannabis in connection with any licensed cannabis establishment.

The following is added:

Section 224-107 Prohibited uses in all districts; vehicle storage restrictions.

A. The following uses are prohibited in all districts:

- (15) On-premises consumption of cannabis in connection with any licensed cannabis establishment.

Section 4:

Pursuant to the Municipal Land Use Law, the Clerk is directed to give notice at least ten (10) days prior to the hearing on the adoption of this Ordinance to the County Planning Board pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing thereon, the Municipal Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board as required by N.J.S.A. 40:55D-16.

Section 5:

Pursuant to N.J.S.A. 40:55D- 62.1, notice of scheduled the hearing date and this Ordinance shall be given at least ten (10) days prior to the hearing by the Municipal Clerk by either personal service or certified mail and regular mail to the owners of all real property as shown on the current tax duplicates, located, in the case of a classification change, within the district and within the State within two hundred feet (200') in all directions of the boundaries of the district, and located in the case of a boundary change, in the State within two hundred feet (200') in all directions of the proposed new boundaries of the district.

Section 6:

This Ordinance shall take effect upon final passage and publication as provided by law, however, subsequent to first reading, this Ordinance must be referred to the Planning Board for review, which shall be based on whether the proposal is substantially consistent with the Master Plan. The Planning Board has a period of thirty-five (35) days after referral to report on the proposed ordinance.

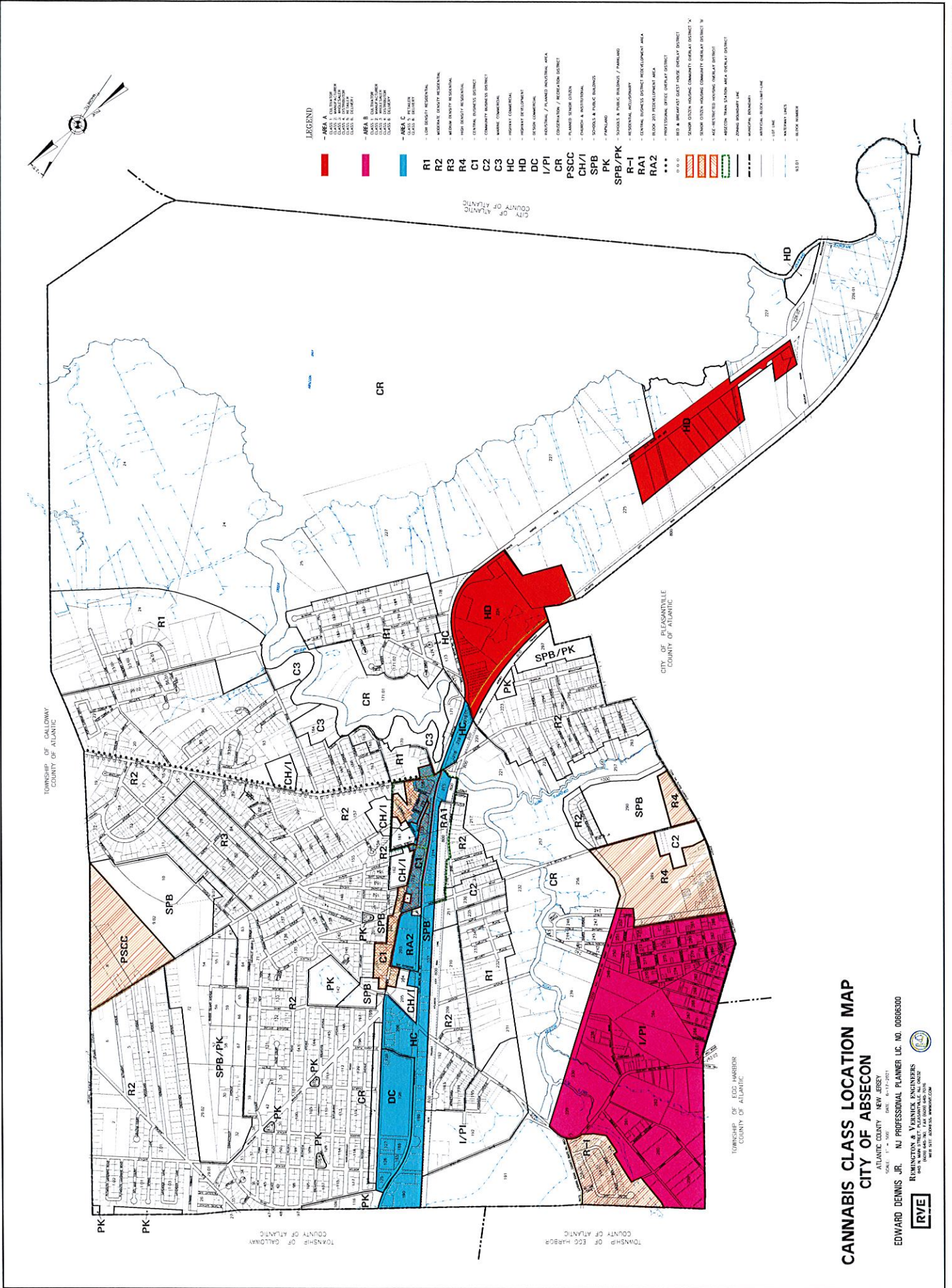
BE IT FURTHER ORDAINED that:

1. Any Ordinance or parts of ordinances, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of any such inconsistency.
2. This Ordinance shall take effect upon final adoption and publication as required by law.

DATED:

SIGNED: _____
Kimberly Horton, Mayor

ATTEST: _____
Carie A. Crone, RMC Municipal Clerk



LEGEND

- AREA A
 - CLASS 1: MEDIUM DENSITY RESIDENTIAL
 - CLASS 2: MEDIUM DENSITY RESIDENTIAL
 - CLASS 3: MEDIUM DENSITY RESIDENTIAL
 - CLASS 4: MEDIUM DENSITY RESIDENTIAL
- AREA B
 - CLASS 5: MEDIUM DENSITY RESIDENTIAL
 - CLASS 6: MEDIUM DENSITY RESIDENTIAL
 - CLASS 7: MEDIUM DENSITY RESIDENTIAL
 - CLASS 8: MEDIUM DENSITY RESIDENTIAL
- AREA C
 - CLASS 9: MEDIUM DENSITY RESIDENTIAL
 - CLASS 10: MEDIUM DENSITY RESIDENTIAL
 - CLASS 11: MEDIUM DENSITY RESIDENTIAL
 - CLASS 12: MEDIUM DENSITY RESIDENTIAL
- R1: LOW DENSITY RESIDENTIAL
- R2: MEDIUM DENSITY RESIDENTIAL
- R3: MEDIUM DENSITY RESIDENTIAL
- R4: MEDIUM DENSITY RESIDENTIAL
- C1: CENTRAL BUSINESS DISTRICT
- C2: CENTRAL BUSINESS DISTRICT
- C3: CENTRAL BUSINESS DISTRICT
- HC: HIGH DENSITY RESIDENTIAL
- DC: DOWNTOWN COMMERCIAL
- I/PI: INDUSTRIAL / PLANNED INDUSTRIAL AREA
- CR: COMMUNITY RECREATION DISTRICT
- CH/I: COMMUNITY RECREATION DISTRICT
- SPB: SPECIAL BUSINESS DISTRICT
- PK: PARKING LOT
- RA1: RECREATION AREA
- RA2: RECREATION AREA
- RA4: RECREATION AREA
- SPB/PK: SPECIAL BUSINESS DISTRICT
- PSCC: PLANNED SPECIAL COMMUNITY CENTER

CANNABIS CLASS LOCATION MAP
CITY OF ABSECON

ATLANTIC COUNTY NEW JERSEY
EDWARD DENNIS JR. NJ PROFESSIONAL PLANNER LIC. NO. 00606300
REMINGTON & VERNICK ENGINEERS
400 N. 10TH AVE. 3RD FLOOR
ABSECON, NJ 08205
WWW.REMINGTON-VERNICK.COM



CITY OF ABSECON

ORDINANCE 11-2021

**AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN
FOR THE BLOCK 203 REDEVELOPMENT AREA**

WHEREAS, On February 22, 2021, Governor Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult-use) cannabis establishments, use and possession; and,

WHEREAS, the Act establishes six (6) marketplace classes of licensed cannabis businesses; and,

WHEREAS, the City of Absecon is seeking to establish regulations regarding cannabis establishments in the Municipality; and,

WHEREAS, the City's Redevelopment Plan for the Block 203 Redevelopment Area must be amended to establish regulations for the various classes of cannabis establishments; and,

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of Absecon that the Redevelopment Plan for the Block 203 Redevelopment Area be amended as follows:

Section 1:

The Cannabis Class Location Map is hereby incorporated into the Redevelopment Plan for the Block 203 Redevelopment Area as Exhibit 2 and shall delineate the areas within the City of Absecon where specific classes of cannabis establishments are permitted as conditional uses. This amendment shall be enacted in accordance with the attached map.

The specific lots and blocks to be affected at the time of this amendment are as follows:

Proposed Permitted Marketplace Classes	Existing Zoning	Block	Lots
Class 5: Retailer Class 6: Delivery	RA2	203	1.01, 1.02

Section 2:

Section 2.0 Definitions shall be modified to include the definitions for the six (6) marketplace classes of licensed cannabis establishments as follows:

CANNABIS MARKETPLACE CLASSES

Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis, consistent with current State law;

Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items, consistent with current State law;

Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees, consistent with current State law;

Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another, consistent with current State law;

Class 5 Cannabis Retailer license, for locations at which cannabis items and related supplies are sold to consumers, consistent with current State law; and

Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer, consistent with current State law;

Section 3:

Section 7.0 Land Use Plan is hereby modified to allow conditional uses related to cannabis establishments.

The following is added:

The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.

(1) Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:

(a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Exhibit 2.

(b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

(c) On-premises consumption of cannabis is prohibited.

Section 4:

Pursuant to the Municipal Land Use Law, the Clerk is directed to give notice at least ten (10) days prior to the hearing on the adoption of this Ordinance to the County Planning Board pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing thereon, the Municipal Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board as required by N.J.S.A. 40:55D-16.

Section 5:

Pursuant to N.J.S.A. 40:55D- 62.1, notice of scheduled the hearing date and this Ordinance shall be given at least ten (10) days prior to the hearing by the Municipal Clerk by either personal service or certified mail and regular mail to the owners of all real property as shown on the current tax duplicates, located, in the case of a classification change, within the district and within the State within two hundred feet (200') in all directions of the boundaries of the district, and located in the case of a boundary change, in the State within two hundred feet (200') in all directions of the proposed new boundaries of the district.

Section 6:

This Ordinance shall take effect upon final passage and publication as provided by law, however, subsequent to first reading, this Ordinance must be referred to the Planning Board for review, which shall be based on whether the proposal is substantially consistent with the Master Plan. The Planning Board has a period of thirty-five (35) days after referral to report on the proposed ordinance.

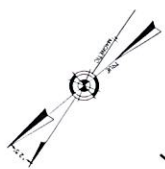
BE IT FURTHER ORDAINED that:

1. Any Ordinance or parts of ordinances, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of any such inconsistency.
2. This Ordinance shall take effect upon final adoption and publication as required by law.

DATED:

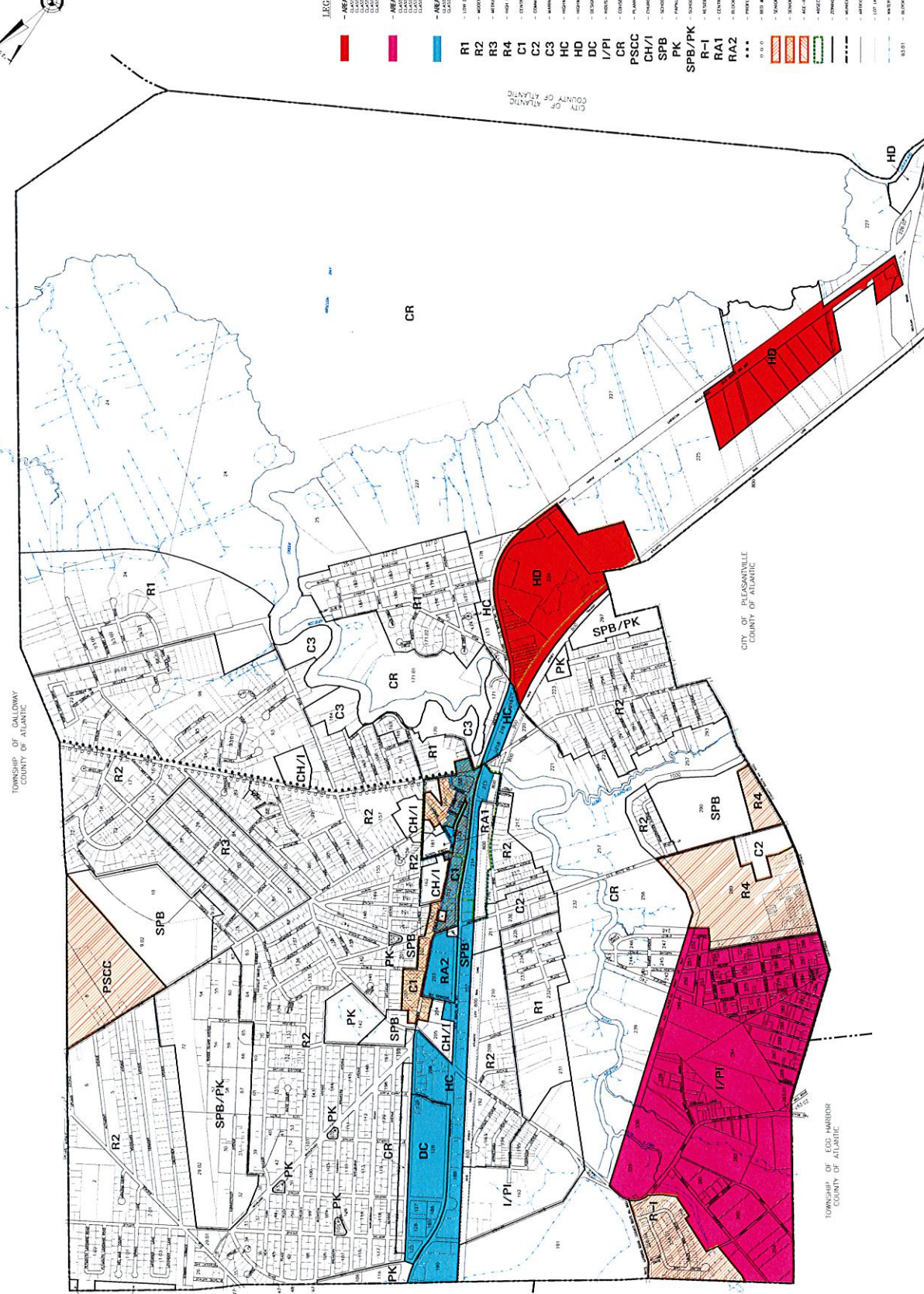
SIGNED: _____
Kimberly Horton, Mayor

ATTEST: _____
Carie A. Crone, RMC Municipal Clerk



LEGEND

- AREA A
 - CLASSED INDUSTRIAL
 - CLASSED MANUFACTURING
 - CLASSED OFFICE
 - CLASSED RETAIL
 - CLASSED RESIDENTIAL
 - CLASSED SERVICE
- AREA B
 - CLASSED INDUSTRIAL
 - CLASSED MANUFACTURING
 - CLASSED OFFICE
 - CLASSED RETAIL
 - CLASSED RESIDENTIAL
 - CLASSED SERVICE
- AREA C
 - CLASSED INDUSTRIAL
 - CLASSED MANUFACTURING
 - CLASSED OFFICE
 - CLASSED RETAIL
 - CLASSED RESIDENTIAL
 - CLASSED SERVICE
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- R2
- R3
- R4
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- C2
- C3
- HC
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- I/P1
- CR
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- CH/I
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- PK
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- RA100



CANNABIS CLASS LOCATION MAP
CITY OF ABSECON

ATLANTIC COUNTY NEW JERSEY
EDWARD DENNIS JR. NJ PROFESSIONAL PLANNER LIC. NO. 0806300
REMINGTON & YERGEN ENGINEERS
1000 4th Ave., 4th Floor, Absecon, NJ 08005
609.321.4444
www.rve.com



CITY OF ABSECON

ORDINANCE 12-2021

**AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR
REDEVELOPMENT AREA 1: CENTRAL BUSINESS DISTRICT
REDEVELOPMENT AREA (CBD REDEVELOPMENT AREA)**

WHEREAS, On February 22, 2021, Governor Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult-use) cannabis establishments, use and possession; and,

WHEREAS, the Act establishes six (6) marketplace classes of licensed cannabis businesses; and,

WHEREAS, the City of Absecon is seeking to establish regulations regarding cannabis establishments in the Municipality; and,

WHEREAS, the City's Redevelopment Plan for Redevelopment Area 1: CBD Redevelopment Area must be amended to establish regulations for the various classes of cannabis establishments; and,

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of Absecon that the Redevelopment Plan for Redevelopment Area 1: CBD Redevelopment Area be amended as follows:

Section 1:

The Cannabis Class Location Map is hereby incorporated into the Redevelopment Plan for Redevelopment Area 1: CBD Redevelopment Area as Exhibit 12.13 and shall delineate the areas within the City of Absecon where specific classes of cannabis establishments are permitted as conditional uses. This amendment shall be enacted in accordance with the attached map.

The specific lots and blocks to be affected at the time of this amendment are as follows:

Proposed Permitted Marketplace Classes	Existing Zoning	Block	Lots
Class 5: Retailer Class 6: Delivery	RA1	160	8

Section 2:

Section 3.0 Definitions shall be modified to include the definitions for the six (6) marketplace classes of licensed cannabis establishments as follows:

CANNABIS MARKETPLACE CLASSES

Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis, consistent with current State law;

Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items, consistent with current State law;

Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees, consistent with current State law;

Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another, consistent with current State law;

Class 5 Cannabis Retailer license, for locations at which cannabis items and related supplies are sold to consumers, consistent with current State law; and

Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer, consistent with current State law;

Section 3:

Section 6.2 Land Use Plan is hereby modified to allow conditional uses related to cannabis establishments.

The following is added:

The following conditional uses may be authorized by the Planning Board, provided that applications conform to the specified conditions and controls.

(1) Class 5 Cannabis Retailer and Class 6 Cannabis Delivery, subject to the following conditions and controls:

(a) The proposed use must be located within a designated area on the Cannabis Class Location Map – Exhibit 12.13.

(b) The required Municipal Cannabis License(s) must be obtained from the City of Absecon.

(c) On-premises consumption of cannabis is prohibited.

Section 4:

Pursuant to the Municipal Land Use Law, the Clerk is directed to give notice at least ten (10) days prior to the hearing on the adoption of this Ordinance to the County Planning Board pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing thereon, the Municipal Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board as required by N.J.S.A. 40:55D-16.

Section 5:

Pursuant to N.J.S.A. 40:55D- 62.1, notice of scheduled the hearing date and this Ordinance shall be given at least ten (10) days prior to the hearing by the Municipal Clerk by either personal service or certified mail and regular mail to the owners of all real property as shown on the current tax duplicates, located, in the case of a classification change, within the district and within the State within two hundred feet (200') in all directions of the boundaries of the district, and located in the case of a boundary change, in the State within two hundred feet (200') in all directions of the proposed new boundaries of the district.

Section 6:

This Ordinance shall take effect upon final passage and publication as provided by law, however, subsequent to first reading, this Ordinance must be referred to the Planning Board for review, which shall be based on whether the proposal is substantially consistent with the Master Plan. The Planning Board has a period of thirty-five (35) days after referral to report on the proposed ordinance.

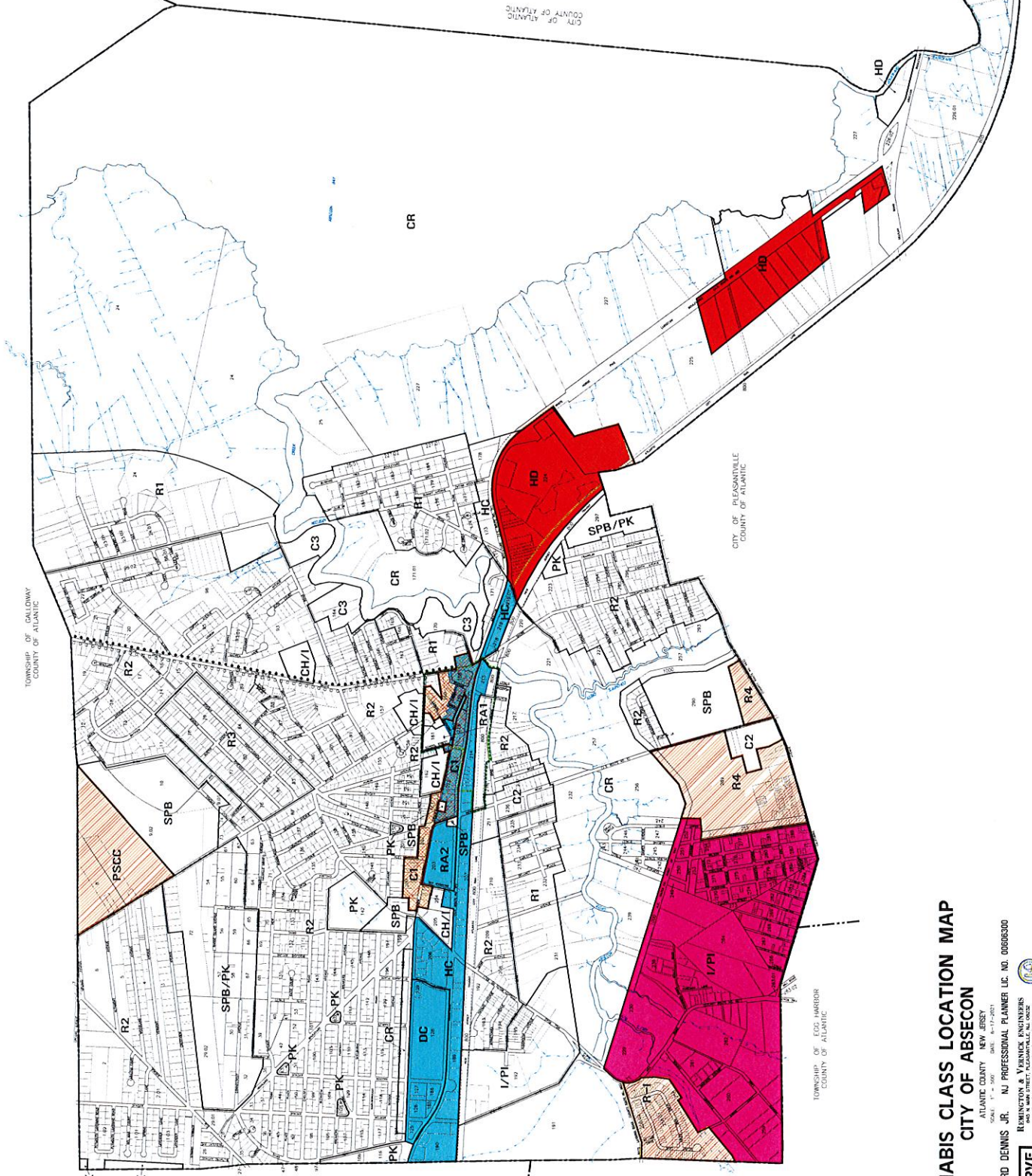
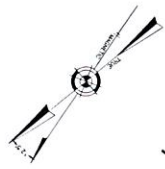
BE IT FURTHER ORDAINED that:

1. Any Ordinance or parts of ordinances, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of any such inconsistency.
2. This Ordinance shall take effect upon final adoption and publication as required by law.

DATED:

SIGNED: _____
Kimberly Horton, Mayor

ATTEST: _____
Carie A. Crone, RMC Municipal Clerk



LEGEND

- AREA A
 - CLASS 1: HIGH DENSITY RESIDENTIAL
 - CLASS 2: MEDIUM DENSITY RESIDENTIAL
 - CLASS 3: LOW DENSITY RESIDENTIAL
 - CLASS 4: COMMUNITY BUSINESS DISTRICT
 - CLASS 5: COMMUNITY BUSINESS DISTRICT
 - CLASS 6: COMMUNITY BUSINESS DISTRICT
- AREA B
 - CLASS 1: HIGH DENSITY RESIDENTIAL
 - CLASS 2: MEDIUM DENSITY RESIDENTIAL
 - CLASS 3: LOW DENSITY RESIDENTIAL
 - CLASS 4: COMMUNITY BUSINESS DISTRICT
 - CLASS 5: COMMUNITY BUSINESS DISTRICT
 - CLASS 6: COMMUNITY BUSINESS DISTRICT
- AREA C
 - CLASS 1: HIGH DENSITY RESIDENTIAL
 - CLASS 2: MEDIUM DENSITY RESIDENTIAL
 - CLASS 3: LOW DENSITY RESIDENTIAL
 - CLASS 4: COMMUNITY BUSINESS DISTRICT
 - CLASS 5: COMMUNITY BUSINESS DISTRICT
 - CLASS 6: COMMUNITY BUSINESS DISTRICT
- R1: LOW DENSITY RESIDENTIAL
- R2: MODERATE DENSITY RESIDENTIAL
- R3: HIGH DENSITY RESIDENTIAL
- R4: HIGH DENSITY RESIDENTIAL
- C1: CENTRAL BUSINESS DISTRICT
- C2: COMMUNITY BUSINESS DISTRICT
- C3: COMMUNITY BUSINESS DISTRICT
- HC: HIGH DENSITY RESIDENTIAL
- DC: HIGH DENSITY RESIDENTIAL
- I/P: HIGH DENSITY RESIDENTIAL
- CR: HIGH DENSITY RESIDENTIAL
- SPB: HIGH DENSITY RESIDENTIAL
- SPB/PK: HIGH DENSITY RESIDENTIAL
- PK: HIGH DENSITY RESIDENTIAL
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- RA99: HIGH DENSITY RESIDENTIAL
- RA100: HIGH DENSITY RESIDENTIAL

CANNABIS CLASS LOCATION MAP
CITY OF ABSECON

ATLANTIC COUNTY NEW JERSEY
EDWARD DENNIS JR. NJ PROFESSIONAL PLANNER LIC. NO. 00606300
REMINGTON & YERNICK ENGINEERS
1000 MAIN ST. 3RD FLOOR
ABSECON, NJ 08205
TEL: 609.331.1111 FAX: 609.331.1112
WWW.REY-ENGINEERS.COM



CITY OF ABSECON

RESOLUTION 98-2021

**STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION URBAN PARKS INITIATIVE ENABLING RESOLUTION**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), is providing grants through the Urban Parks initiative; and

WHEREAS, the City of Absecon desires to further the public interest by obtaining grant funding in the amount of \$392,570.00 from the State to demolish an existing gas station, relocate highway access, construct a restroom and vendor kiosk, install a playground, and expand parking at the Turner Cove waterfront park at a cost of \$417,570.00;

NOW, THEREFORE, the governing body resolves that the Mayor and Clerk or the successor to the office of Mayor and Clerk are hereby authorized to:

- (a) make application for such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above-named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Urban Parks initiative, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with applicable policies and laws, and is willing to enter into an agreement with the State for the above-named project;

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

1. That the Mayor and Clerk of the above named body is hereby authorized to execute an agreement and any amendment thereto with the State known as the Turner Cove Recreational Improvements;
2. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
4. That this resolution shall take effect immediately.

Dated: June 17th, 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 June 17th, 2021**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 99-2021

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR GRANT FUNDING AND THE EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF CORDOVA DRIVE, SEMINOLE AVENUE, AND STONE CIRCLE (PRIORITY 1)

WHEREAS, there is a need for roadway improvements on Cordova Drive, Seminole Avenue and Stone Circle within the City of Absecon; and

WHEREAS, funds for roadway improvements are available to the City of Absecon under the New Jersey Department of Transportation Municipal Aid Program; and

WHEREAS, an application must be filed with the New Jersey Department of Transportation in order to be considered for said funding.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Absecon formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the firm of Remington & Vernick Engineers is hereby authorized to submit an electronic grant application identified as MA-2022-Reconstruction of Cordova Drive, Sem-00378 to the New Jersey Department of Transportation on behalf of the City of Absecon.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Absecon and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Dated: June 17th, 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 June 17th, 2021**

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

CITY OF ABSECON
RESOLUTION 100-2021

**A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR
GRANT FUNDING AND THE EXECUTION OF A GRANT CONTRACT WITH THE NEW
JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF
FOURTH AVENUE ROADWAY AND DRAINAGE IMPROVEMENTS (PRIORITY 2)**

WHEREAS, there is a need for roadway and drainage improvements on Fourth Avenue within the City of Absecon; and

WHEREAS, funds for roadway improvements are available to the City of Absecon under the New Jersey Department of Transportation Municipal Aid Program; and

WHEREAS, an application must be filed with the New Jersey Department of Transportation in order to be considered for said funding.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Absecon formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the firm of Remington & Vernick Engineers is hereby authorized to submit an electronic grant application identified as MA-2022-Fourth Avenue Roadway and Drainage I-00379 to the New Jersey Department of Transportation on behalf of the City of Absecon.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Absecon and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Dated: June 17th, 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 June 17th, 2021**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON
RESOLUTION 101-2021

**A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION
FOR GRANT FUNDING AND THE EXECUTION OF A GRANT CONTRACT
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
THE CENTRAL BUSINESS DISTRICT STREETScape – PHASE 4**

WHEREAS, there is a need for pedestrian safety improvements on New Jersey Avenue and W. Wyoming Avenue within the City of Absecon; and

WHEREAS, funds for improvements are available to the City of Absecon under the New Jersey Department of Transportation Safe Streets to Transit Program; and

WHEREAS, an application must be filed with the New Jersey Department of Transportation in order to be considered for said funding.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Absecon formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the firm of Remington & Vernick Engineers is hereby authorized to submit an electronic grant application identified as SST-2022-CBD Streetscape Improvements - Phas-00026 to the New Jersey Department of Transportation on behalf of the City of Absecon.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Absecon and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Dated: June 17th, 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 June 17th, 2021**

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

CITY OF ABSECON

RESOLUTION 102-2021

**A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF
REVENUE INTO THE 2021 MUNICIPAL BUDGET TO ALLOW FOR THE RECEIPT
OF \$19,471.80 FROM THE STATE OF NEW JERSEY CLEAN COMMUNITIES**

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the City of Absecon will receive \$19,471.80 from the State of New Jersey Clean Communities and wishes to amend its 2021 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Absecon hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$19,471.80, which is now available as revenue from:

Miscellaneous Revenue
Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of Local Government Services:
State and Federal Revenues Offset with Appropriations:
Clean Communities; and

BE IT FURTHER RESOLVED, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Dated: June 17th, 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 June 17th, 2021**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 103-2021

A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF REVENUE INTO THE 2021 MUNICIPAL BUDGET TO ALLOW FOR THE RECEIPT OF \$61,140.00 FROM THE STATE OF NEW JERSEY BODY-WORN CAMERA GRANT PROGRAM

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the City of Absecon will receive \$61,140.00 from the State of New Jersey Highway Traffic Safety and wishes to amend its 2021 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Absecon hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$61,140.00, which is now available as revenue from:

Miscellaneous Revenue
Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of Local Government Services:
State and Federal Revenues Offset with Appropriations:
NJ Dept of Law and Public Safety – Body-Worn Camera Grant Program and

BE IT FURTHER RESOLVED, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Dated: June 17th, 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 June 17th, 2021**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 104-2021

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A SHARED SERVICES AGREEMENT WITH ATLANTIC COUNTY UTILITIES AUTHORITY FOR SOLID WASTE, BULKY WASTE, RECYCLING, ROLL-OFF PULL SERVICES AND YARD WASTE COLLECTION

WHEREAS, the City desires to continue to allow Atlantic County Utilities Authority to provide solid waste, bulky waste, recycling, roll-off pull services and yard waste collection for the City of Absecon under a Shared Services Agreement; and

WHEREAS, Atlantic County Utilities Authority agrees to provide these services at an increase not greater than the percentage increase in the CPI-U

WHEREAS, the City of Absecon is currently under contract with the Atlantic County Utilities Authority for these services, per Resolution 31-2020, and desires to enter into a new contract to facilitate the purchase of Recycling Carts that will be distributed to the residents of Absecon; and

WHEREAS, N.J.S.A. 40:14B-49 empowers municipalities and municipal utilities authorities to enter into contracts for the collection, disposal and treatment of solid waste system of the municipal utilities authority, which term includes recycling facilities.

WHEREAS, this contract is classified as services provided between government agencies pursuant to N.J.S.A. 40A:11-5(2) and as such is exempt from the public bidding requirements of the New Jersey Local Public Contract Law.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Absecon that the Mayor is hereby authorized to enter into a new Shared Services Agreement with the Atlantic County Utilities Authority for Solid Waste, Bulky Waste, Recycling, Roll-off Pull Services and Yard Waste Collection. The Agreement shall be in effect from October 1, 2021 to September 30, 2028.

Dated: June 17th, 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 June 17th, 2021**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

June 15, 2021
02:16 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
9230 ROY TALLEY	21-00562	06/15/21	REIMB. PETTY CASH	Open	286.23	0.00		
9806 CALEB CAVILEER	21-00515	06/02/21	SUPPLIES	Open	231.67	0.00		
9860 TROY GREEN	21-00522	06/04/21	BROKERAGE FEE	Open	1,500.00	0.00		
A0003 ACUA	21-00519	06/03/21	TIPPING/RECYCLING/FUEL	Open	64,558.44	0.00		
A0005 ABSECON BOARD OF EDUCATION	21-00516	06/03/21	JUNE 2021 SCHOOL PAYMENT	Open	1,029,281.75	0.00		
A0006 ABSECON PUBLIC LIBRARY	21-00517	06/03/21	JUNE 2021 LIBRARY PAYMENT	Open	19,936.29	0.00		
A0009 ANIMAL CONTROL OF S.J.	21-00548	06/14/21	MAY 2021 SERVICES	Open	700.00	0.00		
A0034 ABSECON CITY PAYROLL ACCOUNT	21-00542	06/10/21	PAYROLL 06/10/21	Open	187,548.98	0.00		
A0059 ASAC	21-00557	06/15/21	REIMBURSEMENT	Open	4,000.00	0.00		
A0205 A & B HAULING LLC	21-00559	06/15/21	TREE REMOVAL	Open	3,000.00	0.00		
A0253 ATLANTIC CITY ELECTRIC	21-00523	06/04/21	MAY 2021 BILLING	Open	92.74	0.00		
B0051 BUTTERHOF'S FARM & HOME SUPPLY	21-00552	06/14/21	SUPPLIES	Open	34.99	0.00		
B0119 BLANEY & KARAVAN, PC	21-00528	06/07/21	PROFESSIONAL SERVICES	Open	2,355.00	0.00		
B0121 R W BROWN LANDSCAPING CO. LLC	21-00535	06/08/21	WEED CONTROL IN PARKS	Open	2,850.00	0.00		
B0131 BIRCH'S COMMUNICATIONS, LLC	20-00379	04/24/20	OUTFIT 2 POLICE VEHICLES	Open	26,148.68	0.00		
	21-00142	02/16/21	OUTFIT 2020 FORD EXPLORERS	Open	10,731.38	0.00		
					<u>36,880.06</u>			
C0044 CARDMEMBER SERVICE	21-00550	06/14/21	SUPPLIES	Open	1,217.04	0.00		

June 15, 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
C0150 CONSTELLATION NEW ENERGY, INC.	21-00525	06/04/21	MONTHLY BILLING	Open	1,636.79	0.00		
C0159 C.A.M. CO	21-00558	06/15/21	PLATE FOR SALT SPREADER	Open	67.76	0.00		
C0180 CASA PAYROLL SERVICES	21-00495	05/27/21	PAYROLL SERVICES	Open	406.70	0.00		
C0201 COMCAST	21-00524	06/04/21	MONTHLY BILLING	Open	15.02	0.00		
C0208 CME ASSOCIATES	21-00540	06/10/21	PROFESSIONAL SERVICES	Open	549.50	0.00		
E0006 ERCO	21-00376	04/27/21	POLICE DEPT.BLINDS	Open	1,995.00	0.00		
E0053 EMP TRAINING, LLC	21-00442	05/12/21	BLS/EMT TRAINING	Open	200.00	0.00		
E0070 ED & GENE'S KING TIRE LLC	21-00527	06/07/21	VEHICLE MAINTENANCE	Open	1,718.56	0.00		
F0086 FASTENAL COMPANY	21-00534	06/08/21	SOCKET BITS	Open	12.48	0.00		
G0018 GALLOWAY NURSERY	21-00385	04/27/21	SHRUBS FOR CITY HALL	Open	401.89	0.00		
G0041 GALLOWAY ACE HARDWARE	21-00520	06/03/21	SUPPLIES P.W. 146066	Open	129.91	0.00		
	21-00529	06/07/21	SUPPLIES F.D. 141511/426521	Open	40.48	0.00		
					170.39			
H0070 HUTCHINSON HEATING AIR/COND	21-00556	06/15/21	REPAIR HEAT PUMP # 7	Open	904.00	0.00		
H0094 RICHARD HUENKE JR	21-00541	06/10/21	REIMB. HOOKED ON FISHING	Open	179.94	0.00		
L0086 TELESYSTEM	21-00551	06/14/21	JUNE 2021 BILLING	Open	2,891.25	0.00		
M0012 WILLIAM ADE	20-01005	11/06/20	WEBSITE DESIGN	Open	2,512.35	0.00		B
M0122 WILLIAM H. MARSDEN	21-00543	06/11/21	ELECTRICAL SUBCODE	Open	240.00	0.00		
M0194 W B MASON CO INC	21-00488	05/25/21	OFFICE SUPPLIES	Open	194.68	0.00		

June 15, 2021
02:16 PM

City of Absecon
Bill List By Vendor Id

Page No: 3

Vendor # Name		PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
PO #								
N0002	NJ AMERICAN WATER CO.							
21-00538	06/08/21 MAY 2021 HYDRANTS & WATER			Open	8,973.30	0.00		
N0091	NETWORK CONNECTIVITY, INC.							
21-00526	06/07/21 JULY 2021 MAINTENANCE			Open	3,535.74	0.00		
P0001	THE PRESS							
21-00537	06/08/21 LEGAL ADS			Open	250.80	0.00		
P0014	PEDRONI FUEL CO							
21-00555	06/14/21 GASOLINE			Open	127.68	0.00		
P0015	PITNEY BOWES							
21-00536	06/08/21 QUARTERLY POSTAGE METER LEASE			Open	509.91	0.00		
P0123	PARKER MCCAY P.A.							
21-00547	06/11/21 PROFESSIONAL SERVICES			Open	7,247.22	0.00		
P0125	PREMIER ORTHOPAEDIC ASSOCIATES							
21-00491	05/25/21 PROFESSIONAL SERVICES			Open	330.00	0.00		
R0005	R & R RADAR, INC							
21-00518	06/03/21 REPAIR STALKER UNIT			Open	407.00	0.00		
S0011	A E STONE INC							
21-00546	06/11/21 COLD PATCH			Open	270.25	0.00		
S0158	SITE ONE LANDSCAPE SUPPLY, LLC							
21-00554	06/14/21 SUPPLIES			Open	129.29	0.00		
T0044	TREASURER							
21-00544	06/11/21 CERTIFICATE RENEWAL			Open	35.00	0.00		
T0096	TOSHIBA FINANCIAL SERVICES							
21-00545	06/11/21 COPIER LEASE			Open	102.48	0.00		
T0106	TACTICAL PUBLIC SAFETY, LLC							
21-00412	05/06/21 CONVERSION KITS			Open	1,840.50	0.00		
W0044	WASZEN BROTHERS							
21-00561	06/15/21 PUMP STATION & PORTA-POTTIES			Open	10,259.30	0.00		
W0051	WHATS MY NAME FOUNDATION							
21-00521	06/03/21 RIDE SHARE SIGNS & BANNER			Open	645.00	0.00		
<hr/>								
Total Purchase Orders:		50	Total P.O. Line Items:	0	Total List Amount:	1,403,232.97	Total Void Amount:	0.00

REPORT ID : TFC5337
 RUN DATE : 06/05/2021
 RUN TIME : 18:06

NJ AUTOMATED MUNICIPAL SYSTEM
 MONTHLY CASHBOOK REPORT
 ABSECON MUNICIPAL COURT
 FOR THE MONTH OF MAY 2021

PART 4 - DISBURSEMENT CHECKS			
MAKE CHECK PAYABLE TO:	CHECK AMOUNT	ADDRESS	CHECK NUMBER
2 - TREASURER, STATE OF NEW JERSEY RE: AUTOMATION FEE - AF ATS MODERNIZATION FUND - AM	\$286.00 \$420.00	AOC ATS SURCHARGE SECTION P.O. BOX 980 TRENTON, NJ 08625	DO NOT SEND CHECK- SENT VIA ACH
TOTAL ATS SURCHARGES	\$706.00		
3 - TREASURER, COUNTY OF <u>Atlantic</u> RE: TITLE 39 SPLIT & VIDEO SURCHARGE (VY)	\$4,889.50	COUNTY TREASURER	1667
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	\$11,073.54	CITY OF <u>Absecon</u>	1668
5 - TREASURER, CITY OF <u>Absecon</u> RE: PARKING OFFENSES ADJUDICATION ACT (\$2.00 FTA FEE - PA)	\$.00	CITY OF <u>Absecon</u>	
6 - TREASURER, STATE OF NEW JERSEY RE: VCCB, VAF, CF	\$200.00	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	\$550.00	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 - FLP (SL)	\$50.00	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 <u>Absecon</u> RE: COUNTY LAB FEES - (CL)	\$.00	N/A	

CROSS-REF
W/BANKSTMT

CITY OF ABSECON CITY
CONSTRUCTION OFFICE CODE ENFORCEMENT
MONTHLY REPORT

MAY 2021

	Month		Year to Date	
	# Permits	Fees	# Permits	Fees
Building Permits	13	\$ 2,970.00	52	\$ 16,418.00
Electrical Permits	18	\$ 1,934.00	84	\$ 15,062.00
Elevator Permits			0	\$ -
Fire Permits	3	\$ 325.00	19	\$ 2,627.00
Plumbing Permits	2	\$ 130.00	18	\$ 3,032.00
Mechanical Permits	10	\$ 900.00	51	\$ 5,130.00
Certificates of Occupancy	0		7	\$ 750.00
DCA Fees	25	\$ 489.00	121	\$ 2,572.00
Contractor Licenses	2	\$ 50.00	3	\$ 75.00
Zoning Permits	8	\$ 325.00	34	\$ 1,370.00
CCO Resales	15	\$ 1,085.00	96	\$ 7,160.00
Commercial CCO, Rental	3	\$ 225.00	5	\$ 825.00
Rental Inspections	12	\$ 1,200.00	58	\$ 4,150.00
Certificates of Compliance			0	\$ -
Misc.			0	\$ -
Penalty			0	\$ -
Admin Fees			1	\$ 95.00

Total Fees	\$ 9,633.00	59,129.00
Total Paid Out	\$ 489.00	2,572.00
Total Net Fees	\$ 9,144.00	56,557.00
Total Construction Cost	\$ 248,148.16	\$ 3,670,441.16

Respectfully Submitted:


Kimberly Kollman / Technical Assistant

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

June 4, 2021
09:08 AM

City of Absecon
Cash Receipts Totals from 05/01/21 to 05/31/21

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: 05/01/21 to 05/31/21
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	----- Principal -----		2021	2022	Pnlty/Intr	Total
			Arrears/Other	2020				
001	Property Taxes	1165	0.00	0.00	1,333,836.96	0.00	1,283.65	1,335,120.61
038	Taxes - Subsequent	12	0.00	0.00	12,612.78	0.00	146.84	12,759.62
	Tax Payments	1177	0.00	0.00	1,346,449.74	0.00	1,430.49	1,347,880.23
035	OUTSIDE LIEN REDEMP	2	266.00	0.00	0.00	0.00	5.32	271.32
036	OUTSIDE LIEN FEES	1	62.00	0.00	0.00	0.00	0.00	62.00
	Lien Payments	3	328.00	0.00	0.00	0.00	5.32	333.32
002	Sewer Rental	274	200.00	0.00	28,085.59	0.00	907.50	29,193.09
037	Sewer - Subsequent	18	0.00	0.00	1,782.00	0.00	90.00	1,872.00
	Sewer Payments	292	200.00	0.00	29,867.59	0.00	997.50	31,065.09
015	Sewer Bad Check Fee	2	40.00	0.00	0.00	0.00	0.00	40.00
017	Tax Bad Check Fee	2	40.00	0.00	0.00	0.00	0.00	40.00
028	DUPL.REDEMPTION CERT	4	100.00	0.00	0.00	0.00	0.00	100.00
	Misc Payments	8	180.00	0.00	0.00	0.00	0.00	180.00
Payments Total:		1480	708.00	0.00	1,376,317.33	0.00	2,433.31	1,379,458.64
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:		1480	708.00	0.00	1,376,317.33	0.00	2,433.31	1,379,458.64

Total Cash: 42,530.59

Total Check: 1,302,647.26

Total Credit: 34,280.79

Sewer Overpayments 200.00
Total Overpayments 200.00