



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

Carie A. Crone, RMC
Municipal Clerk

Phone (609) 641-0663 x101
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CITY COUNCIL

April 7th, 2022

REGULAR MEETING - 5:30 PM

AGENDA

FLAG SALUTE

ROLL CALL

PRESIDENT'S STATEMENT ON THE SUNSHINE LAW

NOTIFICATION THAT THIS MEETING IS ELECTRONICALLY RECORDED

OATH OF OFFICE – Deputy Clerk/Administrative Assistant – Mary Fetske

REGULAR MEETING AGENDA

2022 RESOLUTIONS OUT OF CONSENT

- 58** Allowing the Budget to be read by title only.

PUBLIC HEARING – 2022 MUNICIPAL BUDGET

- 59** Authorizing Self-Examination of the 2019 Budget.
- 60** Adopting the 2022 Municipal Budget.

2022 RESOLUTIONS OUT OF CONSENT

- 61** Consenting to the appointment of Captain to the City of Absecon Police Department, namely Jeffrey Mazer.
- 62** Consenting to the appointment of Lieutenant to the City of Absecon Police Department, namely Richard Huenke, Jr.

OATH OF OFFICE – Chief Laughlin

2022 ORDINANCES FOR INTRODUCTION

- 05** Bond Ordinance providing for various 2022 Capital Acquisitions and improvements by and in the City, appropriating \$1,755,000 therefor and authorizing the issuance of \$1,363,250 Bonds or Notes to finance part of the cost thereof.

2022 ORDINANCES FOR ADOPTION

- 04** Reappropriating \$44,796.44 proceeds of obligations not needed for their original purposes to provide for additional services in the 2022 Road Program.

CONSENT AGENDA

- 63** Authorizing the Tax Collector to cancel the 2nd Quarter taxes for the 2022 preliminary and to prorate and refund the 1st Quarter taxes of 2022 on the property located at 32 W. Delray Lane (Blk. 258, Lot 1.127)
- 64** Allowing for the Absecon Parent Teacher Organization's Annual City-Wide Yard Sale.
- 65** Accepting a Performance Guaranty and Engineer's escrow funds for improvements on property known as Block 236, Lot 2, 3 & 4.
- 66** Accepting a Volunteer Firefighter into the Absecon City Fire Department.
- 67** Authorizing Municipal support for Greensky Dispensary LLC to receive a Class 5 Retail Cannabis License from the New Jersey Cannabis Regulatory Commission to operate within the City of Absecon.

APPROVAL OF BILL LIST - \$ 1,534,861.09

APPROVAL OF MINUTES

Regular Meeting Minutes – 3/17/2022

Closed Session as to form and content only – 3/3/22

REPORTS Council Committees
Administrator/CFO
Mayor
Engineer

PUBLIC PORTION

CLOSED SESSION - #68 – Contract Negotiations

ADJOURNMENT

CITY OF ABSECON
RESOLUTION 58-2022

A RESOLUTION TO READ BUDGET BY TITLE ONLY

WHEREAS, N.J.S. 40A:4-8, as amended by L.2015, provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection, and has been available to each person upon request; and

WHEREAS, these two conditions have been met.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Absecon that the budget shall be read by title only.

Dated: April 7th, 2022

**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 on April 7th, 2022**

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

CITY OF ABSECON

RESOLUTION 59-2022

A RESOLUTION AUTHORIZING SELF-EXAMINATION OF THE 2022 BUDGET

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

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

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

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

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A: 4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A: 4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated.
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the Municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A: 4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

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

DATED: April 7th, 2022

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 on April 7th, 2022.

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

**CITY OF ABSECON
RESOLUTION 60-2022**

**A RESOLUTION ADOPTING THE
2022 MUNICIPAL BUDGET**

**Copies of the Budget are filed in the Clerk's Office,
Finance file drawer and available on the City's website.**

Dated: April 7th, 2022

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regular meeting held on April 7th, 2022.**

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

CITY OF ABSECON

RESOLUTION 61-2022

**A RESOLUTION CONSENTING TO THE APPOINTMENT OF
CAPTAIN TO THE CITY OF ABSECON POLICE DEPARTMENT**

WHEREAS, it has been determined that there is a need to appoint an officer to the position of Captain of the Absecon Police Department.

NOW, THEREFORE BE IT RESOLVED, the Council of the City of Absecon does hereby give their consent and confirm the appointment of Jeffrey Mazer to the position of Captain of the City of Absecon Police Department effective April 8th, 2022 at an annual compensation pursuant to the collective bargaining agreement in effect on the day of promotion.

Dated: April 7th, 2022

**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 7th, 2022.**

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

CITY OF ABSECON

RESOLUTION 62-2021

**A RESOLUTION CONSENTING TO THE APPOINTMENT OF
LIEUTENANT TO THE CITY OF ABSECON POLICE DEPARTMENT**

WHEREAS, it has been determined that there is a need to appoint an officer to the position of Lieutenant of the Absecon Police Department.

NOW, THEREFORE BE IT RESOLVED, the Council of the City of Absecon does hereby give their consent and confirm the appointment of Richard W. Huenke, Jr. to the position of Lieutenant of the City of Absecon Police Department effective April 8th, 2022 at an annual compensation pursuant to the collective bargaining agreement in effect on the day of promotion.

Dated: April 7th, 2022

**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 7th, 2022.**

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

CITY OF ABSECON

ORDINANCE 05-2022

**BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPITAL ACQUISITIONS
AND IMPROVEMENTS BY AND IN THE CITY OF ABSECON, COUNTY OF
ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$1,755,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,363,250 BONDS
OR NOTES TO FINANCE PART OF THE COST THEREOF**

**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 or purposes 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 or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$1,755,000, which sum includes a grant in the amount of \$270,000 expected to be received from the New Jersey Department of Transportation (the "DOT Grant") and a grant in the amount of \$50,000 expected to be received from the Community Development Block Grant Program (the "CDBG Grant" and together with the DOT Grant, the "Grants") and \$71,750 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 \$1,755,000 appropriation not provided for by application hereunder of the Grants and said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$1,363,250 pursuant to, and within the limitations prescribed by, 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 \$1,363,250 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) 2022 Road Improvement Program to the entire lengths or portions thereof of various roads, including, but not limited to, Cordova Drive, Seminole Avenue, Stone Circle and Ambassador Avenue. 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, barrier free handicapped accessible ramps along various roadways in the City; and	\$1,655,000 (including the Grants)	\$1,268,250	\$66,750	10 years
(ii) Various recreation improvements as more fully set forth on a list on file in the Office of Clerk, which list is hereby approved.	<u>\$100,000</u>	<u>\$95,000</u>	<u>\$5,000</u>	15 years
Total:	<u>\$1,755,000</u>	<u>\$1,363,250</u>	<u>\$71,750</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 \$1,363,250.

b. The aggregate estimated cost of said improvements and purposes is \$1,755,000, 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 \$71,750 and the Grants in the amount of \$320,000.

SECTION 4. Except for the Grants, 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. Except for the Grants, 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 10.34 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 \$1,363,250 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 \$175,500 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 \$1,363,250. 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 Internal Revenue Code of 1986, as amended, 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:

SIGNED: _____
 Kimberly Horton, Mayor

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

ORDINANCE 04-2022

CITY OF ABSECON

**ORDINANCE REAPPROPRIATING \$44,796.44 PROCEEDS OF OBLIGATIONS
NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR
ADDITIONAL SERVICES IN THE 2022 ROAD PROGRAM**

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$44,796.44 of the proceeds of obligations originally made available pursuant to the following bond ordinance of the City of Absecon, in the County of Atlantic, New Jersey are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Ordinance #</u>	<u>Improvement Description</u>	<u>Amt to be Reapprop</u>
7-2021	2021 Dredging	\$ 44,000.00
	2021 Fire Truck	\$ 796.44
	finally adopted 4/15/21	

Section 2. The \$44,796.44 proceeds described in Section 1 made available pursuant to N.J.S.A. 40A:2-39 are hereby re-appropriated to provide for the following improvements and acquisitions:

2022 Road Program	\$ 44,796.44
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Section 3. The capital budget of the City of Absecon is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

DATED: April 7th, 2022

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 March 17th, 2022.
Laid over and advertised for public hearing and final adoption on April 7th, 2022.

CITY OF ABSECON

RESOLUTION 63-2022

**A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL
THE 2ND QUARTER TAXES FOR THE 2022 PRELIMINARY AND TO PRORATE
AND REFUND THE 1ST QUARTER TAXES OF 2022 ON THE PROPERTY
LOCATED AT 32 W. DELRAY LANE (BLOCK 258, Lot 1.127)**

WHEREAS, the Tax Collector, by letter attached, has notified City Council of a need to cancel the 2nd Quarter taxes for the 2022 Preliminary and to prorate and refund the 1st quarter taxes of 2022 on the property located at 32 W. Delray Lane (Blk. 258, Lot 1.128) in the name of Sandra Golden.

WHEREAS, the property is owned by the Widow of an Exempt Veteran.

WHEREAS, the refund amount of \$206.21 is the prorated amount after the Veterans Exemption took effect.

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

1. The taxes for the 2nd Quarter property taxes for 2022 Preliminary on the property located at 32 W. Delray Lane (Block 258, Lot 1.127) are hereby cancelled.
2. The Chief Financial Officer be authorized and directed to refund the amount of \$206.21 to CoreLogic Centralized Refunds, P.O. Box 9202, Coppell, Tx 75019-9760.
3. This Resolution shall take effect immediately.

Dated: August 7th, 2022

**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 August 7th, 2022**

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

CITY OF ABSECON

RESOLUTION 64-2022

**A RESOLUTION TO ALLOW FOR THE ABSECON PARENT
TEACHER ORGANIZATION'S ANNUAL CITY-WIDE YARD SALE**

WHEREAS, The City Council of the City of Absecon is supportive of the Absecon Parent Teacher Organization and its events; and

WHEREAS, the Absecon Parent Teacher Organization's Annual City-wide Yard Sale will be held on Saturday, June 11th, 2022 (rain date Sunday, June 12th, 2022) from 8:00am to 4:00pm; and

WHEREAS, certain waivers and permissions need to be granted.

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

- 1) Any and all ordinance regulations which would prohibit The Absecon Parent Teacher Organization's annual city-wide yard sale from occurring are hereby temporarily waived for June 11th, 2022 (rain date June 12th, 2022).
- 2) Any and all mercantile licenses, which would be required for all participants of this annual city-wide yard sale, are hereby waived and no yard sale permits will be sold for Friday, Saturday or Sunday through City Hall. All permits for June 11th, 2022, (rain date June 12th, 2022) must be obtained through the Absecon Parent Teacher Organization.

Dated: April 7th, 2022

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Council of the City of Absecon at a
Regular Meeting held April 7th, 2022.**

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

CITY OF ABSECON

RESOLUTION 65-2022

**A RESOLUTION ACCEPTING A PERFORMANCE GUARANTY
AND ENGINEER'S ESCROW FUNDS FOR IMPROVEMENTS
ON PROPERTY KNOWN AS BLOCK 236, LOT 2, 3 & 4**

WHEREAS, the Gokul Brothers had posted a Performance Guaranty in the amount of \$75,635.00 for improvements to Block 236 Lot 2, 3 & 4; and

WHEREAS, the Performance Guarantee is being reduced to \$68,132.00 in the form of letter of credit, as well as a 10% cash portion of \$7,570.51 to be held in escrow.

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

1. The original Performance Guaranty in the amount of \$75,635.00, has been reduced to \$68,132.00, by letter of credit and a cash portion of \$7,570.51 will be held in escrow. The Gokul Brothers letter of credit is hereby accepted.

Dated: April 7th, 2022

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regular meeting held April 7th, 2022.**

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

CITY OF ABSECON

RESOLUTION 66-2022

**A RESOLUTION ACCEPTING A VOLUNTEER FIREFIGHTER
INTO THE ABSECON CITY FIRE DEPARTMENT**

WHEREAS, there is a need for volunteer firefighters in the Absecon City Fire Department; and

WHEREAS, volunteer firefighters shall serve a probation period of one year; and

WHEREAS, these firefighters must successfully complete Firefighter 1 training.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Absecon to accept the recommendation of Fire Chief Talley to admit:

Thomas Venafo – 219 Huron Avenue, Absecon

into the Absecon City Fire Department to serve on probation for one year till he has successfully completed Firefighter 1 training.

Dated: April 7th, 2022

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Regular meeting held April 7th, 2022**

ATTEST: _____
Carie A Crone, RMC, Municipal Clerk

CITY OF ABSECON
RESOLUTION 67-2022

**RESOLUTION AUTHORIZING MUNICIPAL SUPPORT FOR GREENSKY
DISPENSARY LLC TO RECEIVE A CLASS 5 RETAIL CANNABIS LICENSE
FROM THE NEW JERSEY CANNABIS REGULATORY COMMISSION
TO OPERATE WITHIN THE CITY OF ABSECON**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c.16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes therecreational 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 operations, use and possession; and

WHEREAS, the Act establishes six (6) marketplace classes of licensed cannabis businesses, specifically including a Class 1 Cannabis Cultivation license; and

WHEREAS, Section 31a of the Act authorizes municipalities to adopt by ordinance the number of the Class 5 Retail Cannabis licenses that will be available in a municipality; and

WHEREAS, on August 12, 2021 the City Council of Absecon adopted Ordinance 12-2021 (the "Ordinance"), which established that 3 of Class 5 Retail Cannabis licenses would be available for a cannabis establishment to operate within the City of Absecon; and

WHEREAS, the Ordinance further established that the Cannabis licensee would be required to site his, her or its establishment within a designated area of the City of Absecon; and

WHEREAS, following the adoption of the Ordinance, the City of Absecon received a substantial number of inquiries from prospective licensees regarding the process for obtaining municipal support for a Cannabis establishment to operate within the City of Absecon, and in response the City of Absecon asked all those who had so inquired to provide the City of Absecon with information that would allow it to conclude that a prospective licensee is ready, willing and able to operate a successful and safe cannabis business within the City of Absecon; and

WHEREAS, the City of Absecon received a number of responses and upon review of same, the City Council is prepared to issue a resolution of municipal support to the prospective licensee as named herein.

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

1. The above recitals are hereby incorporated as if restated herein in full.
2. The Mayor and Council of the City of Absecon find and determine that GreenSky Dispensary LLC has presented the City of Absecon with sufficient evidence that if it is granted a Class 5 Retail Cannabis License, it will have control of a lawful site within an approved zone, and further has provided documentation reflecting that it is ready, willing and able to operate a successful and safe cannabis business within the City of Absecon.
3. The City of Absecon has set a limit of 3 of Class 5 Retail licenses under the Ordinance. The issuance of a Class 5 Retail license to GreenSky Dispensary LLC by the Cannabis Regulatory Commission would not exceed that limit.
4. The Mayor and Council of the City of Absecon formally express their support for GreenSky Dispensary LLC with respect to its application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License.
5. Nothing in this Resolution shall preclude the Mayor and Council from issuing additional resolutions of municipal support to other applicants, to the extent that may be permissible under the regulations promulgated by the Cannabis Regulatory Commission, nor shall it limit the Mayor and Council's authority with respect to any request for input from the Cannabis Regulatory Commission as to their preferred licensee.
6. Nothing in this Resolution is intended to affirm that GreenSky Dispensary LLC will ultimately be granted a license from the City of Absecon to operate a cannabis business within the City of Absecon, as evidence of compliance with the City of Absecon's laws and regulations will be required to be demonstrated by the applicant at the appropriate time.
7. A certified copy of this resolution shall be provided to the appropriate representatives of GreenSky Dispensary LLC.
8. This Resolution shall take effect immediately.

Dated: April 7th, 2022

**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 7th, 2022**

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

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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
9476	WITMER PUBLIC SAFETY GROUP INC	21-00746	08/16/21	DRY CHEMICAL EXTING./BRACKET	Open	216.00	0.00		
9751	AFTERMATH SERVICES LLC	22-00251	03/24/22	PROFESSIONAL SERVICES	Open	300.00	0.00		
9805	FRANK LENTZ, ESQ	22-00266	03/28/22	PUBLIC DEFENDER MARCH 2022	Open	600.00	0.00		
9817	CONNELL CONSULTING LLC	22-00134	02/15/22	SUPERVISION SEMINAR	Open	219.00	0.00		
A0016	COUNTY OF ATLANTIC	22-00280	04/01/22	REDEVELOPMENT PAYMENT	Open	535.68	0.00		
A0026	ABSECON EMERGENCY SERVICES	22-00267	03/28/22	2Q 2022 SERVICES	Open	12,500.00	0.00		
A0034	ABSECON CITY PAYROLL ACCOUNT	22-00237	03/17/22	PAYROLL 03/17/22	Open	172,358.96	0.00		
		22-00277	03/31/22	PAYROLL 03/31/22	Open	174,280.06	0.00		
						346,639.02			
A0043	ATLANTIC COUNTY MUNICIPAL	22-00265	03/28/22	2022 DUES	Open	125.00	0.00		
A0189	AIRPOWER INTERNATIONAL INC	22-00245	03/21/22	REPAIR CASCADE SYS. RESCUE 8	Open	1,480.00	0.00		
A0253	ATLANTIC CITY ELECTRIC	22-00289	04/04/22	MARCH 2022 BILLING	Open	27,591.52	0.00		
A0256	ATLANTIC CITY ELECTRIC	22-00271	03/28/22	STREET LIGHT OHIO AVE	Open	3,545.00	0.00		
A0282	ACTION UNIFORM CO. LLC	22-00287	04/04/22	POLICE CHAPLAIN UNIFORM	Open	253.00	0.00		
B0092	BOWMAN & COMPANY, LLP	22-00247	03/22/22	PROFESSIONAL SERVICES	Open	27,000.00	0.00		
B0121	R W BROWN LANDSCAPING CO. LLC	22-00286	04/04/22	TURF MAINT. SPORTS FIELDS	Open	3,500.00	0.00		
B0128	BUSINESS WATCH INTERNATIONAL	21-01095	12/01/21	RAPID ACCESS 12/21-12/22	Open	500.00	0.00		
C0004	CERTIFIED SPEEDOMETER SERVICE	22-00249	03/24/22	VEHICLE CALIBRATION	Open	396.00	0.00		

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Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
C0027	COLLIERS ENGINEERING						
22-00254	03/24/22	PROFESSIONAL SERVICES	Open	1,790.85	0.00		
C0124	CORELOGIC TAX SERVICES, LLC						
22-00248	03/22/22	REFUND OVERPAID TAXES 1Q 2022	Open	2,074.01	0.00		
C0128	CLEGG'S GARAGE INC						
22-00262	03/28/22	VEHICLE MAINTENANCE	Open	701.45	0.00		
C0150	CONSTELLATION NEW ENERGY, INC.						
22-00284	04/04/22	MONTHLY BILLING	Open	1,996.91	0.00		
C0180	CASA PAYROLL SERVICES						
22-00193	03/07/22	PAYROLL SERVICES	Open	594.55	0.00		
C0201	COMCAST						
22-00241	03/21/22	MONTHLY BILLING	Open	1,220.77	0.00		
C0208	CME ASSOCIATES						
22-00255	03/24/22	PROFESSIONAL SERVICES	Open	1,596.00	0.00		
D0010	DELL MARKETING L.P.						
22-00033	01/18/22	PRINTER INK	Open	95.94	0.00		
D0087	DEL-X COMMUNICATIONS, LLC						
22-00293	04/05/22	TAX OFFICE INTERCOM REPAIR	Open	2,759.00	0.00		
E0002	EDMUNDS & ASSOCIATES INC						
22-00238	03/17/22	2021 A/O BILLING	Open	304.00	0.00		
E0070	ED & GENE'S KING TIRE LLC						
22-00239	03/17/22	VEHICLE MAINTENANCE	Open	54.60	0.00		
F0042	FEDEX						
22-00279	03/31/22	SHIPMENT TO STATE TOX LAB	Open	47.63	0.00		
F0058	FITZGERALD MCGROARTY, P.A.						
22-00294	04/05/22	PROFESSIONAL SERVICES	Open	2,210.00	0.00		
G0114	GO2GUIDES LLC						
22-00077	01/25/22	NJ COMPLAINT PREP SOFTWARE	Open	215.45	0.00		
H0066	THE HOME DEPOT CREDIT SERVICE						
22-00272	03/28/22	SUPPLIES	Open	13.30	0.00		
H0070	HUTCHINSON HEATING AIR/COND						
22-00240	03/21/22	PREVENTATIVE MAINT. FIREHOUSE	Open	1,336.00	0.00		
H0083	HORIZON BLUE CROSS						
22-00244	03/21/22	APRIL 2022 DENTAL INSURANCE	Open	3,785.86	0.00		
L0006	LIZBEST SERVICES, LLC						
22-00257	03/28/22	FEB/MAR/APR 2022 SERVICES	Open	4,800.00	0.00		

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Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
L0007	LAWMEN SUPPLY CO						
21-01071	11/24/21	BODY ARMOR VEST - E. ADAMS	Open	1,009.98	0.00		
22-00116	02/10/22	BODY ARMOR	Open	<u>8,079.84</u>	0.00		
				9,089.82			
M0021	MUNICIPAL COURT ADMIN. ASSOC.						
22-00213	03/14/22	2022 MEMBERSHIP DUES	Open	50.00	0.00		
M0201	MID ATLANTIC FIRE AND AIR						
21-00782	08/26/21	FIREDEX COATS & PANTS	Open	5,865.00	0.00		
21-01178	12/28/21	CARBON HOODS	Open	<u>184.00</u>	0.00		
				6,049.00			
N0003	STATE OF NJ HEALTH BENEFITS PR						
22-00278	03/31/22	FEBRUARY 2022 HEALTH BENEFITS	Open	76,138.55	0.00		
N0091	NETWORK CONNECTIVITY, INC.						
22-00292	04/05/22	APRIL 2022 MAINTENANCE	Open	3,645.74	0.00		
N0116	NICHOLAS & PARTNERS						
22-00253	03/24/22	ACCIDENT TOW FORMS	Open	140.00	0.00		
P0014	PEDRONI FUEL CO						
22-00263	03/28/22	GASOLINE	Open	715.43	0.00		
P0040	PUBLIC EMPLOYEES RETIRE.SYTEM						
22-00242	03/21/22	ANNUAL EMPLOYER APPROPRIATION	Open	226,282.00	0.00		
P0041	POLICE & FIRE RETIREMENT.SYS.						
22-00243	03/21/22	ANNUAL EMPLOYER APPROPRIATION	Open	750,635.00	0.00		
P0116	PROPERTY ROOM CONSULTING, INC.						
21-00343	04/15/21	EVIDENCE MANAGEMENT COURSE	Open	249.00	0.00		
22-00252	03/24/22	ANNUAL AUDIT PACKAGE	Open	<u>650.00</u>	0.00		
				899.00			
R0055	RIVERSIDE SHELLS, INC						
22-00274	03/29/22	20 TONS CRUSHED CLAM SHELLS	Open	650.00	0.00		
R0056	RENTAL COUNTRY INC						
22-00259	03/28/22	SOD CUTTER	Open	354.94	0.00		
S0003	STC WATER TREATMENT SERVICE						
22-00260	03/28/22	MARCH 2022 WATER TREATMENT	Open	104.00	0.00		
S0015	S.J. COURT ADMINISTRATOR ASSOC						
22-00235	03/16/22	2022 MEMBERSHIP DUES	Open	60.00	0.00		
S0019	SOUTH JERSEY GAS CO.						
22-00276	03/30/22	MONTHLY BILLING	Open	2,768.17	0.00		
S0189	STATE TOXICOLOGY LABORATORY						
22-00250	03/24/22	RANDOM TESTING	Open	45.00	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
T0044	TREASURER								
		22-00264	03/28/22	JANUARY & FEBRUARY DOG REPORT	Open	135.60	0.00		
		22-00269	03/28/22	STORMWATER PERMIT	Open	2,000.00	0.00		
						2,135.60			
T0061	TUCKAHOE TURF FARMS, INC								
		22-00261	03/28/22	FESCUE SOD	Open	82.50	0.00		
T0092	TOSHIBA BUSINESS SOLUTIONS, USA								
		22-00295	04/05/22	COPIER COUNTER & MAINTENANCE	Open	189.12	0.00		
T0096	TOSHIBA FINANCIAL SERVICES								
		22-00282	04/04/22	COPIER LEASE	Open	450.92	0.00		
T0105	TELVUE CORP.								
		22-00283	04/04/22	WEBUS SUPPORT 4/1/22-6/30/22	Open	600.00	0.00		
T0110	CARL N. TRIPICIAN, ESQUIRE								
		22-00268	03/28/22	MARCH 2022 PROSECUTOR	Open	2,400.00	0.00		
V0012	VISION SERVICE PLAN (EA)								
		22-00270	03/28/22	APRIL 2022 VISION PLAN	Open	232.46	0.00		
V0022	VERIZON								
		22-00273	03/29/22	MONTHLY BILLING	Open	147.30	0.00		
Total Purchase Orders:	63	Total P.O. Line Items:	0	Total List Amount:	1,534,861.09	Total Void Amount:	0.00		