



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

JUNE 2nd, 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

PRESENTATION – AMERICAN LEGION

REGULAR MEETING AGENDA

2022 RESOLUTIONS

- 86** Consenting to the Appointment of Sergeants to the City of Absecon Police Department.

OATH OF OFFICES – Police

2022 ORDINANCES FOR ADOPTION

- 06** Amending the Code of the City of Absecon, Chapter 118 – Alcoholic Beverage Control, Section 16 – Hours.

- 09** Amending the Code of the City of Absecon, Chapter 300 – Solid Waste, Section 6 – Containers and Repealing Section 11 – Violations and Penalties.

CONSENT AGENDA

- 87** Approving the insertion of a Special Item of Revenue into the 2022 Municipal Budget to allow for the receipt of \$21,213.84 from the State of New Jersey Clean Communities.
- 88** Authorizing Municipal support for Public Absecon, Inc. 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 - \$ 325,331.40

APPROVAL OF MINUTES

Regular Meeting Minutes – 5/19/2022

REPORTS Council Committees
Administrator/CFO
Mayor
Engineer

PUBLIC PORTION

**CLOSED SESSION - #89-2022 - Contract Negotiations
Personnel**

ADJOURNMENT

CITY OF ABSECON

RESOLUTION 86-2022

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

WHEREAS, it has been determined that there is a need to appoint officers to the position of Sergeant 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 following appointments:

Detective Daniel Krause
Patrol Officer Ryan O'Connell

NOW, THEREFORE BE IT FURTHER RESOLVED, that these appointments will be effective June 3rd, 2022 at an annual compensation of \$106,821.00.

Dated: June 2nd, 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 June 2nd, 2022.**

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

CITY OF ABSECON

ORDINANCE 06-2022

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF ABSECON,
CHAPTER 118 – ALCOHOLIC BEVERAGE CONTROL, SECTION 16 – HOURS**

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF ABSECON CITY, NEW JERSEY that Chapter 118 – Alcoholic Beverage Control, Section 16 – Hours be amended as following:

§ 118-16. Hours.

Sale or distribution of beverages under licenses issued pursuant to this Article shall be permitted from 9:00am to 2:00am each day, except as provided by the New Jersey Division of Alcoholic Beverage Control.

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: June 2nd, 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 May 19th, 2022. Laid over and advertised for public hearing and final adoption on June 2nd, 2022.

CITY OF ABSECON

ORDINANCE 09-2022

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF ABSECON,
CHAPTER 300 – SOLID WASTE, SECTION 6 – CONTAINERS AND
REPEALING SECTION 11 – VIOLATIONS AND PENALTIES**

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF ABSECON CITY, NEW JERSEY that Chapter 300, Section 6 – Container and Section 11 – Violation and Penalties be amended as follows:

Section 300 – 6 – Containers

- A. It shall be the responsibility of the owner or occupant of each premises provided with municipal trash collection to use the primary container provided by the City. Containers provided are the property of the City and cannot be sold, disposed of, donated, or given to another property, for example. Containers obtained elsewhere can only be used for additional trash provided that they are of similar shape and design and have attached or secured lids and are labeled accordingly.
- B. It shall be the responsibility of the owner or occupant of each premises provided with municipal trash collection, or new owner or occupant, to replace the primary container provided should they no longer have that container with the property, by purchasing the same container from the City of Absecon. All violations and penalties apply.
- C. Any person, persons or corporation violating any provisions of this article shall be subject to a fine of \$200.00. Each and every day in which a violation of any of the provisions of this Article exists shall constitute a separate offense

**Section 300 – 11 – Violations and Penalties
“REMOVED”**

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: June 2nd, 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 May 19th, 2022. Laid over and advertised for public hearing and final adoption on June 2nd, 2022.

CITY OF ABSECON

RESOLUTION 87-2022

**A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF
REVENUE INTO THE 2022 MUNICIPAL BUDGET TO ALLOW FOR THE RECEIPT
OF \$21,213.84 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 \$21,213.84 from the State of New Jersey Clean Communities and wishes to amend its 2022 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 2022 in the sum of \$21,213.84, 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 2, 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 June 2nd, 2022.**

ATTEST: _____
Carie A. Crone, Municipal Clerk

CITY OF ABSECON
RESOLUTION 88-2022

**RESOLUTION AUTHORIZING MUNICIPAL SUPPORT FOR PUBLIC
ABSECON, INC. 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 13-2021 (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 Public Absecon, Inc 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 Public Absecon, Inc. 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 Public Absecon, Inc. 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 Public Absecon, Inc. 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 Public Absecon, Inc.
8. This Resolution shall take effect immediately.

Dated: June 2nd, 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 June 2nd, 2022.**

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

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
A0034		ABSECON CITY PAYROLL ACCOUNT					
22-00460	05/26/22	PAYROLL 05/26/22	Open	180,996.85	0.00		
A0282		ACTION UNIFORM CO. LLC					
22-00449	05/19/22	SEAT BELT CUTTER & C.S.UNIFORM	Open	458.00	0.00		
A0253		ATLANTIC CITY ELECTRIC					
22-00468	05/31/22	MAY 2022 BILLING	Open	12,204.68	0.00		
B0141		BUSINESS INFORMATION SYSTEMS					
22-00435	05/16/22	CDS	Open	128.40	0.00		
T0110		CARL N. TRIPICIAN, ESQUIRE					
22-00452	05/23/22	MAY 2022 PROSECUTOR	Open	2,400.00	0.00		
C0180		CASA PAYROLL SERVICES					
22-00431	05/12/22	PAYROLL SERVICES	Open	383.50	0.00		
C0201		COMCAST					
22-00459	05/24/22	MONTHLY BILLING	Open	314.80	0.00		
C0124		CORELOGIC TAX SERVICES, LLC					
22-00455	05/23/22	REFUND OVERPAID TAXES	Open	1,599.84	0.00		
D0010		DELL MARKETING L.P.					
22-00448	05/19/22	LAPTOP COMPUTERS	Open	3,320.97	0.00		
E0070		ED & GENE'S KING TIRE LLC					
22-00443	05/19/22	VEHICLE MAINTENANCE	Open	725.10	0.00		
F0058		FITZGERALD MCGROARTY, P.A.					
22-00467	05/31/22	PROFESSIONAL SERVICES	Open	221.00	0.00		
9805		FRANK LENTZ, ESQ					
22-00457	05/24/22	MAY 2022 PUBLIC DEFENDER	Open	600.00	0.00		
G0098		GARDEN CREATIONS LLC					
22-00341	04/18/22	STATUE/PEDESTAL	Open	233.00	0.00		B
G0061		GRIMLEY LAW					
22-00451	05/23/22	PROFESSIONAL SERVICES	Open	1,305.00	0.00		
I0003		ISM LIGHTING					
21-01156	12/15/21	700 WATT LED BALLOON LIGHT KIT	Open	3,661.68	0.00		
M0022		JAMES & BARBARA MOORE					
22-00454	05/23/22	TAX PAYMENT REFUND	Open	422.40	0.00		

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
D0002	JOHN DELEENER						
22-00464	05/26/22	SECURITY DEPOSIT RELEASE	Open	500.00	0.00		
M0010	MGL PRINTING SOLUTIONS						
22-00450	05/23/22	TAX REMINDER STICKERS	Open	173.00	0.00		
M0023	MIKE MONTEITH						
22-00469	05/31/22	REIMBURSEMENT	Open	50.00	0.00		
N0103	N.J.CLEAN COMMUNITIES COUNCIL						
22-00275	03/30/22	VIRTUAL CONFERENCE 5/26/22	Open	40.00	0.00		
N0091	NETWORK CONNECTIVITY, INC.						
22-00409	05/05/22	JUNE 2022 MAINTENANCE	Open	3,645.74	0.00		
O0012	OAKCREST BAND						
22-00465	05/27/22	MEMORIAL DAY PARADE	Open	1,000.00	0.00		
Q0004	QUILL CORPORATION						
22-00458	05/24/22	OFFICE SUPPLIES	Open	320.71	0.00		
S0019	SOUTH JERSEY GAS CO.						
22-00472	05/31/22	MONTHLY BILLING	Open	1,007.86	0.00		
22-00473	05/31/22	FIRE HOUSE BILLING	Open	20,171.15	0.00		
				21,179.01			
N0003	STATE OF NJ HEALTH BENEFITS PR						
22-00466	05/31/22	APRIL 2022 HEALTH BENEFITS	Open	78,229.88	0.00		
T0106	TACTICAL PUBLIC SAFETY, LLC						
22-00444	05/19/22	SERVICE CALL RESCUE 8	Open	110.41	0.00		
H0066	THE HOME DEPOT CREDIT SERVICE						
22-00462	05/26/22	SUPPLIES	Open	63.50	0.00		
T0092	TOSHIBA BUSINESS SOLUTIONS,USA						
22-00470	05/31/22	COPIER COUNTER & MAINTENANCE	Open	504.69	0.00		
T0096	TOSHIBA FINANCIAL SERVICES						
22-00471	05/31/22	COPIER LEASE	Open	414.95	0.00		
T0044	TREASURER						
22-00456	05/23/22	APRIL 2022 DOG REPORT	Open	19.80	0.00		
V0022	VERIZON						
22-00463	05/26/22	MONTHLY BILLING	Open	147.02	0.00		
V0012	VISION SERVICE PLAN (EA)						
22-00453	05/23/22	JUNE 2022 VISION PLAN	Open	236.27	0.00		
9476	WITMER PUBLIC SAFETY GROUP INC						
21-01158	12/15/21	6 SCBA CYLINDERS	Open	9,721.20	0.00		

May 31, 2022
03:32 PM

City of Absecon
Bill List By Vendor Name

Page No: 3

Vendor # Name							
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
Total Purchase Orders:		34	Total P.O. Line Items:	0	Total List Amount:	325,331.40	Total Void Amount: 0.00