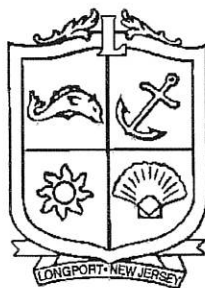


Posted: 8/13/2021
Revised: 8/17/2021

 **DRAFT**



**BOROUGH OF LONGPORT
COMMISSION WORKSHOP MEETING
August 18, 2021
4:00 pm**

This meeting was called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to The Current and The Press of Atlantic City on August 13, 2021. In addition, copies of notices were posted on the bulletin board in the Municipal Building and filed in the office of the Municipal Clerk. Notices on the bulletin board have remained continuously posted.

This meeting will be held inside Commission Chambers and is open to the public. Established guidelines for room capacity will be enforced in the event that the number of attendees exceeds permitted capacity.

The public is also invited to participate remotely by calling: **+1 (669) 224-3412** and entering the access code: **381-238-773**. Or you can join from your computer, tablet or smartphone with the following link: <https://global.gotomeeting.com/join/381238773>. If you do not have the GoToMeeting Application, please access it with the following link: <https://global.gotomeeting.com/install/381238773>. During the workshop meeting remote participants will be on mute and there is no opportunity for the public to speak. During the regular meeting phone participants will be on mute until the parts of the meeting designated for public comment as listed on the agenda. Remote members of the public will be asked to provide their name and address for the record. There will be a three minute public speaking limit. Those participating who exceed the limit or are found to be disruptive of meeting proceedings will have their microphone muted. Agendas will be made available online at www.longportnj.gov.

Members of the public that are attending remotely that wish to submit public comments and/or questions in advance of the meeting must provide that information by 12 noon the day preceding the Board of Commissioners Meeting. Comment/ questions must not exceed the three minute limitation when read aloud during the meeting. Duplicate questions will be addressed as one, and comments may be summarized. Comments and questions should be mailed, dropped off, or emailed to the Municipal Clerk at clerk@longport-nj.us.

All of the aforesaid complies with the Open Public Meetings Act N.J.S.A 10:4-6 et seq., as amended by A-3850, and in consideration of Executive Orders No. 103 and 107, issued by Governor Murphy

on March 9 and 21, 2020, respectively declaring a State of Emergency and a Public Health Emergency in the State of New Jersey.

To Participate via Teleconference:

Dial-In Number: +1 (669) 224-3412

Access code: 381-238-773

Or with a Computer, Tablet or Smartphone:

Or you can join from your computer, tablet or smartphone with the following link:

<https://global.gotomeeting.com/join/381238773>

If you do not have the GoToMeeting Application, please access it with the following link:

<https://global.gotomeeting.com/install/381238773>

1. Meeting called to order/OPMA notice announced
2. Roll call taken
3. Mayor Russo – Emergency Exits
4. Municipal Administrator
5. Borough Solicitor
6. Engineer
7. Mayor Russo
8. Commissioner Leeds
9. Commissioner Lawler
10. Municipal Clerk
11. Miscellaneous
12. Adjournment

Posted: 8/13/2021
Revised: 8/17/2021

THE FOLLOWING ITEMS ARE SCHEDULED FOR ACTION AT THE August 18, 2021 REGULAR COMMISSION MEETING:

**BOROUGH OF LONGPORT
COMMISSION MEETING AGENDA
August 18, 2021**

This meeting was called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to The Current and The Press of Atlantic City on August 13, 2021. In addition, copies of notices were posted on the bulletin board in the Municipal Building and filed in the office of the Municipal Clerk. Notices on the bulletin board have remained continuously posted. Official Action May be Taken at this Meeting.

This meeting will be held inside Commission Chambers and is open to the public. Established guidelines for room capacity will be enforced in the event that the number of attendees exceeds permitted capacity.

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Members of the public that are attending remotely that wish to submit public comments and/or questions in advance of the meeting must provide that information by 12 noon the day preceding the Board of Commissioners Meeting. Comment/ questions must not exceed the three minute limitation when read aloud during the meeting. Duplicate questions will be addressed as one, and comments may be summarized. Comments and questions should be mailed, dropped off, or emailed to the Municipal Clerk at clerk@longport-nj.us.

Official action will be taken at this meeting. All of the aforesaid complies with the Open Public Meetings Act N.J.S.A 10:4-6 et seq., as amended by A-3850, and in consideration of Executive Orders No. 103 and 107, issued by Governor Murphy on March 9 and 21, 2020, respectively declaring a State of Emergency and a Public Health Emergency in the State of New Jersey.

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<https://global.gotomeeting.com/install/381238773>

1. Flag Salute
2. Meeting called to order- OPMA notice announced
3. Roll Call
4. Mayor- Emergency exit announcement/Public Speaking time limit
5. Approval of Minutes - July 21, 2021, and August 4, 2021, Workshop Meeting and Regular Commission Meetings. Minutes have been previously distributed for Commissioners' Review.
6. **ORDINANCES – Second Reading/ Public Hearing:**
 - **O2021-16** – An Ordinance Amending Chapter 167 – Zoning of the Borough of Longport, County of Atlantic and State of New Jersey
 - **O2021-17** – An Ordinance Amending Chapter 116 – Noise, Fumes, Odors and Glare of the Code of the Borough of Longport
7. **RESOLUTIONS – CONSENT AGENDA – Resolutions R2021-120 through R2021-123**

Public Comment – Limited to 3 Minutes per Person, please state name and address.

 - **R2021-120** – A Resolution Supporting the Drive Sober or Get Pulled Over 2021 Statewide Labor Day Crackdown
 - **R2021-121** – Chapter 159 – Budget Insertion for Drive Sober or Get Pulled Over – Holiday Crackdown
 - **R2021-122** – A Resolution to Accept a Donation from George Baumgardner as Requested by the New Jersey Department of Environmental Protection
 - **R2021-123** – Resolution to Extend 3rd Quarter 2021 Tax Due Date
8. Bill List/ Financial Summary Report
9. Municipal Administrator's Report
10. Borough Solicitor's Report
11. Borough Engineer's Report
12. Commissioners' Reports
13. Public Comment
14. Adjournment

**BOROUGH OF LONGPORT
COUNTY OF ATLANTIC**

ORDINANCE NO. 2021-16

**AN ORDINANCE AMENDING CHAPTER 167-ZONING OF THE BOROUGH
OF LONGPORT, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY**

NOW THEREFORE BE IT ORDAINED by the Commissioners of the Borough of Longport, County of Atlantic and State of New Jersey as follows:

SECTION 1. Longport Code Chapter 167-37 Zoning shall be amended as follows:

Section D, shall be added as follows:

Temporary Electric Poles.

- A. Temporary electric poles shall be required for all construction sites where utility supplied electricity has been terminated for any reason. Request for a temporary electric pole shall be included with any construction permit, applications for commercial properties, high-rise construction/renovation, new homes, both single and multi-family, house lifting and/or any major renovations. Permits requested without a temporary electric pole request included in the electrical portion of the application or a separate temp-pole permit application will be denied. No gas powered generator will be permitted on any construction site, except as provided in the exceptions below, 30 days after Permits are issued.
- B. Building and/or Construction Permits will not be issued until the temp-pole has been inspected by the Borough Electrical Inspector and a "Cut-Card" released by the inspector and/or approving authority and the contractor and/or property owner has applied for electrical service from the utility provided.
- C. In the event work is being performed on the property/home or building which does not require a Permit (for example roofing, siding, windows and/or doors) and the electricity to the property/home or building has been disconnected from the existing property/home or building, the electricity must be restored to the property/home or building, if possible, and if not possible for safety reasons, then a temporary electrical service pole must be installed and connected prior to the resumption of any work on the property/home or building.

Exceptions:

1. If the owner of a property owns property that borders the site of a construction site on any side and has electricity available to supply power to the construction site, a temporary pole shall not be required.
2. If two or more properties border each other and are owned by the same person and/or persons, then only one temporary electrical service shall be required for multiple sites.

A temporary pole must remain connected until all structures included in and/or part of the construction project are connected to permanent utility supplied electric power.

3. In the event of a fire where the structure/home is severely damaged and electrical power is disconnected, a generator may be employed on a temporary basis to board-up and/or secure the structure.
4. When a new roof is being installed on an existing home and/or new home or structure, the roofing contractor may employ gasoline or diesel powered compressors to operate pneumatic nail guns for the reason that electric compressors cannot meet the required air pressure and volume necessary for the pneumatic roofing nail guns.
5. In the event of a natural disaster or other situation wherein the electricity provider for Longport Borough cannot install a temporary power pole as set forth in Paragraph A above within 30 days, the construction contractor and/or owner may apply to the Zoning Officer for a temporary exemption of this Ordinance until the temporary power pole can be installed. The Zoning Officer must be satisfied the contractor and/or owner has taken all steps to obtain a temporary electric pole but was unable to obtain same through no fault of their own.

SECTION 2: All other ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies, are hereby repealed. Should any section, subsection, clause, or portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION 3: This ordinance shall take effect immediately upon its final passage and publication as required by law.

First Reading: 8/4/2021
 Publication: 8/7/2021
 Final Reading: 8/18/2021
 Publication:

1 ST READING / INTRODUCTION: 8/4/2021 PUBLICATION: 8/7/2021						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo						X
Leeds	X		X			
Lawler		X	X			
X-indicates vote NV-not voting AB. – Absent						

2 ND READING/PUBLIC HEARING: 8/18/2021 PUBLICATION:						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo						
Leeds						
Lawler						
X-indicates vote NV-not voting AB. – Absent						

This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk’s Office.

 Monica Kyle, Municipal Clerk

BOROUGH OF LONGPORT

COUNTY OF ATLANTIC

ORDINANCE #2021-17

AN ORDINANCE AMENDING CHAPTER 116 – NOISE, FUMES, ODORS AND GLARE OF THE CODE OF THE BOROUGH OF LONGPORT

§ 116-4 A. 7(a) Year Round Rule

Year-round rule: Construction shall be permitted Monday through Friday throughout the year between the hours of 8:00 a.m. and 6:00 p.m. No construction shall be permitted on Sundays or the following holidays: New Year's Day; Memorial Day weekend (Saturday, Sunday and Monday); July 4 (If July 4 falls on a Monday or Friday, then Saturday is also a prohibited day. If July 4 falls on a weekend then no construction shall be permitted on the day of observance whether the Friday before or Monday after the weekend); Labor Day weekend (Saturday, Sunday and Monday); Thanksgiving Day; Christmas Day.

[Amended 12-18-2013 by Ord. No. 2013-24]

This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

1 ST READING / INTRODUCTION: 8/4/2021 PUBLICATION: 8/7/2021						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo						X
Leeds		X	X			
Lawler	X		X			
X-indicates vote	NV-not voting	AB. – Absent				

2 ND READING/PUBLIC HEARING: 8/18/2021 PUBLICATION:						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB

Russo						
Leeds						
Lawler						
X-indicates vote	NV-not voting	AB. – Absent				

This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk's Office.

Monica Kyle, Municipal Clerk

**BOROUGH OF LONGPORT
COUNTY OF ATLANTIC
STATE OF NEW JERSEY
R 2021-120**

A Resolution Supporting the *Drive Sober or Get Pulled Over 2021 Statewide Labor Day Crackdown*

Whereas, approximately one-third of all fatal traffic crashes in the United States involve impaired drivers; and

Whereas, impaired driving crashes killed 10,142 people in the United States in 2019; and

Whereas, impaired driving crashes cost the United States almost \$44 Billion a year; and

Whereas, during the past five years New Jersey’s roadways experienced 35,307 crashes and 618 fatalities involving impaired drivers; and

Whereas, an enforcement crackdown is planned to combat impaired driving; and

Whereas, the end of summer/Labor Day period is traditionally a time for social gatherings which include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2021 Statewide Labor Day Crackdown*; and

Whereas, the project will involve increased impaired driving enforcement from August 20, 2021 through September 6, 2021; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be is resolved that the Board of Commissioners of the Borough of Longport declares its support for the *Drive Sober or Get Pulled Over 2021 Statewide Labor Day Crackdown* from August 20, 2021 through September 6, 2021 and pledges to increase awareness of the danger of driving while impaired by alcohol or drugs.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO						
LEEDS						
LAWLER						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk’s Office.

DATE OF ADOPTION: 8-18-2021

**MONICA KYLE, RMC
MUNICIPAL CLERK**

BOROUGH OF LONGPORT

RESOLUTION #2021-121

CHAPTER 159-BUDGET INSERTION FOR DRIVE SOBER OR GET PULLED OVER- HOLIDAY CRACKDOWN

BE IT RESOLVED by the Board of Commissioners of the Borough of Longport that it hereby requests the Director of Local Government Services to approve the insertion of the following items of revenue in the year 2021 budget in the sum of:

Drive Sober or Get Pulled Over: \$5,400.00

BE IT FURTHER RESOLVED that like sum of \$5,400.00 be and the same is hereby appropriated under the caption of:

Drive Sober or Get Pulled Over \$5,400.00

BE IT FURTHER RESOLVED that the above grant is from the State of New Jersey, Department of Treasury.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO						
LEEDS						
LAWLER						

X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION: 8-18-2021

**MONICA KYLE, RMC
MUNICIPAL CLERK**

BOROUGH OF LONGPORT
Atlantic County - New Jersey
Resolution
2021-122

**A Resolution to Accept a Donation from George Baumgardner as Requested by the
New Jersey Department of Environmental Protection**

WHEREAS, The New Jersey Department of Environmental Protection (NJDEP) has required, in the issuing of permit NJDEP #0115-21-0004.1 CZMGP for construction on a lot located at 3210 Atlantic Avenue in the Borough, the owner make a donation to the Borough to enhance the Municipal Public Access Plan.

WHEREAS, Through discussions with representatives of the NJDEP, the owner of the property, the Borough Solicitor and the Engineer hired to obtain the permit; it was determined Mr. George Baumgardner, the current and/or former owner of the property at 3210 Atlantic Avenue will purchase directly ACCESS MATS for utilization by the Borough for beach dune walk overs to improve access to the beach with such donation to approximate \$4,500.00.

NOW, THEREFORE BE IT RESOLVED:

The Governing Body will accept a donation by Mr. George Baumgardner of ACCESS MATS for use on the Borough beach dune crossovers for a value of approximately \$4,500.00.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO						
LEEDS						
LAWLER						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION:
8/18/2021

MONICA KYLE, RMC
MUNICIPAL CLERK

**Borough of Longport
RESOLUTION 2021-123**

Resolution to Extend 3rd Quarter 2021 Tax Due Date

WHEREAS, delays by the State of New Jersey have delayed the issuance of tax bills for the year of 2021;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Longport in Atlantic County that pursuant to R.S. 54:4-67 the rate of interest to be charged for the non-payment of taxes and/or assessments on or before the date when they would become delinquent, is hereby fixed at eight (8%) percent per annum on the first \$1,500 of the delinquency and eighteen (18%) percent per annum on any amount in excess of \$1,500 to be calculated from the date the tax was payable until the date of actual payment, provided however, that no interest shall be charged if payment of any installment is made within twenty five (25) days after the date upon which the same became payable (August 1, 2021) with a due date extended through September 24, 2021.

Adopted:

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO						
LEEDS						
LAWLER						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION: 8-18-21

/s/ MONICA KYLE, RMC

**Longport Borough Financial Report
Current and Utility Fund-Summary Only**

July-21

(Misc. revenues and manual checks may not be included. Figures may not have been reconciled to bank or financial reports as of the reading date of this report. The previous monthly bank statements are reconciled and on file in the Finance Office)

Current Fund		
Beginning Balance	6/30/2021	6,534,255
Revenues		
Taxes		100,897
Fees and Permits		1,950
Construction Fees		17,865
Beach Fees		19,388
Municipal Court		3,653
Interest on Investments		1,239
Miscellaneous		12,022
State Aid/Grants/Homestead Rebate		1,146
Other - JIF Refund/Comcast Franchise Fee		633
Municipal Service Fee - Library		-
Total Revenues	7/31/2021	158,794
Disbursements		
Checks/payroll/debt/ due to capital/grants		1,542,851
Transfer to Water & Sewer		
Total Disbursements	7/31/2021	1,542,851
Ending Balance	7/31/2021	5,150,198

Utility Fund		
Beginning Balance	6/30/2021	2,589,788
Revenues		
Water/Sewer Rents		91,636
Interest		489
Miscellaneous		3,245
Bond Proceeds		0
Total Revenues	7/31/2021	95,369
Disbursements		
Checks/Payroll/Debt		516,690
Total Disbursements	7/31/2021	516,690
Ending Balance	7/31/2021	2,168,468