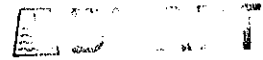


Posted: 2/4/2022

Revised:



**BOROUGH OF LONGPORT
COMMISSION WORKSHOP MEETING**

February 9, 2022

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 February 4, 2022. 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.

Members of the public will have the option to listen to meeting audio only. *Remote public participation is not permitted.* The public can access meeting audio by calling:

United States (Toll Free): 1-877-309-2073

United States: +1 (646) 749-3129

And entering the access code: 464-810-189.

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

<https://global.gotomeeting.com/join/464810189>. If you do not have the GoToMeeting

Application, please access it with the following link:

<https://global.gotomeeting.com/install/464810189>.

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

Posted: 2/4/2022
Revised:

THE FOLLOWING ITEMS ARE SCHEDULED FOR ACTION AT THE FEBRUARY 9, 2022 REGULAR COMMISSION MEETING:

**BOROUGH OF LONGPORT
COMMISSION MEETING AGENDA
February 9, 2022**

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 February 4, 2022. 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.

Members of the public will have the option to listen to meeting audio only. *Remote public participation is not permitted.* The public can access meeting audio by calling:

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United States: +1 (646) 749-3129

And entering the access code: 464-810-189.

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<https://global.gotomeeting.com/install/464810189>.

1. Flag Salute
2. Meeting called to order- OPMA notice announced
3. Roll Call
4. Emergency exit announcement/Public Speaking time limit
5. Approval of Minutes – January 19, 2022, Board of Commissioners Workshop and Regular Meeting. Minutes have been previously distributed for Commissioners’ Review.
6. **ORDINANCES – Second Reading/ Public Hearing:**
 - **O2022-02** – An Ordinance Amending Chapter 4 of the Borough of Longport Code Book
7. **RESOLUTIONS – CONSENT AGENDA – Resolutions R2022-22 through R2022-25**

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

 - **R2022-22** – Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”

- **R2022-23** – Resolution of Support from Local Governing Body Authorizing Electric Vehicle Charging Station grant from the State of New Jersey - Grant Identifier: AQ22-107
- **R2022-24** – Authorization of a Non-Fair and Open Contract to Edward D. Dennis, Jr., of Remington & Vernick Engineers for Professional Services as Longport Municipal Engineer Year 2022
- **R2022-25** – A Resolution Authorizing the Borough of Longport to Apply for a LEAP Implementation Grant

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. 2022-02

**AN ORDINANCE AMENDING CHAPTER 4 OF THE BOROUGH OF LONGPORT
CODE BOOK**

NOW THEREFORE BE IT ORDAINED by the Commissioners of the Borough of Longport, County of Atlantic and State of New Jersey that Longport Code Chapter 4 shall be amended as follows:

ARTICLE II

BEACH PATROL CONFIGURATION

§ 4-4 Composition.

The Beach Patrol of the Borough shall consist of the following: Chief of the Beach Patrol, Lieutenant(s), lifeguards, beach tag inspectors, and such other and additional personnel as may be authorized by the Governing Body.

§ 4-5 Departmental Assignment.

The Beach Patrol shall operate as a division within the Department of Public Safety.

§ 4-6 Administration of the Beach Patrol

The Director of Public Safety is the chief administrative officer of the Beach Patrol. The Chief of the Beach Patrol is under the authority of the Director of Public Safety and Borough Administrator. The Chief is tasked with the daily administration of the Beach Patrol.

§ 4-7 Chief of Beach Patrol; Duties; Qualifications; Term.

A. Chief of Beach Patrol shall be appointed by the Director of Public Safety with the consent and approval of the Governing Body

B. Powers and Duties. The duties and responsibilities of the Chief of the Beach Patrol shall include:

- (1) Responsibility for the day-to-day operations of the Beach Patrol and all subordinate officers and lifeguards.

- (2) Recommending to the Director of Public Safety and the Borough Administrator suitable individuals who are qualified for promotion within the Beach Patrol.
- (3) Responsibility for the determining the qualifications of applicants for the position of lifeguard through appropriate pre-hire testing and certifying qualified applicants to the Borough Administrator.
- (4) Responsibility for ongoing training of lifeguards in lifesaving activities and techniques;
- (5) Performing those duties and responsibilities as may be prescribed by The Borough Administrator, The Director of Public Safety and/or the Governing Body;

C. Qualifications. The Chief of the Beach Patrol shall be qualified through skills, training, and experience, as may be determined by the Director of Public Safety to carry out the duties and responsibilities of this position. In addition, the Chief shall be certified in Cardiopulmonary Resuscitation ("CPR") and shall continue to possess a current valid certification throughout his/her term of employment.

D. Term; Employment Status; Reappointment. The Chief of the Beach Patrol shall be appointed for a term of three years from the date of appointment and may be removed for cause at any time during said term. Any permanent vacancy in the office, if filled, shall be filled for the unexpired term. Any reappointment shall be for a successive term of three years. The Chief shall not acquire tenure in office nor be entitled or eligible to receive the employee-benefits available to full-time employees unless required by law.

The Chief of the Beach Patrol work in accordance with the following schedule:

- (1) During the summer beach season (generally from Memorial Day through Labor Day) the Chief shall work a full-time schedule as approved by the Department Head.
- (2) During the off-season, the Chief shall work on a limited scheduled as provided by the Borough Administrator.

§ 4-8 Uniforms and Equipment.

All lifeguards as well as superior officers shall be issued appropriate uniforms and equipment sufficient to permit the performance of their duties as determined by the Borough in consultation with the Chief.

Vote on First Reading/Introduction: 1/19/2022

Publication: 1/22/2022

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON 1 st Reading/Introduction						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo		X	X			
Leeds			X			
Lawler	X		X			
XX-indicates vote NV-not voting AB. – Absent						

Vote on Second Reading/Public Hearing 2/9/2022

Publication:

DO NOT USE SPACE BELOW						
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.

DATE OF ADOPTION: _____

2/9/2022

/s/ Monica A. Kyle, RMC, MUNICIPAL CLERK

Borough of Longport

Signature page for Ordinance 2022-02

Page 4 of 4

Monica Kyle, RMC, CMR

Municipal Clerk

Mayor Nicholas Russo

Commissioner James P. Leeds, Sr.

Commissioner Daniel Lawler

**GOVERNING BODY CERTIFICATION PURSUANT TO P.L. 2017, C.183 OF COMPLIANCE
WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in
Employment Decisions Under Title VII of the Civil Rights Act of 1964"**

GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES

STATE OF NEW JERSEY
COUNTY OF Atlantic

We, members of the governing body of the Borough of Longport being duly sworn according to law, upon our oath depose and say:

1. We are duly elected Commissioners of the Borough of Longport in the county of Atlantic;
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

(L.S.)

(L.S.)

(L.S.)

Sworn to and subscribed before me this
_____ day of _____
Notary Public of New Jersey

Clerk

The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be executed before a municipality or county can submit its approved budget to the Division of Local Government Services. The executed certificate and the adopted resolution must be kept on file and available for inspection.

**BOROUGH OF LONGPORT
RESOLUTION #2022-22**

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment
Decisions Under Title VII of the Civil Rights Act of 1964"**

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Commissioners of the Borough of Longport, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Adopted: February 9, 2022

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						

Monica A. Kyle, RMC

I, Monica A. Kyle, Municipal Clerk of the Borough of Longport, Atlantic County, N.J., do hereby certify the forgoing to be a true and correct copy of a Resolution adopted by the Board of Commissioners of the Borough of Longport at a Meeting of said Board of Commissioners held on February 9, 2022, and that said Resolution was adopted by not less than a two-thirds vote of the members of the Longport Borough Board of Commissioners.

Borough of Longport

RESOLUTION 2022-23

**Resolution of Support from Local Governing Body Authorizing
Electric Vehicle Charging Station Grant from the
State of New Jersey**

Grant Identifier: AQ22-107

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Longport strives to save tax dollars, assure clean land, air, and water, improve working and living environments; and

WHEREAS, the Borough of Longport is participating in the Sustainable Jersey Program and the installation of electric vehicle charging stations is one of the encouraged actions; and

WHEREAS, the New Jersey Department of Environmental Protection is offering grants to deploy electric vehicle charging stations throughout the State;

WHEREAS, cars and trucks account for about thirty percent of ozone-forming precursors in New Jersey's air and the State feels that it is critical that emissions from transportation be reduced to protect public health; and

WHEREAS, there are 10,000 electric vehicles on the road in New Jersey, with fewer than 1,000 charging stations, many of which are not accessible to the public; and

WHEREAS, the governing body of the Borough of Longport desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$6,000 to fund the purchase, installation, and maintenance of a Level 2 ChargePoint dual port charging station to be installed at 2305 Atlantic Avenue, Longport, NJ 08403.

THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Longport resolves that Nick Russo or the successor to the office of Mayor is authorized to make application for such a grant, and if awarded, to execute a grant agreement with the State of New Jersey for a grant in an amount not less than \$0.00 and not more than \$6,000 and to execute any amendments thereto.

BE IT FURTHER RESOLVED, that the governing body authorizes and hereby agrees to match 0% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 0% of the match will be made up of in-kind services.

BE IT FURTHER RESOLVED, that the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO						
LEEDS						
LAWLER						
<p style="text-align: center;">X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second</p>						

Monica A. Kyle, RMC

I, **Monica A. Kyle**, Municipal Clerk of the Borough of Longport, Atlantic County, N.J., do hereby certify the forgoing to be a true and correct copy of a Resolution adopted by the Board of Commissioners of the Borough of Longport at a Meeting of said Board of Commissioners held on February 9, 2022, and that said Resolution was adopted by not less than a two-thirds vote of the members of the Longport Borough Board of Commissioners.

**BOROUGH OF LONGPORT
COUNTY OF ATLANTIC
STATE OF NEW JERSEY
Resolution 2022-24**

**AUTHORIZATION OF A NON-FAIR AND OPEN CONTRACT TO
EDWARD D. DENNIS, JR. OF REMINGTON & VERNICK ENGINEERS
FOR PROFESSIONAL SERVICES
AS LONGPORT MUNICIPAL ENGINEER YEAR 2022**

WHEREAS, the Borough of Longport appointed Edward D. Dennis, Jr., of Remington & Vernick Engineers, Inc., a Municipal Engineer for the term 2021 - 2023, on February 17, 2021.

WHEREAS, The Borough and Remington & Vernick shall executed a Contract for said services for the year March 1, 2022 to February 28, 2023 as a Non-fair and Open Contract for 2022 pursuant to the provisions of N.J.S.A. 19-44-20.4; and the value of the services for the Calendar Year 2022 will not exceed \$48,000; and

WHEREAS, Edward D. Dennis, Jr. of Remington & Vernick Engineers, Inc. submitted a Form of Contract, dated March 1, 2021, they will provide the services as Municipal Engineer As set forth in the proposal dated January 21, 2021; and

WHEREAS, Remington & Vernick Engineers has completed and submitted a Business Entity Disclosure Certification which certified that they have not made any reportable contributions to a political or candidate committee of the members of the Borough of Longport Commission in the previous one (1) year, and that the Contract will prohibit them from making any reportable contributions through the term of this Contract; and

WHEREAS, a Certificate of Available Funds as prepared by the Municipal Chief Financial Officer is hereby attached to this Resolution in accordance with Law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Longport hereby authorizes the Mayor to enter into a Contract with Remington & Vernick Engineers for the 2022 year as described herein; and

BE IT FURTHER RESOLVED that a Notice of this Contract Award shall be published at least once in the Atlantic City Press pursuant to the requirements of Chapter 198 of the Laws of 1971.

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:
2/9/2022

_____ /s/ MONICA KYLE, RMC

**BOROUGH OF LONGPORT
RESOLUTION 2022-25**

**A RESOLUTION AUTHORIZING THE BOROUGH OF LONGPORT TO APPLY FOR A
LEAP IMPLEMENTATION GRANT**

WHEREAS, the State of New Jersey has appropriated \$10 million for Shared Services and School District Consolidation Study and Implementation Grants to assist local units with the study, development, and implementation of new shared and regional services; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services (DLGS) is tasked with administering these grant funds through the Local Efficiency Achievement Program (LEAP); and

WHEREAS, LEAP Implementation Grants exist to support costs associated with shared service implementation to ensure that meaningful, efficiency generating initiatives are not hindered by short term transitional expenses; and

WHEREAS, the Borough of Longport and participating municipalities propose to enter into a shared services agreement, but face certain expenses associated with implementation that present a burden to the local units; and

WHEREAS, the purpose of this shared services agreement is to purchase the Forerunner software program for a period of three (3) years and offer to the participating municipalities at a pro-rated cost, which will benefit the residents of all participating local units; and

WHEREAS, the Borough of Longport has agreed to be the lead agency in this program and will submit the application to DLGS on behalf of all participating units; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Longport, that the Borough of Longport will apply for a LEAP Implementation Grant to support implementation of this shared service.

CERTIFICATION

I, Monica Kyle, Clerk/Secretary of the Borough of Longport in the County of Atlantic, and the State of New Jersey do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Borough of Longport at its meeting of February 9, 2022.

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:
2/9/2022**

/s/ MONICA KYLE, RMC