

**BOROUGH OF LONGPORT WORKSHOP COMMISSION MEETING  
MUNICIPAL BUILDING, 2305 ATLANTIC AVE  
LONGPORT, NJ 08403  
WEDNESDAY, June 15, 2022 – 4:00 PM**

The meeting was called to order at 4:00 pm.

Municipal Clerk Kyle read the Opening Statement pursuant to the Open Public Meetings Act. A notice of this meeting was emailed to the Press of Atlantic City and The Current on June 10, 2022. In addition, copies of notices were posted on the bulletin board and filed in the office of the municipal clerk. Notices on the bulletin board have remained continuously posted.

ROLL CALL:	Nicholas Russo	present
	James P. Leeds, Sr.	absent
	Daniel Lawler	present

Borough Solicitor Affanato, Administrator Porter, Engineer Dennis, CFO Kelly, Police Chief Culmone, Zoning Officer Funk, and Municipal Clerk Kyle also present.

Mayor Russo stated the location of the emergency exits and discussed opportunities for public comment.

The Governing Body presented the 2022 Beach Tag Design Contest Winners with awards. This year's winners were Luna Catanese – Regular Seasonal Badge and Ella Clark – Senior Seasonal Badge.

Administrator Porter:

Administrator Porter discussed the shared municipal court agreement with the City of Margate. He noted that there is a resolution on the regular meeting agenda to give notice to Margate of the Borough's intent to dissolve this shared services agreement.

Administrator Porter also discussed lifeguard staffing and explained that Borough had lost 18 lifeguards from last season. He noted that there might be times when some beaches would need to be closed based on staffing or the need to pay overtime.

Solicitor Affanato noted that the Borough legally was not required to pass a resolution to notify Margate of its intention to dissolve the shared municipal court agreement. He also explained that the resolution does not prohibit the Borough from continuing negotiations with Margate.

Borough Solicitor Affanato:

Solicitor Affanato discussed an ordinance he prepared that would change when beach tag preseason sale prices end. He said that the ordinance is on the regular meeting for a first reading/ introduction. If adopted, the preseason sale price would end the first Friday in June instead of the third Friday in June. He said that the ordinance would not affect this year's sales.

Solicitor Affanato also noted that the library lease with the Longport Public Library was on the regular meeting agenda for the Governing Body's consideration.

Borough Engineer Dennis:

Borough Engineer Dennis discussed resolutions on the agenda regarding three capital projects funded through recently adopted bond ordinances.

He said the Atlantic Avenue roadway project (from 22<sup>nd</sup> to 27<sup>th</sup> Avenues) would begin in the fall.

He also discussed the rehabilitation of the water tank, adding that engineering and construction on this project would also begin in the fall.

Engineer Dennis also discussed a Monmouth Avenue road project from 32<sup>nd</sup> Avenue to the Margate border. He added that this is a New Jersey Department of Transportation grant-funded project, also scheduled to begin in the fall.

He discussed a resolution on the agenda to apply for State aid for roadway improvements to Atlantic Avenue – Phase 3. He said that he would soon submit the grant application.

He also provided an update regarding construction at Well House #4. He noted that the roof is near completion and that construction would soon stop for the summer months. He explained that with the roof completed, this would allow the contractor to continue with minor work inside the building that would not be disruptive to the neighborhood. He said the last thing that the contractor would like to complete before the summer shut down is the pouring of a concrete ramp at the site. After that, heavy construction work would resume in the fall. Mayor Russo noted that the last time the Borough installed a new well was in 1964.

Mayor Russo:

Mayor Russo announced that longtime former Mayor and Commissioner William Fiore recently passed away. He said a viewing and funeral would take place on June 18, 2022. He spoke about former Mayor Fiore noting that he served honorably in the United States Army and was a member of the Longport Volunteer Fire Department for 62 years. He said that he will be missed by many.

Commissioner Leeds:

Commissioner Leeds – absent.

Commissioner Lawler:

Commissioner Lawler – none.

Municipal Clerk Kyle:

Municipal Clerk Kyle noted that she had provided the Governing Body with copies of correspondence from residents regarding Ordinance 2022-09 that is scheduled to have a second reading and public hearing during the regular commission meeting. She also announced that Friday, June 17<sup>th</sup>, was the last day to purchase beach tags at preseason prices.

Miscellaneous:

None.

**Motion to Adjourn** – Commissioner Lawler, seconded by Mayor Russo. All in Favor – Yes. None Opposed. Commissioner Leeds – absent. Meeting adjourned at 4:15 pm.

**BOROUGH OF LONGPORT COMMISSION MEETING  
MUNICIPAL BUILDING, 2305 ATLANTIC AVE  
LONGPORT, NJ 08403  
WEDNESDAY, June 15, 2022**

The meeting was called to order with the flag salute at 4:16 pm.

Municipal Clerk Kyle read the Opening Statement pursuant to the Open Public Meetings Act. A notice of this meeting was emailed to the Press of Atlantic City and The Current on June 10, 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.

ROLL CALL:	Nicholas Russo	present
	James P. Leeds, Sr.	absent
	Daniel Lawler	present

Borough Solicitor Affanato, Administrator Porter, Engineer Dennis, CFO Kelly, Police Chief Culmone, Zoning Officer Funk, and Municipal Clerk Kyle also present.

Emergency exits and public comment information provided by Mayor Russo.

Approval of minutes-

Municipal Clerk Kyle requested a motion to approve the minutes from the June 1, 2022, Workshop and Regular Commission Meetings. Commissioner Lawler made a motion, seconded by Mayor Russo, to approve the minutes from the June 1, 2022, meeting. ALL AYES- none opposed. Commissioner Leeds – absent.

**ORDINANCES – SECOND READING/ PUBLIC HEARING on O2022-08 - An Ordinance Amending Chapter 167 – Zoning, of the Borough of Longport, County of Atlantic and State of New Jersey**

No one wished to speak on this ordinance.

Solicitor Affanato noted that because this is a zoning ordinance change that notice was provided to both the City of Margate and the County of Atlantic. He also noted that since the change was provided by the Longport Zoning and Planning Board that there was no need for review by the planning and zoning board as the Governing Body did not make any changes to it, and that it was OK procedurally for the Governing Body to adopt.

**ORDINANCES – SECOND READING/ PUBLIC HEARING on O2022-09 – An Ordinance Amending Chapter 82-8 Dogs on Beaches**

Anthony Ziccardi of 1601 Atlantic Avenue, also Vice President of Costa Videre Condominiums, said that the board was against adopting this ordinance. He explained that he sent an email and letter to the

Governing Body voicing opposition to this ordinance. He expressed his concern regarding health and safety, as well as the enforcement of the new ordinance.

Vicky Magid of 1801 Beach Terrace said she was in favor of adopting the ordinance. She noted that the Borough does not have a dog park and that she and her neighbors are in favor of the ordinance that would provide a place for dogs during the summer season.

Levon Clayton of 3016 Winchester Avenue spoke in favor of adopting the ordinance. He said that there are many responsible dog owners that even clean up after irresponsible dog owners.

Bob English of 130 N. 32<sup>nd</sup> Avenue said he was in favor of giving the benefit of the doubt to dog owners. He was more concerned about unleashed dogs running on the beach and someone getting hurt. He also expressed concern regarding enforcement.

Bruce Funk of 102 S. 19<sup>th</sup> Avenue spoke in favor of the ordinance. He said that most dog owners are responsible and that there are many who clean up after dogs other than their own. He said many dog owners would self-police in order to be able to have dogs on the beaches during the summer season.

Mayor Russo expressed concern that this privilege could be abused. He also said that dogs are not permitted on tennis and basketball courts. He felt that more people were in favor of trying this out. He said if it is adopted and it does not work, the ordinance could be changed back and that he would be in favor of that doing.

Shelly Kwartler of 18 N. 35<sup>th</sup> Avenue spoke in favor of the ordinance. She noted that the only way to cool down a dog on a really hot day is either by their tongue or their paws. She said it would be beneficial for dogs to be able to put their paws in the ocean to cool down.

Suzy Lawler of 121 N. 35<sup>th</sup> Avenue spoke in favor of the ordinance. She noted that when she is on the beach that she often cleans up the beach while there and felt that others would, too.

#### **ORDINANCE**

Number	Title
2022-08	An Ordinance Amending Chapter 167- Zoning, of the Borough of Longport, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is to amend the current Code to include the addition of a final swimming pool inspection. It also addresses several zoning changes regarding pools including fence heights, walkways, setbacks, as well as restricting the installation of above ground pools.
Motion	Motion – Commissioner Lawler, seconded by Mayor Russo to Adopt Ordinance #O2022-08.
Roll Call Vote	Mayor Russo – YES. Commissioner Lawler – YES. ALL AYES. None opposed. Commissioner Leeds – ABSENT.

2022-09	An Ordinance Amending Chapter 82-8 Dogs on Beaches
Purpose	The purpose of this ordinance is permit dogs on Longport beaches fronting the Atlantic Ocean during the summer season from May 1 to September 30 from 6:30 to 8:30 am providing that the dog is securely fastened to a leash and accompanied by and under control of some person.
Motion	Motion – Commissioner Lawler, seconded by Mayor Russo to Adopt Ordinance #O2022-09.
Roll Call Vote	Mayor Russo – YES. Commissioner Lawler – YES. ALL AYES. None opposed. Commissioner Leeds – ABSENT.

The following ordinance was introduced for a first reading/ introduction:

**First Reading/ Introduction of Ordinance O2022-10 – An Ordinance Amending Section 61-2B – Beach Fees.** *A second reading and public hearing will be held at the July 6, 2022, Regular Commission Meeting that will follow the 4 pm workshop meeting.*

**ORDINANCES:**

Number	Title
2022-10	An Ordinance Amending Section 61-2B – Beach Fees
Purpose	The purpose of this ordinance is to amend the current Code to end preseason beach tag sale prices after the first Friday in the month of June. After the first Friday in June, beach tags will be sold at the regular rate.
Motion	Motion – Mayor Russo, seconded by Commissioner Lawler to Introduce Ordinance #O2022-10.
All in Favor	ALL AYES. None opposed. Commissioner Leeds – ABSENT.

Public Comment or questions on listed resolutions:

Anthony Ziccardi of 1601 Atlantic Avenue asked several questions regarding the shared service with the City of Margate for municipal court services. Solicitor Affanato addressed his questions. He said that it would be a savings of approximately \$120,000 if the shared service is dissolved and the Borough joins the County Centralized Court System. He also explained that negotiations are on-going with Margate.

**RESOLUTIONS – CONSENT AGENDA (R2022-68 through R2022-78):**

Number	Title
2022-68	Establishment of an Emergency ‘No Parking’ Area, Closure, and Detouring During 2022 July 4 <sup>th</sup> American Mile MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT

2022-69	<p>A Resolution Authorizing Renewal of the Liquor License for Oriental Gourmet, T/A Catch 2401 Restaurant and Bar  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-70	<p>A Resolution Authorizing Shared Services Agreement with the Atlantic County Utilities Authority to Perform Basin Clean Out Services  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-71	<p>A Resolution for the Execution of a Lease with the Longport Public Library  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-72	<p>A Resolution Authorizing the Administrator to Provide Notice to the City of Margate to Dissolved Shared Municipal Court  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-73	<p>Chapter 159 – Budget Insertion for Clean Communities Program  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-74	<p>Authorizing a Non Fair and Open Professional Services Contract with Remington &amp; Vernick Engineers of Pleasantville, NJ for Professional Surveying, Planning and Engineering Services – Roadway Improvements to Atlantic Avenue &amp; Firehouse Driveway  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-75	<p>Chapter 159 – Budget Insertion for NJ Department of Transportation FY 2022 Municipal Road Program  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-76	<p>Authorizing a Non Fair and Open Professional Services Contract with Remington &amp; Vernick Engineers of Pleasantville, NJ for Professional Surveying, Planning and Engineering Services – Water Tank Rehabilitation  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>
2022-77	<p>Authorizing a Non Fair and Open Professional Services Contract with Remington &amp; Vernick Engineers of Pleasantville, NJ for Professional Surveying, Planning and Engineering Services – Reconstruction of Monmouth Avenue  MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT</p>

2022-78	Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Roadway Improvements to Atlantic Avenue – Phase 3 MOTION – RUSSO, SECOND- LAWLER, All AYES- none opposed. COMMISSIONER LEEDS – ABSENT
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**BILL LIST**

Commissioner Lawler asked if there were any questions on the Bill List. There were none. MOTION – LAWLER, SECOND – RUSSO. ALL IN FAVOR - ALL AYES. NONE OPPOSED. COMMISSIONER LEEDS – ABSENT.

**FINANCIAL SUMMARY REPORT**

Commissioner Lawler asked if there were any questions on the Financial Summary Report. There were none. MOTION – LAWLER, SECOND – RUSSO. ALL IN FAVOR - ALL AYES. NONE OPPOSED. COMMISSIONER LEEDS – ABSENT.

**ADMINISTRATOR’S REPORT:**

Nothing further to report.

**SOLICITOR’S REPORT:**

Nothing further to report.

**ENGINEER’S REPORT:**

Nothing further to report.

**COMMISSIONERS REPORTS:**

**MAYOR RUSSO**

Mayor Russo – nothing further to report.

**COMMISSIONER LEEDS**

Commissioner Leeds – absent.

**COMMISSIONER LAWLER**

Commissioner Lawler – nothing further to report.

**PUBLIC COMMENT**

Fran Kenny of 225 N. 36<sup>th</sup> Avenue requested an update regarding the bulkhead project on Amherst Avenue. She noted that there was no information in the minutes other than letters were sent regarding the project. Solicitor Affanato addressed her questions and concerns. He explained that Ponzio is handling the project for the Borough and that it is currently in the permitting process. He said once the permit is approved by the New Jersey Department of Environmental Protection, the Borough can then go out for bids. He added that Mr. Lamberti appears to be moving forward towards making repairs on his section of the bulkhead. Administrator Porter explained that the permitting process takes approximately 90 days.

Bob English of 130 N. 32<sup>nd</sup> Avenue asked if there was a firm price regarding the County Centralized Court System. Administrator Porter said that the amount was \$42,400, but added that it may go up a little, but that the increase would be minor. Mr. English expressed concern that if the Borough waited on joining the system, if it was possible that the price would increase. Solicitor Affanato address his concern and explained that the cost is based on a formula and should not change based on time.

**ADJOURNMENT**

MOTION – COMMISSIONER LAWLER, SECOND – MAYOR RUSSO. All AYES- none opposed. Adjournment – 4:38 pm. COMMISSIONER LEEDS – ABSENT.