

Posted: 12/2/2022

Revised: 12/6/2022

**DRAFT**



**BOROUGH OF LONGPORT  
COMMISSION WORKSHOP MEETING  
December 7, 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 Ocean City Sentinel and The Press of Atlantic City on December 2, 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: 12/2/2022  
Revised: 12/6/2022

**THE FOLLOWING ITEMS ARE SCHEDULED FOR ACTION AT THE December 7, 2022, REGULAR COMMISSION MEETING:**

**BOROUGH OF LONGPORT  
COMMISSION MEETING AGENDA  
December 7, 2022**

This meeting was called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to The Ocean City Sentinel and The Press of Atlantic City on December 2, 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:

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

United States: +1 (646) 749-3129

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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. Best Practices Inventory Discussion
6. Approval of Minutes – November 18, 2022, Board of Commissioners Workshop and Regular Meeting. Minutes have been previously distributed for Commissioners' Review.
7. **ORDINANCES – Second Reading/ Public Hearing:**
  - **O2022-17** – An Ordinance Amending Article I Chapter 42-1
  - **O2022-18** – An Ordinance to Establish Water-Sewer Rates
8. **RESOLUTIONS – CONSENT AGENDA – Resolutions R2022-133 through R2022-149**

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

  - **R2022-133** – Appointment of Michael S. Affanato, Esq., as Borough Solicitor for 2023 and Authorizing the Award of a Non-Fair and Open Professional Service Contract

- **R2022-134** – Appointment of Pacifico S. Agnellini, Esq., as Tax Appeal Attorney/ Alternate Borough Solicitor for 2023 and Authorizing the Award of Non-Fair and Open Professional Service Contract
- **R2022-135** – A Resolution Appointing the Prosecutor for the Borough of Longport
- **R2022-136** – Designation of Public Agency Compliance Officer
- **R2022-137** – Resolution Awarding Professional Service Contract – Public Defender
- **R2022-138** – Resolution Awarding a Professional Service Contract – General Litigation Counsel
- **R2022-139** – Resolution Awarding a Professional Service Contract – Borough Special Labor Counsel
- **R2022-140** – A Resolution Authorizing the Awarding of a Professional Services Contract for Animal Control Services
- **R2022-141** – Resolution Awarding Professional Service Contract for Municipal Auditor
- **R2022-142** – Resolution of the Borough of Longport, County of Atlantic, State of New Jersey, Authorizing the Tax Assessor as Agent in Filing Petition of Appeals and Roll-Back Complaint Forms
- **R2022-143** – A Resolution Fixing the Rate of Interest and Year-End Penalty
- **R2022-144** – Resolution of the Borough of Longport, County of Atlantic, State of New Jersey, Authorizing a Veteran’s Disability Tax Exemption Pursuant to N.J.S.A. 54:4-3.30 on Block 74, Lot 3 (1 North 31<sup>st</sup> Avenue)
- **R2022-145** – Resolution of the Borough of Longport, County of Atlantic, State of New Jersey, Authorizing a Refund of Taxes Paid on Property Where an Exemption Claim has been Allowed Pursuant to N.J.S.A. 54:4-3.32, to Alberts, Mark, in the Amount of \$2,017.45 for 2022 Taxes
- **R2022-146** – A Resolution Appointing a Member to the Board of Trustees of the Free Public Library of the Borough of Longport to Fill an Unexpired Term Pursuant to New Jersey Statutes Annotated Title 40 Section 54 Subsections 9 and 10
- **R2022-147** – Resolution Awarding Professional Service Contract – Borough Continuing Agent
- **R2022-148** – Authorizing Transfer of Appropriations
- **R2022-149** – A Resolution Appointing Members to the 2023 Year Longport Planning and Zoning Board

**9. Bill List**

**10. Municipal Administrator’s Report**

**11. Borough Solicitor’s Report**

**12. Borough Engineer’s Report**

**13. Commissioners’ Reports**

**14. Public Comment**

**15. Adjournment**

**BOROUGH OF LONGPORT  
COUNTY OF ATLANTIC**

**ORDINANCE 2022-17**

**AN ORDINANCE AMENDING ARTICLE I CHAPTER 42-1**

The purpose of this Ordinance is to provide for the amendment and add an additional Custodian of Records for the Police Department.

**BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT that:**

**Article I CHAPTER 42-1 is hereby amended as follows:**

**§ 42-1 Custodian of records.**

**A.**

The individual filling the position of Municipal Clerk shall be the Custodian of Public Records for the Borough of Longport except for the Police Department. For the Police Department the Custodian of Public Records shall be the Confidential Assistant to the Police Chief.

Vote on First Reading: 11/18/2022

publication: 11/21/2022

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON 1 <sup>st</sup> 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: 12/7/2022

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 2022-17 on file in the Municipal Clerk's Office.

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/s/ **MONICA A. KYLE, RMC, CMR**  
**MUNICIPAL CLERK**

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Monica A. Kyle

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Nicholas M. Russo/Mayor

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James P. Leeds, Sr/Commissioner

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Daniel Lawler/ Commissioner

**BOROUGH OF LONGPORT**

**ORDINANCE #2022-18**

**AN ORDINANCE TO ESTABLISH WATER-SEWER RATES**

WHEREAS, it is in the interest of the Borough of Longport, from time to time, to establish and adopt water and sewer service charged to each unit; and

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Longport, County of Atlantic, State of New Jersey, that the following water\sewer charges and rates are hereby established effective in the next billing cycle for the 2023 year.

**OPERATIONAL COSTS (Yearly)**

WATER \$325.00 per unit  
SEWER \$395.00 per unit.

**EXCESS WATER USAGE (Over 75,000 gallons per unit)**

75,001-100,000 \$1.80 per 1,000 gallons  
100,001-125,000 \$2.00 per 1,000 gallons  
125,001 and greater \$3.75 per 1,000 gallons

**EXCESS SEWER USAGE (Over 75,000 gallons per unit)**

\$1.80 per 1,000 gallons over 75,000 gallons as determined by the amount of excess water usage.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect according to law.

Vote on First Reading/ Introduction: 11/18/2022

Publication Date: 11/21/2022

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

**BOROUGH OF LONGPORT**  
**ORDINANCE NO. 2022-18**  
Page 2 of 2

Vote on Second Reading/Public Hearing: 12/7/2022

Publication Date:

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			

\_\_\_\_\_  
Monica Kyle, Municipal Clerk

\_\_\_\_\_  
Nicholas M. Russo, Mayor

\_\_\_\_\_  
James P. Leeds, Sr, Commissioner

\_\_\_\_\_  
Daniel Lawler, Commissioner

**BOROUGH OF LONGPORT  
RESOLUTION NO. 2022-133**

**APPOINTMENT OF MICHAEL S. AFFANATO, ESQ. AS BOROUGH SOLICITOR FOR 2023 AND  
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT**

**WHEREAS**, The Borough of Longport has the need for a Borough Solicitor for the Calendar Year 2023; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts Professional Services from public advertising for bids when awarded as a non-fair and open contract by resolution of the Governing Body; and

**WHEREAS**, Michael S. Affanato, Esq., has completed and submitted a Business Entity Disclosure Certification which certifies that Michael S. Affanato, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of Longport in the previous one year, and that this contract will prohibit Mr. Affanato from making any reportable contributions through the term of the contract.

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

1. The Mayor of the Borough of Longport is hereby authorized and directed to execute and deliver a Professional Service contract for a one-year term commencing January 1, 2023 to December 31, 2023, and renewable as provided in said Contract, as follows:

Description of Professional Service: Borough Solicitor  
Name of Professional: Michael S. Affanato, Esquire (Affanato Marut, LLC)

2. Funds are available as stated in the Certificate of Availability of Funds issued by the Borough's Chief Financial Officer, attached hereto; and.

3. A brief notice stating the nature, duration, service, and amount shall be given Public Notice according to law. The contract is on file and available for public inspection in the Borough of Longport Clerk's Office. The notice shall be substantially as follows:

**NOTICE OF NON-FAIR AND OPEN CONTRACT AWARD**

The Borough of Longport has awarded a contract without competitive bidding as a professional service, pursuant to N.J.S.A. 40A:11-5(l)(a)(i). The Contract and Resolution authorizing same are on file and available for public inspection in the Office of the Borough Clerk, 2305 Atlantic Avenue, Longport, NJ 08403.

Awarded to: Michael S. Affanato, Esquire (Affanato Marut, LLC)  
Services: Borough Solicitor  
Terms: One year commencing January 1, 2023, subject to renewal  
Cost: \$30,000

4. All resolutions inconsistent herewith are hereby repealed, and this Resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V.	AB	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:  
12.7.2022

\_\_\_\_\_  
/s/ MONICA KYLE, RMC, MUNICIPAL CLERK



**BOROUGH OF LONGPORT  
RESOLUTION NO. 2022-134**

**APPOINTMENT OF PACIFICO S. AGNELINI, ESQ. AS TAX APPEAL ATTORNEY/ ALTERNATE  
BOROUGH SOLICITOR FOR 2023 AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN  
PROFESSIONAL SERVICE CONTRACT**

**WHEREAS**, The Borough of Longport has the need for a Tax Appeal Attorney and Alternate Solicitor for the Calendar Year 2023; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts Professional Services from public advertising for bids when awarded as a non-fair and open contract by resolution of the Governing Body; and

**WHEREAS**, Pacifico S. Agnellini, Esq., has completed and submitted a Business Entity Disclosure Certification which certifies that Pacifico S. Agnellini, Esq. has not made any reportable contributions to a political or candidate committee in the Borough of Longport in the previous one year, and that this contract will prohibit Mr. Agnellini from making any reportable contributions through the term of the contract.

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

1. The Mayor of the Borough of Longport is hereby authorized and directed to execute and deliver a Professional Service contract for a one-year term commencing January 1, 2023, to December 31, 2023, and renewable as provided in said Contract, as follows:

Description of Professional Service:	Tax Appeal Attorney/Alternate Solicitor
Name of Professional:	Pacifico S. Agnellini, Esq.

2. Funds are available as stated in the Certificate of Availability of Funds issued by the Borough's Chief Financial Officer, attached hereto; and.

3. A brief notice stating the nature, duration, service, and amount shall be given Public Notice according to law. The contract is on file and available for public inspection in the Borough of Longport Clerk's Office. The notice shall be substantially as follows:

**NOTICE OF NON-FAIR AND OPEN CONTRACT AWARD**

The Borough of Longport has awarded a contract without competitive bidding as a professional service, pursuant to N.J.S.A. 40A:11-5(l)(a)(ii). The Contract and Resolution authorizing same are on file and available for public inspection in the Office of the Borough Clerk, 2305 Atlantic Avenue, Longport, NJ 08403.

Awarded to:	Pacifico S. Agnellini, Esq.
Services:	Tax Appeal Attorney/Alternate Solicitor
Terms:	One year commencing January 1, 2023, subject to renewal
Cost:	\$25,000.00 yearly

4. All resolutions inconsistent herewith are hereby repealed, and this Resolution shall be effective immediately.

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

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DATE OF ADOPTION:  
12/7/2022

\_\_\_\_\_  
/s/ MONICA KYLE, RMC, MUNICIPAL CLERK

**BOROUGH OF LONGPORT  
RESOLUTION #2022-135**

**A RESOLUTION APPOINTING THE PROSECUTOR  
FOR THE BOROUGH OF LONGPORT**

**WHEREAS**, the Board of Commissioners of the Borough of Longport, Atlantic County, has determined that the following Municipal Court appointments are needed:  
Municipal Prosecutor

**NOW THEREFORE**, be it resolved by the Board of Commissioners of the Borough of Longport that:

(1) In accordance with NJSA 2B:25-4(a) **Carl Tripician, Esq.** is hereby appointed Municipal Prosecutor for the Borough of Longport for a one-year term from January 1, 2023, to December 31, 2023. Salary is determined by Borough of Longport Salary and Wages Ordinance Year 2023. The Municipal Court Administrator will maintain and draw from a list of duly-authorized Municipal Prosecutors in the County of Atlantic, of attorneys qualified to act as alternate or substitutes when the need may arise.

I RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V.	AB	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: 12/7/2022

/s/ MONICA KYLE, RMC, MUNICIPAL CLERK



**BOROUGH OF LONGPORT**  
**RESOLUTION 2022-137**

**RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT  
PUBLIC DEFENDER**

WHEREAS, the Borough of Longport has the need for an interim Public Defender; and

WHEREAS, the local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the Governing Body.

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

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a one-year term commencing January 1, 2023, to December 31, 2023, as follows:  
Description of Service: Public Defender  
Name of Professional: Swift Law Firm  
James P. Swift, Esq.  
Cost: \$5,650 per year
2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough's Chief Financial Officer is annexed hereto.
3. A brief notice stating the nature, duration, service, reference to the contract regarding the amount and that this resolution and the contract are on file and available for public inspection in the borough of Longport Clerk's Office.
4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSIONER	AYE	NAY	N.V.	AB	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:

12.7.2022

\_\_\_\_\_  
/s/ MONICA KYLE, RMC  
MUNICIPAL CLERK

**BOROUGH OF LONGPORT  
RESOLUTION #2022-138**

**RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT  
(General Litigation Counsel)**

**WHEREAS**, the Borough of Longport has the need for a Borough Labor Counsel; and

**WHEREAS**, the local Public Contracts Law (N.J.S.A.40:11-1 et seq.) exempts professional services from public advertising for bids which may be awarded by resolution of the governing body.

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

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a term commencing January 1, 2023, to December 31, 2023, as follows:

<b>Description of Professional Service:</b>	General Litigation Counsel
<b>Name of Professional:</b>	Russell Lichtenstein Cooper Levenson Attorneys at Law
<b>Fee:</b>	\$235.00 per hour
<b>Total Contract:</b>	\$7,500

2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough’s Chief Financial Officer is annexed hereto.

3. The required notice pursuant to the Public Contracts Law shall be published forthwith. The notice shall state the nature of services to be provided, the duration, and that this resolution and the contract are on file and available for public inspection in the Borough of Longport Clerk’s Office.

4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSION	AYE	NAY	N.V.	AB	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:  
12/7/2022

\_\_\_\_\_  
/s/ MONICA KYLE, MUNICIPAL CLERK

**BOROUGH OF LONGPORT  
RESOLUTION #2022-139**

**RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT  
(Borough Special Labor Counsel)**

**WHEREAS**, the Borough of Longport has the need for a Borough Special Labor Counsel; and

**WHEREAS**, the local Public Contracts Law (N.J.S.A.40:11-1 et seq.) exempts professional services from public advertising for bids which may be awarded by resolution of the governing body.

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

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a term commencing January 1, 2023, to December 31, 2023, as follows:

<b>Description of Professional Service:</b>	Special Labor Counsel
<b>Name of Professional:</b>	Russell Lichtenstein Cooper Levenson Attorneys at Law
<b>Fee:</b>	\$235.00 per hour
<b>Total Contract:</b>	\$15,000

2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough’s Chief Financial Officer is annexed hereto.

3. The required notice pursuant to the Public Contracts Law shall be published forthwith. The notice shall state the nature of services to be provided, the duration, and that this resolution and the contract are on file and available for public inspection in the Borough of Longport Clerk’s Office.

4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSIONER	AYE	NAY	N.V.	AB	MOT.	SEC.
RUSSO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LEEDS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LAWLER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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:  
12/7/2022

\_\_\_\_\_  
/s/ MONICA KYLE, MUNICIPAL CLERK

**BOROUGH OF LONGPORT  
RESOLUTION 2022-140**

**A RESOLUTION AUTHORIZING THE AWARDING OF A PROFESSIONAL  
SERVICES CONTRACT for ANIMAL CONTROL SERVICES**

**WHEREAS** a need exists for a certified animal control officer; and

**WHEREAS**, 4:19-15.16b mandates that the Governing Body shall appoint a certified animal control officer who shall be responsible for animal control within the jurisdiction of the Borough and who shall enforce and abide by provisions of Section 16 of P.L. 1941, c.151; and

**NOW THEREFORE**, be it resolved that SAMUEL W. HOLLAND. A.C.O. #1264 , Animal Control of South Jersey, is hereby appointed to a twenty-four (24) month term as ANIMAL CONTROL OFFICER FOR THE BOROUGH OF LONGPORT beginning January 1, 2023, and ending December 31, 2024, for the sum of \$475.00 per month.

All resolutions inconsistent herewith are hereby repealed and this resolution shall take effect immediately.

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:  
12.7.2022

\_\_\_\_\_  
/s/ MONICA KYLE, RMC  
MUNICIPAL CLERK

**BOROUGH OF LONGPORT**  
**RESOLUTION 2022-141**

**RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT FOR  
MUNICIPAL AUDITOR**

**WHEREAS**, the Borough of Longport has the need for a Borough Auditor; and

**WHEREAS**, the local Public Contracts Law (N.J.S.A. 40:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the Governing Body.

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

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a one-year term commencing January 1, 2023, to December 31, 2023, as follows:  
Description of Service:                   Municipal Auditor  
Name of Professional:                   Ford-Scott & Associates  
  Michael Garcia, CPA, RMA  
Cost:   Not to exceed \$33,500 per year
2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough's Chief Financial Officer is annexed hereto.
3. A brief notice stating the nature, duration, service, reference to the contract regarding the amount and that this resolution and the contract are on file and available for public inspection in the borough of Longport Clerk's Office.
4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE:						
COMMISSION	AYE	NAY	N.V.	AB	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:  
12.7.2022

\_\_\_\_\_  
/s/ Monica Kyle, RMC, Municipal Clerk



**BOROUGH OF LONGPORT  
RESOLUTION 2022-142**

**RESOLUTION OF THE BOROUGH OF LONGPORT, COUNTY OF ATLANTIC, STATE OF  
NEW JERSEY, AUTHORIZING THE TAX ASSESSOR AS AGENT IN FILING PETITION OF  
APPEALS AND ROLL-BACK COMPLAINT FORMS**

**WHEREAS**, from time to time the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors, in the tax assessments on the tax list after the time the County Board of Taxation has certified tax rates for the tax year or a property becomes to a roll-back assessment; and

**WHEREAS**, the Governing Body for the Taxing District of Longport Borough is desirous that every taxpayer pays his shares of taxes; and

**WHEREAS**, if the above discovered errors are not corrected or a roll-back assessment not applied, the taxpayers affected would not be paying their fair share of taxes; and

**WHEREAS**, the method for correcting such errors is to file a Petition of Appeal or Complaint with the Atlantic County Board of Taxation.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Longport, that the Tax Assessor or Municipal Attorney is hereby authorized to act as agent for the Taxing District of Longport Borough during the year 2023 and file a Petition of Appeal or Complaint with the Atlantic County Board of Taxation to correct any erroneous assessments to the proper value and that a copy of any Petition of Appeal or Complaint filed with the Atlantic County Board of Taxation under this Resolution be filed with the Municipal Clerk.

**BE IT FURTHER RESOLVED**, that the Tax Assessor or Municipal Attorney is hereby authorized to execute stipulation of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year 2023; and

That a certified copy of this Resolution be forwarded to the Atlantic County Board of Taxation and to the Longport Borough Tax Assessor.

**CERTIFICATION**

I, **Monica Kyle, MUNICIPAL CLERK** of the Borough of Longport, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Board of Commissioners of the Borough of Longport at their meeting held on the 7th day of December, 2022.

\_\_\_\_\_  
**Monica Kyle, RMC**  
**Longport Borough Municipal Clerk**

	Motion	Second	Yes	Nay	Abstain	Absent
Russo						
Leeds						
Lawler						

Date: 12/7/2022

certified by: \_\_\_\_\_  
Monica Kyle, RMC, Municipal Clerk

**Borough of Longport  
Resolution 2022-143  
A Resolution Fixing the Rate of Interest and Year-End Penalty**

**Whereas**, R.S. 54: 4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or discount for the late payment of taxes or assessments as provided by law:

**Now, Therefore, Be it Resolved**, by the Board of Commissioners of the Borough of Longport, County of Atlantic, State of New Jersey that property taxes shall be due and payable quarterly on February 1<sup>st</sup>, May 1<sup>st</sup>, August 1<sup>st</sup> and November 1<sup>st</sup> of each year with a ten-day grace period, after which dates, if unpaid shall become delinquent, with interest charged as set forth below and reverting back to the due date on any quarterly installment of taxes.

**Now, Therefore, Be it Resolved**, by the Board of Commissioners of the Borough of Longport, County of Atlantic, State of New Jersey, for Calendar Year 2023 hereby fix the rate of interest at 8% per annum on the first \$1,500.00 of delinquency and 18% per annum on any amount in excess of \$1,500.00.

**Be it Further Resolved**, that a 6% year end penalty be assessed on the last day of the fiscal year on delinquent accounts when in excess of \$10,000.00

**Be it Finally Resolved**, that a certified copy of this resolution be forwarded to the Tax Collector and Borough Auditor.

RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE: 12/7/2022						
COMMISSION	AYE	NAY	N.V	AB	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:  
12/7/2022

\_\_\_\_\_  
/s/ MONICA KYLE, RMC, MUNICIPAL CLERK

**BOROUGH OF LONGPORT**  
**Atlantic County - New Jersey**  
**Resolution 2022-144**

**RESOLUTION OF THE BOROUGH OF LONGPORT, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, AUTHORIZING A VETERAN'S DISABILITY TAX EXEMPTION PURSUANT TO N.J.S.A. 54:4-3.30 ON BLOCK 74, LOT 3 (1 NORTH 31<sup>ST</sup> AVENUE)**

WHEREAS, N.J.S.A. 54:4-3.30, allows a Veteran's Disability Tax Exemption for qualified Veterans; and

WHEREAS, The property owner of Block 74, Lot 3 properly applied for and was found qualified for a property tax exemption pursuant to N.J.S.A. 54:4-3.30 effective November 1, 2022, and

WHEREAS; The Borough of Longport has determined a portion of 2022 and all of the 2023 property tax assessment should be canceled pursuant to N.J.S.A. 54:4-3.30(1a), assuming the property owner of Block 74 Lot 3 continues to qualify for the entire calendar year; and

WHEREAS, it is the desire of the Mayor and the Board of Commissioners of the Borough of Longport, County of Atlantic, State of New Jersey, to adjust the records of the Tax Collector's Office in accordance therewith, which is the purpose of this resolution.

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

1. That the Mayor and the Board of Commissioners do hereby authorize the Tax Collector to cancel taxes on Block 74, Lot 3 (1 North 31<sup>st</sup> Avenue) as follows due to the fact that said property is exempt pursuant to N.J.S.A. 54:4-3.30(1a):

YEAR	AMOUNT
2022	\$2017.45
2023 (1 <sup>st</sup> and 2 <sup>nd</sup> quarter)	\$5,921.49 (estimated)
<b>TOTAL</b>	<b>\$7,938.94 (estimated)</b>

2. That a certified copy of the resolution shall be forwarded to the Borough Tax Collector, Tax Assessor and Chief Financial Officer.

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

I, Monica Kyle, Clerk of the Borough of Longport, do hereby certify that the foregoing resolution was duly adopted by the Longport Board of Commissioners at a meeting held on the 7<sup>th</sup> day of December, 2022.

DATE OF ADOPTION: 12-7-2022

\_\_\_\_\_  
 /s/ MONICA A. KYLE, RMC, Municipal Clerk



**BOROUGH OF LONGPORT  
COUNTY OF ATLANTIC  
RESOLUTION 2022-146**

**A RESOLUTION APPOINTING A MEMBER TO THE BOARD OF TRUSTEES OF THE FREE PUBLIC  
LIBRARY OF THE BOROUGH OF LONGPORT TO FILL AN UNEXPIRED TERM  
PURSUANT TO NEW JEREY STATUTES ANNOTATED  
TITLE 40 SECTION 54 SUBSECTIONS 9 and 10**

**WHEREAS**, N.J.S.A 40:54-9 sets forth the guidelines whereby which a Board of Trustees is appointed by the Mayor; and,

**WHEREAS**, the Mayor requires the Advice and Consent of the Commissioners of the Borough of Longport to approve the appointees who will serve as members of the Board of Trustees of the Free Public Library of the Borough of Longport; and

**WHEREAS**, N.J.S.A. 40:54-10 sets forth the guidelines whereby vacancies and subsequent appointments are made;

**WHEREAS**, Board of Trustees Member Damen Tomassi was appointed to a Five Year Term and is unable to fulfil the remainder of this term;

**NOW THEREFORE IT IS RESOLVED**, by and with the Advice and Consent of the Commissioners of the Borough of Longport that the following appointment is made pursuant to N.J.S.A 40:54-10 to fulfill the unexpired term of Damen Tomassi:

**Appointee**  
Elizabeth Peterson-Ricci

**Term**  
Unexpired Term ending 12/31/2024

DO NOT USE SPACE BELOW THIS LINE							
RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE							
COMMISSIONER	AYE	NAY	N.V.	AB.	MOTION	SECOND	
Russo							
Leeds							
Lawler							
X-Indicates Vote      NV-Not Voting      AB - Absent							

**Adopted:**      December 7, 2022

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 December 7, 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.

\_\_\_\_\_  
**Monica A. Kyle, RMC, Municipal Clerk**

**BOROUGH OF LONGPORT**

**RESOLUTION #2022-147**

**RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT  
Borough Continuing Disclosure Agent**

WHEREAS, the Borough of Longport has the need for a Continuing Disclosure Agent;  
and

WHEREAS, the local Public Contracts Law (N.J.S.A.40:11-1 et seq) exempts professional services from public advertising for bids which may be awarded by resolution of the governing body.

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

1. The Mayor of the Borough of Longport is hereby directed to execute and deliver a professional service contract for a one-year term commencing January 1, 2023, to December 31, 2023, as follows:

Description of Professional Service: Continuing Disclosure Agent  
Name of Professional: Phoenix Advisors, LLC

Cost: \$1600.00

2. Funds are available for this purpose and the required certificate of availability of funds issued by the Borough’s Chief Financial Officer is annexed hereto.

3. A brief notice stating the nature, duration, service, reference to the contract regarding the amount and that this resolution and the contract are on file and available for public inspection in the Borough of Longport Clerk’s Office.

4. All resolutions inconsistent herewith are hereby repealed, and this resolution shall be effective immediately.

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: 12-7-2022

/s/ Monica A. Kyle, RMC

**BOROUGH OF LONGPORT**

**RESOLUTION # 2022-148**

**AUTHORIZING TRANSFER OF APPROPRIATIONS**

WHEREAS, the Chief Financial Officer of the Borough of Longport deems that it is in the best interest of the Borough to transfer appropriations from the specific line items in the 2022 Current Funds and Utility Funds; and

WHEREAS, transfers are permitted by N.J.S.A.40A:4;

NOW THEREFORE BE IT RESOLVED that the following transfers are made:

**CURRENT FUND**

**FROM:**

**TO:**

Police Department SW            \$20,000            Police Department OE            \$20,000

Adopted: 12/7/2022

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

I, Monica Kyle, Clerk of the Borough of Longport, do hereby certify that the foregoing resolution was duly adopted by the Longport Board of Commissioners at a meeting held on the 7<sup>th</sup> day of December, 2022.

DATE OF ADOPTION:    12-7-2022

\_\_\_\_\_  
/s/ MONICA A. KYLE, RMC, Municipal Clerk

**BOROUGH OF LONGPORT  
Atlantic County - New Jersey  
Resolution 2022-149**

**A RESOLUTION APPOINTING MEMBERS TO THE 2023 YEAR LONGPORT PLANNING AND ZONING BOARD**

WHEREAS, NJSA 40:55D and Chapter 15-1(D) of the Borough of Longport Code mandates that Planning Board members shall be appointed to terms; and

WHEREAS, the following persons have been or are hereby appointed to serve on the Longport Combined Planning/Zoning Board for the following designated terms of office:

CLASS I	Nicholas Russo	as Mayor – term of office
CLASS II	Patrick Armstrong (Newly appointed)	Municipal Official
CLASS III	Daniel Lawler	Commissioner – term of office
CLASS IV	Thomas McAllister	01-2024
CLASS IV	Yale Steingard (Formerly alternate now moving to unexpired term of former member Joel Goldman)	01-2024
CLASS IV	Joseph Marcasciano	01-2024
CLASS IV	Steven O’Leary	01-2026
CLASS IV	Leonard Geria	01-2023
CLASS IV	James Ulmer	01-2024
CLASS IV ALTERNATE 1	Richard Hirsch (Newly appointed)	01-2025
CLASS IV ALTERNATE 2	John Gligor (Newly appointed)	01-2025

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

I, Monica Kyle, Clerk of the Borough of Longport, do hereby certify that the foregoing resolution was duly adopted by the Longport Board of Commissioners at a meeting held on the 7th day of December, 2022.

DATE OF ADOPTION:  
12/7/2022

\_\_\_\_\_  
/s/ MONICA A. KYLE, RMC, Municipal Clerk