



CITY OF ABSECON
Municipal Complex
500 Mill Road
Absecon, New Jersey 08201

Carie A. Crone, RMC
Municipal Clerk

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CITY COUNCIL

April 17th, 2020

EMERGENCY SPECIAL MEETING - 4:00 PM

AGENDA

ROLL CALL

NOTIFICATION THAT THIS MEETING IS ELECTRONICALLY RECORDED

REGULAR MEETING AGENDA

2020 RESOLUTIONS OUT OF CONSENT

- 57** Calling an Emergency Meeting of the Council of the City of Absecon pursuant to N.J.S.A. 10:4-10.
- 58** CLOSED SESSION
- 59** Prohibiting new Transient Guest or Seasonal Tenants in accordance with Executive Order No. 108 (2020) and Administrative Order No. 2020-8.

PUBLIC PORTION

ADJOURNMENT

CITY OF ABSECON
RESOLUTION 57-2020

**A RESOLUTION CALLING AN EMERGENCY MEETING OF THE COUNCIL
OF THE CITY OF ABSECON PURSUANT TO N.J.S.A. 10:4-10**

WHEREAS, this emergency meeting has been called to discuss concerns over COVID-19 and prohibiting new transient guests or seasonal tenants in accordance with Executive Order No. 108 (2020) and Administrative Order No. 2020-8; and

WHEREAS, the need for such adequate notice could not reasonably be foreseen at a time when adequate notice could have been provided.

WHEREAS, by reason of a public health emergency which presently exists in Atlantic County and the State of New Jersey which may affect the health, safety and welfare of the people of the City of Absecon it is necessary to discuss actions to be taken in response to COVID-19; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Absecon, County of Atlantic and State of New Jersey that an Emergency Meeting of the City of Absecon was called on April 17th, 2020 at 4:00p.m. at the Municipal Complex, 500 Mill Road, Absecon, NJ and by Zoom for most participants.

Dated: April 17th, 2020

**This is to certify that this is a true
Copy of a Resolution adopted by the
Council of the City of Absecon at a
regular meeting held April 17th, 2020**

ATTEST: 
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON

RESOLUTION 58-2020

A RESOLUTION FOR ABSECON MUNICIPAL COUNCIL TO ENTER INTO ALL CLOSED SESSIONS ON THIS DATE, PURSUANT TO THE OPEN PUBLIC MEETINGS ACT, 0N.J.S.A. 10:4-6 ET. SEQ.

WHEREAS, Counsel has advised that the following items may be excluded from the portion of the Council Meeting pursuant to the exceptions set forth in the Open Public Meetings Act.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Absecon, that the discussion of the following be held in closed session, pursuant to the cited subsections of Section 12b of the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.); namely subsections:

_____ Matters involving the purchase, lease or acquisition of real property with public funds, the setting of bank rates, or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed;

 X Protecting the safety and property of the public:
 COVID-19

 X Contract negotiations and/or litigation with respect to:
 City of Absecon vs. State of NJ

and potential matters of attorney/client privilege relating to the aforesaid matters.

_____ Personnel matters.

AND BE IT FURTHER RESOLVED, that since the discussions are to be conducted in closed session, as permitted in the Act, and may involve questions of attorney/client privilege, it is at this time when, or if, the contents of the discussion may be disclosed.

Dated: April 17th, 2020

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Attest: Carie A. Crone, RMC
Carie A. Crone, RMC, Municipal Clerk

CITY OF ABSECON
RESOLUTION 59-2020

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABSECON PROHIBITING
NEW TRANSIENT GUESTS OR SEASONAL TENANTS IN ACCORDANCE WITH
EXECUTIVE ORDER NO. 108 (2020) AND ADMINISTRATIVE ORDER NO. 2020-8**

WHEREAS, the Mayor and the City Council for the City of Absecon are concerned that an influx of new visitors into the City of Absecon (the "City") during the COVID-19 public health crisis may place a strain on municipal resources, specifically the City's first responders and local medical personnel, and, further, this influx will diminish the ability of all residents to comply with the social distancing measures instituted by the federal and State governments; and

WHEREAS, on March 21, 2020, Governor Murphy issued Executive Order No. 107 (2020), requiring, in part, New Jersey residents remain home or at their place of residence subject to limited exceptions; and

WHEREAS, on March 21, 2020, Governor Murphy issued Executive Order No. 108 (2020), invalidating any previous municipal restriction imposed in response to COVID-19 and prohibiting the enactment and enforcement of any municipal order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any provisions of Executive Order No. 107 (2020), or which will or might in any way interfere with or impede its achievement; and

WHEREAS, notwithstanding this broad prohibition on municipal action, Executive Order No. 108 (2020) recognized that there are certain limited circumstances in which it may be beneficial for localities to be able to impose additional restrictions and further authorized the State Director of Emergency Management to make additions, amendments, clarifications, exceptions and exclusions to those enumerated in the executive order; and

WHEREAS, on April 4, 2020, the State Director of Emergency Management issued Administrative Order 2020-8 amending Executive Order No. 108 (2020) to permit municipalities to impose additional restrictions in response to COVID-19 on the ability of hotels, motel, guests houses, or private residences, or parts thereof, to accept new transient guests or seasonal tenants; and

WHEREAS, the Mayor and the City Council for the City of Absecon desire to impose the restrictions authorized pursuant to Administrative Order 2020-8 to prevent the influx of new visitors to the City during this public health crisis.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Absecon, in the County of Atlantic, State of New Jersey, as follows:

1. No hotels, motels, guest houses, or private residences, or parts there, shall accept any new transient guests or seasonal tenants. A "transient guest or seasonal tenant" described herein shall not include: (i) individuals housed as a part of State-directed non-congregate shelter initiative, (ii) individuals taking temporary residence supported by Federal, State, or local emergency and/or housing assistance, or (iii) healthcare workers taking temporary residence.

2. Any person, firm, association or corporation violating any of the provisions of this Resolution shall, upon conviction, be subject to fines and penalties, revocation of its license to operate.
3. This prohibition shall take effect immediately and remain in effect until a determination by the Governor that the State of Emergency declared under Executive Order No. 103 (2020), as amended and supplemented, has ended.
4. A copy of this Resolution shall be posted on the City's website and mailed to the address of hotels and motels and any guest house or private residence licensed to rent or lease the real property in the City.

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