

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
January 13, 2016**

MEETING CALLED TO ORDER: 7:27PM

SALUTE TO THE FLAG LED BY Mayor DeStefano

OPENING STATEMENT: Adequate notice of this meeting has been given in accordance with the open public meeting act, pursuant to Public Law 1975, Chapter 231. Said meeting has been advertised in the Hammonton Gazette and has been posted on the Borough Hall bulletin board showing the time and place of said meeting.

ROLL CALL: Councilpersons: Smith, Pagano, Arena, Veneziani and Gummoe

Absent: Councilman Ken Jantz

Also present: Mayor DeStefano, Attorney Keith Bonchi ,Fran Ballak and Vince Polistina

APPROVAL OF THE WORKSHOP December 9, 2015

A motion to approve the minutes was made by Councilwoman Veneziani and seconded by Councilman Smith

There was a roll call vote with ayes all.

APPROVAL OF THE MINUTES FROM December 9, 2015

A motion to approve the minutes was made by Councilman Smith and seconded by Councilman Arena.

There was a roll call vote with ayes all.

APPROVAL OF THE EXECUTIVE MINUTES FROM December 9, 2015

A motion to approve the minutes was made by Councilman Arena and seconded by Councilwoman Veneziani

There was a roll call vote with ayes all.

MEETING OPEN TO PUBLIC:

State Trooper Campagna from the Buena Station gave a report for the month of December. Trooper Campagna also inquired about the status of the false alarm ordinance.

CLERK’S CORRESPONDENCE:

Borough Hall Offices will be closed on Monday, January 18, 2016 in observance of Martin Luther King’s Day.

There will be an E-Waste day scheduled for Saturday, January 23, 2016 from 8:00am until 1:00pm at the Borough Hall Garage.

Free Rabies Clinic will be held on March 19, 2016 from 9:00AM until 11:00AM at the Borough Hall Garage. We will be renewing dog/cat licenses at the Clinic.

Reminder : The Clerk’s office is opened until 7:00PM on Monday evenings.

ORDINANCES: (Introduction/First Reading)

**BOROUGH OF FOLSOM
ORDINANCE 01-2016**

**AN ORDINANCE ESTABLISHING AND FIXING SALARIES FOR VARIOUS
OFFICIALS AND EMPLOYEES OF THE BOROUGH OF FOLSOM, COUNTY OF
ATLANTIC, STATE OF NEW JERSEY**

Be it ordained by the Mayor and Council of the Borough of Folsom, County of Atlantic, State of New Jersey, as follows:

Section 1. The annual salaries of the officials, officers, and employees of the Borough of Folsom listed below shall be as follows:

Salaried Positions

Borough Clerk	\$25,000	-	\$50,000
Building Sub-Code Official	\$1,000	-	\$4,100
Chief Financial Officer	\$4,000	-	\$15,000
Construction Official	\$2,500	-	\$5,000
Council Member	\$1,700	-	\$3,000
Court Administrator	\$20,000	-	\$50,000
Deputy Emergency Management Coordinator	\$500	-	\$1,500
Electrical Sub-Code Official	\$1,000	-	\$4,100
Emergency Management Coordinator	\$500	-	\$1,500
Fire Safety Officer	\$1,000	-	\$1,800
Fire Sub-Code Official	\$1,000	-	\$4,100
Judge (based on 24 sessions annually)	\$1.00	-	\$12,000
Additional sessions (maximum 4)	\$350 per		Session
Mayor	\$2,200	-	\$4,000
Plumbing Sub-Code Official	\$1,000	-	\$4,100
Tax Assessor	\$6,500	-	\$14,500
Tax Collector	\$6,500	-	\$16,000

Zoning Officer	\$1,800	-	\$4,500
<u>Hourly Positions:</u>			
Administrative Assistant	\$8.38	-	\$14.50
Deputy Clerk	\$10.00	-	\$14.50
Deputy Court Administrator	\$8.50	-	\$14.50
Municipal Administrative Asst	\$25.00	-	\$75.00 per session
Part-time Laborer	\$9.00	-	\$12.50
Public Works Laborer	\$9.00	-	\$20.00
Supervisor Public Works	\$10.00	-	\$26.00
UCC Technical Asst/Planning & Zoning	\$10.00	-	\$14.50
Secretary			
Interpreter	\$25.00	-	\$50.00 per session

Section 2. The salaries and wages hereby established shall be on a bi-weekly basis with the exception of Mayor and Council, and Deputy Emergency Management Coordinator, which shall be quarterly.

Section 3. The provision of this Ordinance shall be retroactive to January 1, 2016, and shall apply to employees continually employed since January 1, 2016.

Section 4. Any Ordinance or part of Ordinance inconsistent with this Ordinance is hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall become effective immediately upon final passage and publication according to law.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Borough Council in the Borough of Folsom, County of Atlantic and State of New Jersey, held on **January 13, 2016**. Said Ordinance was approved for final adoption at a public hearing held in the Borough of Folsom Municipal Building, 1700 12th St., Folsom, NJ on February 10, **2016 at 7:00 P.M.**

A motion to approve was made by Councilwoman Veneziani and seconded by Councilman Gummo

There was a roll call vote with ayes all.

RESOLUTIONS:

RESOLUTION 2016-32

**BOROUGH OF FOLSOM
A RESOLUTION AUTHORIZING A CREDIT OF AN OVERPAYMENT OF
PROPERTY TAXES**

WHEREAS, it has come to the attention of the Borough Council that payment has been made in excess in 2015 to the below listed properties; and

WHEREAS, said payments have resulted in overpayment for 2015 property taxes in the amounts listed below;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom that the following overpayments be credited to 2016 property taxes;

<u>Block</u>	<u>Lot</u>	<u>Amount</u>
301	14	\$53.12
801	18	\$254.90
1801	9	\$10.62
2401	4	\$6.50
2501	343	\$34.80
2503	287	\$6.58
3102	10	\$262.11
3401	53	\$.04

A motion to approve Resolution #2016-32 was made by Councilman Smith and seconded by Councilman Arena.

There was a roll call vote with ayes all

**RESOLUTION 2016-34
BOROUGH OF FOLSOM**

A RESOLUTION APPROVING THE FILING OF THE 2015 RECYCLING TONNAGE GRANT

WHEREAS, The Mandatory Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the

tonnage grants to develop new municipal recycling programs and to continue to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection had promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants (for calendar year 2015) will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough of Folsom to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulation; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Folsom, County of Atlantic, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates John LaPollo to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

A motion to approve Resolution #2016-34 was made by Councilwoman Veneziani and seconded by Councilman Smith

Councilman Pagano commented that this grant will allow the Borough to collect E-Waste one day per month.

There was a roll call vote with ayes all

**RESOLUTION 2016-35
BOROUGH OF FOLSOM**

**A RESOLUTION GRANTING A RAFFLE AND BINGO LICENSE TO FOLSOM
EDUCATIONAL FOUNDATION TO BENEFIT THE SCHOOL**

WHEREAS, the Folsom Educational Foundation has applied for a license to conduct an on premise raffle and Bingo to be held on April 22, 2016

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Folsom, that

1. The following facts are hereby found and determined:
 - a) The Applicant is qualified.

- b) The members designed to conduct the games are active members.
 - c) The members designated to conduct the games are of good moral character and have never been convicted of a crime.
 - d) The raffle will be conducted according to the Raffle Licensing Law and the Rules of Legalized Games of Chance Control Commission.
 - e) The entire proceeds are to be disposed of for a purpose permitted by the Raffles Licensing Law.
 - f) There is satisfactory proof that no payment will be made for conducting the raffle or assisting therein except to the extent allowed by the law.
 - g) There is satisfactory proof that the prizes are of the nature and amount allowed by the Raffles Licensing Law.
 - h) The rental to be paid for equipment does conform to the schedule of authorized rental prescribed by the Rules of the Control Commission.
2. The Council is hereby authorized and directed to execute and deliver the proper certificates of the aforesaid Findings and Determinations in the Form prescribed and specified by the Legalized Games of Chance Control Commission.

A motion to approve Resolution #2016-35 was made by Councilman Smith and seconded by Councilman Arena.

There was a roll call vote with ayes all.

SOLICITOR REPORT: Keith reported that the Borough acquired the Fire House in December. Keith also stated that we will be discussing tax appeals in our executive session.

FIRE CHIEF REPORT:

The following incidents occurred in your community during the month of December 2015

December 5 th	Fumes	14 th Street	19 Members Responding
December 5 th	Fumes	Backline Rd	19 Members Responding
December 30 th	Investigation	Mays Landing Rd	11 Members Responding
December 31 st	Vehicle Crash	BHP & Cains Mill	27 Members Responding

Not much for December, Hopefully everyone had a great holiday and will have a really great new year. During the month of December the Fire Department took Santa around town a couple nights as well as visiting town hall for the annual tree lighting. This time of year we mainly work on buttoning up any loose ends and complete our end of year reports. We did also have (2) firefighters graduate from Fire School. As always though anyone interested in checking out the fire department is certainly welcome to stop by on any Tuesday after 7pm or check us out at clfd23.org

ENGINEER’S REPORT:

2014 Community Development Block Grant Funding - ADA Access Project

The contractor for the project, Kline Construction, has completed the installation of all the ADA compliant walkways and parking areas at the 13th Street recreation complex, the Borough public works facility, and South River Drive Park. We have processed the final payment request by the contractor.

FY15 State Aid Project - 8th Street

The striping of the roadway has been completed. We are working with the contractor to resolve the punchlist items prior to final payment.

MAYOR’S REPORT: Mayor DeStefano stated that the “Citizen of the Year” award will be presented at next month’s Council meeting. Mayor DeStefano reported that he will forward over to the school the information for the NJ League of Municipalities 2ND Louis Bay Leadership Scholarship Competition. Mayor thanked the Collings Lakes Fire Company, Folsom school and Borough staff for their work on the tree lighting. Mayor reported that the Borough has acquired the Fire House. Mayor DeStefano stated that at last month’s meeting someone stated that they felt the Borough should not accept the Fire House. The Mayor stated that we are in this position to have to take the fire house because the previous administration took the fire trucks from the fire company therefore dismantling the fire company. Mayor DeStefano also wanted to remind everyone that the previous administration attempted to take the fire house through the Court.

COUNCIL MEMBER’S REPORTS:

Councilwoman Veneziani: gave the 4th quarter reports for AtlantiCare.

Councilman Kyle Smith: no report

Councilman Ken Jantz: absent

Councilman Ben Pagano: reminded residents since Councilman Jantz was absent to call the Borough to report any street lights that are out. Councilman Pagano stated that E-Waste drop-off will be second Saturday of the every month. Councilman Pagano reported on the free shuttle service in Folsom. He encouraged residents to utilize it.

Inaudible from Trooper Campagna

Councilman Charlie Arena: no report all quiet in the parks

Councilman Byron Gummoe: no reports. Reminded residents to use the E-Waste drop-off days.

**PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:
NONE**

PAYMENT OF BILLS IN THE AMOUNT OF: \$19,406.31

A motion to approve payment was made by Councilman Arena and seconded by Councilwoman Veneziani

RESOLUTION:

**RESOLUTION 2016-33
BOROUGH OF FOLSOM**

**AN OPEN PUBLIC MEETINGS ACT - EXECUTIVE SESSION
(LEGAL)**

WHEREAS, N.J.S.A. 10:4-12, the New Jersey Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Council of the Borough of Folsom has determined that such circumstances presently exist and that Council is authorized to enter into an executive session from which the public will be excluded;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom, County of Atlantic and State of New Jersey that:

1. The public shall be excluded from discussion of the subject matter set forth herein; and
2. The general nature of the subject matter to be discussed is the Community Champions Foreclosure Registry Program.
3. It is anticipated at this time that the above matter will only be made public upon a specific request to the Folsom Council and a determination by the Council that matter no longer need remain confidential; and
4. Upon the conclusion of the closed session Council will return to the public session and action may be taken at such time; and
5. This Resolution shall take effect immediately.

A motion to approve Resolution #2016-33 was made by Councilwoman Veneziani and seconded by Councilman Smith.

There was a roll call vote with ayes all

Entered into Executive Session at 7:52PM

Returned from Executive Session at 8:17PM

**RESOLUTION 2016-36
BOROUGH OF FOLSOM**

**AN OPEN PUBLIC MEETINGS ACT - EXECUTIVE SESSION
(LEGAL)**

WHEREAS, N.J.S.A. 10:4-12, the New Jersey Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Council of the Borough of Folsom has determined that such circumstances presently exist and that Council is authorized to enter into an executive session from which the public will be excluded;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom, County of Atlantic and State of New Jersey that:

6. The public shall be excluded from discussion of the subject matter set forth herein; and
7. The general nature of the subject matter to be discussed is litigation involving the tax appeal filed by South Jersey Gas and Kerr Concrete.
- 8.
9. It is anticipated at this time that the above matter will only be made public upon a specific request to the Folsom Council and a determination by the Council that matter no longer need remain confidential; and
10. Upon the conclusion of the closed session Council will return to the public session and action may be taken at such time; and
11. This Resolution shall take effect immediately.

A motion to approve Resolution #2016-36 was made by Councilman Arena and seconded by Councilman Gummo

There was a roll call vote with ayes all.

Entered into Executive Session at 8:19PM

Returned from Executive Session at 8:36PM

**BOROUGH OF FOLSOM
RESOLUTION #2016-37**

**RESOLUTION AUTHORIZING THE BOROUGH OF FOLSOM TAX ASSESSOR IN
CONJUNCTION WITH COUNSEL TO SETTLE AND COMPROMISE CERTAIN
REAL PROPERTY TAX APPEALS PENDING BEFORE THE NEW JERSEY TAX
COURT**

WHEREAS, there is now pending before the Tax Court of New Jersey direct appeals challenging the real property assessments for certain property owned by the South Jersey Gas Company located at 1608 12th Street which is identified as Block 502, Lot 2 on the tax map of for the Borough of Folsom for the years 2014 and 2015; and

WHEREAS, from time to time the tax assessor is presented with an opportunity to compromise, settle or otherwise dispose of certain tax appeals which are pending before the Tax Court; and

WHEREAS, after a review of the appraisal submitted by the taxpayer and an analysis and opinion by the appraiser retained on behalf of the Borough of Folsom with regards to the property which is the subject of the tax appeals and after careful consideration of these facts, it is in the opinion of the Tax Assessor and the Solicitor for the Borough of Folsom that it is in the best interest of the Borough of Folsom to authorize a settlement of the pending tax appeals as set forth herein and to authorize the Tax Assessor in conjunction with counsel for the Borough of Folsom to enter into and consummate such settlement.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Folsom, New Jersey, that:

1. The Solicitor for the Borough of Folsom in conjunction with the Tax Assessor for the Borough of Folsom be and is hereby authorized to execute a Stipulation of Settlement with regards to the pending tax appeals pending before the Tax Court which have been filed by the South Jersey Gas Company for 2014 and 2015, after receipt of all documents have been deemed appropriate.

2. The terms of the settlement are such that the annual assessments for the property will be reduced from \$5,390,000 to \$4,658,800 for 2014 and from \$5,390,000 to \$4,652,500 for 2015. This will result in a reduction in taxes owed by the property owner from the Borough of Folsom in the amount of \$22,499.66 for 2014 and \$22,500.24 for 2015 for total of \$44,999.90. The Borough of Folsom will provide a total credit to the South Jersey Gas Company and/or taxpayer towards future tax payments due on the real property which is the subject of the tax appeals for 2014 and 2015 as set forth above for the total amount of \$45,000.00 and allocated as a reduction of \$22,500.00 per tax year under appeal. It is contemplated that the credit to be given will be in equal quarterly amounts of \$11,250.00 spread over four consecutive quarters. It is further contemplated that to the extent the freeze act would result in a lower assessment for

2016 then such would be applicable. In the event the freeze act would not result in a further reduction for 2016 then the assessed value for 2016 will remain.

BE IT FURTHER RESOLVED, that this is a true copy of a Resolution adopted by the Borough of Council at the regular meeting held on January 13, 2016

A motion to approve Resolution #2016-37 was made by Councilman Smith and seconded by Councilwoman Veneziani

There was a roll call vote with ayes all.

Folsom is participating in a **Multi-Jurisdictional Hazard Mitigation Plan**. A HMP is a living document that communities use to reduce their vulnerability to hazards. To inform and engage the public and other local and regional stakeholders in the planning process, a hazard mitigation planning website has been developed and can be visited at: www.aclink.org/PDM/.

Mayor DeStefano reminded the public that all other monthly reports are on file in the minute book and to please visit the Borough website with updated information along with the Folsom Borough Facebook Page.

The next regular meeting of Mayor and Council will be held on Wednesday, February 10, 2016 starting with a half hour workshop meeting at 6:30 pm and continuing with the regular meeting at 7:00 pm in Borough Hall, 1700 12th Street, Folsom, NJ

With no other discussion the meeting was adjourned at 8:39PM with ayes all.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk