

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
October 10, 2017**

MEETING CALLED TO ORDER: 6:50 PM

SALUTE TO THE FLAG LED BY Mayor DeStefano

OPENING STATEMENT: Adequate notice of this meeting has been given in accordance with the directives of the "Open Public Meetings Act", pursuant to Public Law 1975, Chapter 231. Said notice of this 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, Jantz, Pagano, and Schenker

Absent: Councilman Arena and Councilman Hoffman

Also present: Mayor Lou DeStefano, Attorney Brian Lozuke, and Engineer Gary Auer

Mayor DeStefano asked for a moment of silence for the Las Vegas victims and resident Janet Worrell.

APPROVAL OF THE WORKSHOP MINUTES September 12, 2017

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

There was a roll call vote with ayes all with the exception of Councilman Pagano's abstention.

APPROVAL OF THE MINUTES FROM September 12, 2017

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

There was a roll call vote with ayes all with the exception of Councilman Pagano's abstention.

MEETING OPEN TO PUBLIC: No comments

CLERK'S CORRESPONDENCE:

Voter registration deadline for General Election is October 17, 2017

Our next Movie night is scheduled for October 27, 2017 at 7:30PM. The featured Movie is "Ghostbusters 2"

Halloween Trick or Treat Hours will be October 31, 2017 from 6:00PM to 8:00PM

Our next E-Waste drop off day is November 4, 2017 from 8:00AM to 1:00PM at the Borough Hall Garage.

Borough Hall Offices will be closed on November 7, 2017 for Election Day, November 10, 2017 in observance of Veterans Day.

Please remember to vote on Tuesday, November 7, 2017-Polls open from 6:00AM until 8:00PM

PROCLAMATIONS:

Proclamation
Knock Out Opioid Abuse Day
October 6, 2017

WHEREAS, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

WHEREAS, the Partnership for a Drug-Free New Jersey has designated October 6, 2017 as Knock Out Opioid Abuse Day – an initiative with a dual purpose: to educate families of the addictive qualities of opioid pain medicines and their link to heroin abuse rates in New Jersey, and communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opiates, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the pros and cons of opioids; and

WHEREAS, the State Senate and General Assembly jointly resolved that October 6 shall be permanently designated as “Knock Out Opioid Abuse Day” in New Jersey in order to raise awareness about the dangers of, and the link between, opioid abuse and heroin addiction and to educate health care providers, community leaders, State lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

WHEREAS, Join Together Atlantic County (JTAC) supports initiatives designed to raise awareness about opiate abuse in New Jersey and take steps to prevent addiction

THEREFORE BE IT RESOLVED, that October 6, 2017 be recognized as Knock Out Opioid Abuse Day in the Borough of Folsom, New Jersey.

Resolutions:

BOROUGH OF FOLSOM

RESOLUTION NO. 2017-88

**RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS
REGARDING THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS
ACT**

WHEREAS, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough

of Folsom, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

A motion to approve Resolution #2017-88 was made by Councilman Smith and seconded by Councilman Pagano.

There was a roll call vote with ayes all.

**RESOLUTION 2017-89
BOROUGH OF FOLSOM**

A RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF PROPERTY TAXES

WHEREAS, it has come to the attention of the Tax Collector that an overpayment of taxes for the third quarter has been made to the property listed below and that a refund should be processed for the property owner listed below;

<u>NAME</u>	<u>BLOCK/LOT</u>	<u>AMOUNT</u>
CoreLogic	2603/633	\$703.92

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom, County of Atlantic and State of New Jersey, that the overpayment of \$703.92 for the 2017 third quarter taxes shall be refunded to the property owner forthwith after the adoption hereof..

A motion to approve Resolution #2017-89 was made by Councilman Pagano and seconded by Councilman Schenker.

There was a roll call vote with ayes all.

**RESOLUTION 2017-90
BOROUGH OF FOLSOM**

A RESOLUTION TO CANCEL CERTAIN GRANT RECEIVABLE BALANCES

WHEREAS, certain Grant Receivable Balances remain on the Balance Sheet, as determined by the Borough CFO; and

WHEREAS, it is necessary to formally cancel the receivable balance and its' offsetting appropriation reserve balance from the balance sheet; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom, that the following grant receivable appropriation reserve balances and appropriation reserve balances matching portion be canceled:

	<u>Grant Receivable</u>	<u>Appropriation Reserve</u>	<u>Cash Match</u>
2016-2017 Municipal Alliance Grant	\$150.00	\$808.07	\$658.07

A motion to approve Resolution #2017-90 was made by Councilman Pagano and seconded by Councilman Smith

There was a roll call vote with ayes all.

**RESOLUTION 2017-91
BOROUGH OF FOLSOM**

**A RESOLUTION RENEWING ALCOHOLIC BEVERAGE LICENSE WITHIN THE
BOROUGH OF FOLSOM**

WHEREAS, the following licensee has received a Special Ruling from the Director of Alcoholic Beverage Control pursuant to N.J.S.A. 33:1-12.39 concerning the relief for Namah Shivay, Inc. for the license term 2017-2018 and 2018-2019 for an inactive license.

0110-33-004-006	Namah Shivay, Inc. 3125 Vine Rd. Vineland, NJ 08360	\$420.00
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WHEREAS, the Borough of Folsom Council has no objection to the 2017-2018 and 2018-2019 renewals of said license and is not aware of any circumstances or provisions of law or local Ordinance which would prohibit the issuance of said license.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Folsom, that the Borough Clerk be and is hereby authorized to issue and deliver said license, all of which shall become effective October 10, 2017

A motion to approve Resolution #2017-91 was made by Councilman Pagano and seconded by Councilman Schenker.

There was a roll call vote with ayes all.

**RESOLUTION 2017-92
BOROUGH OF FOLSOM**

A RESOLUTION AUTHORIZING A REFUND OF PROPERTY TAXES

WHEREAS, during the course of the Borough Tax Re-Valuation, it has come to the attention of the Tax Collector that Tax Sale Certificate #04-001 covering Block 1201 Lot 14.01 is no longer on the tax list; and

WHEREAS, the Tax Collector seeks to cancel taxes in the amount of \$125.84.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom, that the Tax Collector is hereby authorized and directed to refund Block 1201, Lot 14.01 property taxes in the amount \$125.84.

A motion to approve Resolution #2017-92 was made by Councilman Pagano and seconded by Councilman Smith.

There was a roll call vote with ayes all.

RESOLUTION 2017-93

**RESOLUTION EXCLUDING PUBLIC PARTICIPATION WITHIN A
PORTION OF A MEETING OF THE BOROUGH COUNCIL
PURSUANT TO N.J.S.A. 10:4-12**

WHEREAS, meetings of the Mayor and Borough Council are subject to the provisions of a Statute entitled the "Open Public Meetings Act" codified within N.J.S.A. 10:4-12, et. seq.;

WHEREAS, the said Act provides for public participation within all meetings, except those meetings or business which involve certain enumerated activities of a public body as further set forth in the said Statute; and

WHEREAS, the Borough Council desires to discuss and act upon matters subject to the exclusions of said Act under the provisions of N.J.S.A. 10-4-12, et seq.; and

WHEREAS, the Act hereinabove recited provides that a public body may exclude public participation within any meeting wherein such matters may be discussed or acted upon provided that a Resolution be adopted at a meeting to which the public is admitted;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Folsom, as follows:

A. The public shall and will be excluded from that portion of a meeting conducted by the Borough Council on Tuesday, October 10, 2017, concerning matters contemplated in N.J.S.A. 10:4-12 et seq., and to specifically include contract negotiations under N.J.S.A.10:4-12(b)(7).

B. Directing the Clerk to separately record the minutes of that portion of the aforesaid meeting dealing with such matters and retain same within a confidential file until such time that those matters have been fully acted upon by the Township Committee.

A motion to approve Resolution #2017-93 was made by Councilman Pagano and seconded by Councilman Smith.

There was a roll call vote with ayes all.

**RESOLUTION 2017-94
BOROUGH OF FOLSOM**

**RESOLUTION AUTHORIZING EXECUTION OF A SHARED SERVICES
AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION
CONCERNING THE “2017-2020 SALT SUPPORT AGREEMENT”**

WHEREAS, the Borough of Folsom is statutorily authorized by N.J.S.A. 40A:65-4 to enter into Shared Services Agreements with the State, County, as well as Local Governments; and

WHEREAS, the Borough of Folsom and the New Jersey Department of Transportation have agreed to enter into a Shared Services Agreement concerning the storage and purchase of salt under the “2017-2020 Salt Support Program”; and

WHEREAS, the provision of such services and amenities is in the best interests of the Borough of Folsom residents.

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

1. The Borough Council does hereby approve the execution of the Shared Service Agreement between the Borough of Folsom and the New Jersey Department of Transportation, forthwith after the adoption hereof, subject, however, to the acceptance of the final revisions and modifications approved by the Borough Solicitor.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the finalized Agreement approved by the Borough Solicitor on behalf of the Borough.

A motion to approve Resolution #2017-94 was made by Councilman Pagano and seconded by Councilman Schenker.

There was a roll call vote with ayes all.

SOLICITOR'S REPORT: Mr. Lozuke updated Mayor and Council on the new Brewery in the Borough. Brian also gave an update on the Re-Val that is taking place in the Borough. Brian discussed the new bill for the County based Tax Assessment Program. Brian also stated that he hopes to have a Master Plan update for the November meeting.

FIRE CHIEF REPORT:

Gentleman,

The following incidents occurred in your community July through September 2017

July 2 nd	Brush Fire	East Collings Dr.	17 Members
Responding July 3 rd	Home Owner Assist	East Collings Dr.	12
Members Responding July 3 rd	Brush Fire	Backline Rd	
18 Members Responding July 7 th	Alarm System	Black Horse Pike	
14 Members Responding July 8 th	EMS Assist	Fenimore Dr.	
15 Members Responding July 10 th	Residential Water Leak	Memory Ln.	
16 Members Responding July 21 st	Vehicle Crash	Black Horse Pike	
17 Members Responding			
August 4 th	Vehicle Crash	Mays Landing Rd	16 Members
Responding August 13 th	Pedestrian/ Vehicle Crash	Black Horse Pike	20 Members
Responding August 14 th	Vehicle Fire (overheated)	Rt 54 & BHP	16
Members responding August 21 st	Pedestrian/ Vehicle Crash	Black Horse Pike	23
Members Responding August 22 nd	Vehicle Crash	Cains Mill/ Rt 322	
19 Members Responding August 23 rd	Alarm System	Black Horse Pike	
12 Members Responding			
September 19 th	Alarm System	Black Horse Pike	18 Members
Responding September 27 th	Alarm System	Mays Landing Rd	14
Members Responding September 28 th	Illegal Burn	Cains Mill Rd	
17 Members Responding			

Over the last few months the department participated in various events which kept everyone busy one of which was assisting with the first local National Night Out which proved to be very successful. We completed our building renovations and placed our new used 75ft ladder truck in service. Members participated in the NJ State Firefighters Convention where our Department took first place for the Fire Department Marching Unit. There were also (5) new smoke detectors installed at various residence in Folsom. Once again were in station every Tuesday night and we encourage the public to stop down and check us out. You can also follow us on Twitter and Facebook.

ENGINEER'S REPORT:

FY16 State Aid Project - 14th Street

The contractor for the project, Arawak Paving Inc., completed the resurfacing of 14th Street from the intersection with Mays Landing - Blue Anchor Road to the seam from the resurfacing work completed in 2013, except for the intersection of Backline Road.

All striping work has been completed, including the new markers for the updated railroad crossing. There are still several minor items Arawak needs to complete, including the new curb head pieces and signage.

As the paving work was being completed it became evident that a stormwater crossing near Backline Road had failed. It's likely the heavy equipment used during the resurfacing may have damaged the pipe. We are working with Arawak to determine the best method to replace the crossing with minimal impact to the resurfaced roadway.

FY17 State Aid Project - Discretionary Funding

The Borough received notification last month that the NJDOT would be unable to provide Local Aid Infrastructure Funds for the discretionary funding request for the remaining section of 14th Street.

FY18 State Aid Project

Our office submitted the application to the FY 2018 State Aid Funding for the 2018 Road Program Project, which included the remaining portion of 14th Street, 15th Street from Mays Landing - Blue Anchor Road to Backline Road, and Backline Road from 15th Street to Memory Lane.

We would expect to hear on funding approval in early 2018.

2016 Community Development Block Grant Funding - Borough Hall Automatic Door Operators

The bid plans and specifications are currently available with the bid opening date scheduled for Wednesday, October 18th at 10 AM.

Mayor DeStefano reminded residents that the re-val people are coming around to your homes and you have the option to make an appointment just call Borough Hall.

MAYOR'S REPORT: Mayor DeStefano reminded residents that Halloween is just around the corner so drive safely.

COUNCIL MEMBER'S REPORTS:

Councilman Kyle Smith: reported on Fire Prevention week at the school. Councilman Smith stated that the open house at the Fire Company was a success. Kyle reported that the Borough is looking for volunteers for Community Day 2018 and we should be having a meeting soon to set the date. Kyle also expressed his condolences to the family of Janet Worrell.

Councilman Ken Jantz: reported on the Parks and Rec. and the member Jake Blazer will give a presentation next month regarding a Community Garden for next year. Ken also reported that Michele Hetzel from the school will help in finding a grant to help repair the tennis and basketball courts. Ken reminded residents to report all street lights out to Borough Hall or visit our website.

Council Pagano: reminded everyone to vote on November 7, 2017.

Councilman Arena: absent

Councilman Hoffman: absent

Councilman Schenker: reminded residents that the re-val people have the right to walk on your property to access it. Councilman asked residents to be safe around the holiday. Greg reminded everyone about the

upcoming daylight savings and Veterans' Day. Greg asked our Solicitor to prepare an affidavit to address our CCO inspections.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

NO COMMENTS: None

OPEN TO THE PUBLIC: Joe Kalucki (1413 Mays Landing Road)offered his design services for our website.

Ed Malec (212514th Street) thanked Mayor and Council for fixing the railroad on 14th Street.

PAYMENT OF BILLS IN THE AMOUNT OF: \$206,095.84 and \$13,410.08

A motion to approve payment was made by Councilman Schenker and seconded by Councilman Pagano

There was a roll call vote with ayes all.

Mayor and Council entered into Executive session at 7:35PM.

Mayor and Council returned from Executive Session at 8:04PM

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 Tuesday , November 14, 2017 starting with the workshop meeting at 6:00 pm and continuing immediately thereafter with the regular meeting in Borough Hall, 1700 12th Street, Folsom, NJ.

With no other discussion the meeting was adjourned at 8:06 PM with ayes all.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk