

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
June 12, 2018**

MEETING CALLED TO ORDER: 7:00PM

SALUTE TO THE FLAG LED BY Mayor DeStefano

Tape Recorder not working until Resolution #2018-65

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, Arena and Hoffman

Absent: Councilman Pagano and Councilman Schenker

Also present: Mayor Lou DeStefano, Attorney Brian Lozuke, and Engineer Mark Herrmann

APPROVAL OF WORKSHOP MEETING MINUTES FROM May 8, 2018

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

There was a roll call vote with ayes all.

APPROVAL OF THE REGULAR COUNCIL MEETING MINUTES FROM May 8, 2018

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

There was a roll call vote with ayes all.

Harvey Coccozza from Ford-Scott & Associates gave the 2017 audit report.

MEETING OPEN TO PUBLIC: Jose Pagan (3107 Pinewood Drive) complained about the speeding on Pinewood and asked for a light at the bend.

CLERK'S CORRESPONDENCE:

Borough Hall Offices will be closed Wednesday, July 4, 2018.

Borough Hall summer hours are 8:00am until 3:30pm.

The Clerk's office is open until 7:00PM on Monday evenings.

Our shred event was held on June 2, 2018 from 11:00am until 2:00pm and the total shredded was 2,750 pounds.

ORDINANCES: (ADOPTION/SECOND READING)

**BOROUGH OF FOLSOM
ORDINANCE 04-2018**

**ORDINANCE REPEALING AND MODIFYING CHAPTER 111 OF THE
BOROUGH OF FOLSOM CODE ENTITLED “FLOOD DAMAGE PROTECTION”**

WHEREAS, the Borough Council heretofore adopted a Flood Damage Protection Ordinance codified within Chapter 111 of the Borough of Folsom Code entitled “Flood Damage Prevention”; and

WHEREAS, the Mayor and Borough Council have found and determined that it is their intent to repeal and amend Chapter 111, in its entirety, in order to comply with the current State Flood Control Requirements administered by the New Jersey Department of Environmental Protection.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Folsom, with the Mayor concurring, that Chapter 111 of the Borough Code is hereby repealed, in its entirety, and amended by the following provisions to be codified within Chapter 111 following the adoption hereof:

**SECTION I. CHAPTER 111 OF THE BOROUGH CODE ENTITLED FLOOD
DAMAGE PREVENTION IS REPEALED, IN ITS ENTIRETY, AND
AMENDED TO REPLACE THE CHAPTER, AS FOLLOWS:**

**CHAPTER 111
FLOOD DAMAGE PROTECTION**

SECTION I, ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

§111-1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the Borough Council of the Borough of Folsom, Atlantic County, New Jersey does ordain as follows:

§111-2 FINDINGS OF FACT

- a) The flood hazard areas of the Borough of Folsom are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
- b) These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

§111-3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- a) Protect human life and health;
- b) Minimize expenditure of public money for costly flood control projects;
- c) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- d) Minimize prolonged business interruptions;
- e) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- f) Help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- g) Ensure that potential buyers are notified that property is in an area of special flood hazard; and
- h) Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

§111-4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- a) Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- b) Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- c) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- d) Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- e) Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.
- f)

§111-5 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

AO Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

AH Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.

Appeal — A request for a review of the Borough Engineer's interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO or AH zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard — Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1-A30, AE, A99, or AH.

Base Flood — A flood having a one percent chance of being equaled or exceeded in any given year.

Base Flood Elevation (BFE) — The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zones AE, AH, AO, and A1-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Development — Any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Elevated Building — A non-basement building (i) built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor, elevated above the base flood elevation plus freeboard by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters.

Existing Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- a) The overflow of inland or tidal waters and/or
- b) The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing — Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway — The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without accumulatively increasing the water surface elevation more than 0.2 foot.

Freeboard — A factor of safety usually expressed in feet above a flood level for purposes of flood plain management. “Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

Historic Structure — Any structure that is:

- a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c) Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

Lowest Floor — The lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Recreational Vehicle — A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Start of Construction — (For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348)) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of pilings, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a) Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- b) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

Violation — The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

ARTICLE II GENERAL PROVISIONS

§111-6 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Borough of Folsom, Atlantic County, New Jersey.

§111-7 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the Borough of Folsom, Community No. 340568, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report “Flood Insurance Study, Atlantic County, New Jersey (All Jurisdictions)” dated August 28, 2018.
- b) “Flood Insurance Rate Map for Atlantic County, New Jersey (All Jurisdictions)” as shown on Index and panel(s) 34001C0082F, 34001C0101F, 34001C0102F, 34001C0103F, 34001C0104F, 34001C0108F, and 34001C0115F, whose effective date is August 28, 2018.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at the Borough Hall, 1700 12th Street, Route 54, Folsom, New Jersey.

§111-8 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$1000.00 or imprisoned for not more than 90 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Borough of Folsom, from taking such other lawful action as is necessary to prevent or remedy any violation.

§111-9 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

§111-10 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- a) Considered as minimum requirements;
- b) Liberally construed in favor of the governing body; and,
- c) Deemed neither to limit nor repeal any other powers granted under State statutes.

§111-11 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part of the Borough of Folsom, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

**ARTICLE III
ADMINISTRATION**

§111-12 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in Section 111.7. Application for a Development Permit shall be made on forms furnished by the Borough Clerk and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- a) Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- b) Elevation in relation to mean sea level to which any structure has been flood proofed.
- c) Certification by a registered professional engineer or architect that the flood proofing methods for any nonresidential structure meet the flood proofing criteria in Section 111-17.2; and,
- d) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

§111-13 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Borough Engineer or such other official as may be appointed and/or designated by the Borough Council is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

§111-14 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Borough Engineer shall include, but not be limited to:

§111-14.1 PERMIT REVIEW

- a) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- b) Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.

- c) Review all development permits to determine if the proposed development is located in the floodway. If located in the floodway, assure that the encroachment provisions of Section 111-17.4 a) are met.

§111-14.2 USE OF OTHER BASE FLOOD AND FLOODWAY DATA

When base flood elevation and floodway data has not been provided in accordance with Section 111-7, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the Borough Engineer shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer Sections 111-17.1, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and 111-17.2, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

§111-14.3 INFORMATION TO BE OBTAINED AND MAINTAINED

- a) Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- b) For all new or substantially improved flood proofed structures:
 - i. verify and record the actual elevation (in relation to mean sea level); and
 - ii. maintain the flood proofing certifications required in Section 111-12 c).
- c) Maintain for public inspection all records pertaining to the provisions of this ordinance.

§111-14.4 ALTERATION OF WATERCOURSES

- a) Notify adjacent communities and the New Jersey Department of Environmental Protection, Bureau of Flood Control and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- b) Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

§111-14.5 SUBSTANTIAL DAMAGE REVIEW

- a) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- b) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Bureau of Flood Control.
- c) Ensure substantial improvements meet the requirements of Sections 111-17.1, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, 111-17.2, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION and 111-17.3, SPECIFIC STANDARDS, MANUFACTURED HOMES.

§111-14.6 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in Section 111-15.

§111-15 VARIANCE PROCEDURE

§111-15.1 APPEAL BOARD

- a) The Borough of Folsom Joint Land Use Board as established by the Borough Council shall hear and decide appeals and requests for variances from the requirements of this ordinance.

- b) The Joint Land Use Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Borough Engineer in the enforcement or administration of this ordinance.
- c) Those aggrieved by the decision of the Joint Land Use Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided under New Jersey Law.
- d) In passing upon such applications, the Joint Land Use Board, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - i. the danger that materials may be swept onto other lands to the injury of others;
 - ii. the danger to life and property due to flooding or erosion damage;
 - iii. the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - iv. the importance of the services provided by the proposed facility to the community;
 - v. the necessity to the facility of a waterfront location, where applicable;
 - vi. the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - vii. the compatibility of the proposed use with existing and anticipated development;
 - viii. the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - ix. the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - x. the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,
 - xi. the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- e) Upon consideration of the factors of Section 111-15.1 d) and the purposes of this ordinance, the Joint Land Use Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- f) The Borough Engineer shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

§111-15.2 CONDITIONS FOR VARIANCES

- a) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items i.-xi. in Section 115-15.1 d) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- b) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- c) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- d) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- e) Variances shall only be issued upon:
 - i. A showing of good and sufficient cause;
 - ii. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,
 - iii. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause

fraud on or victimization of the public as identified in Section 111-15.1 d), or conflict with existing local laws or ordinances.

- f) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

ARTICLE IV PROVISIONS FOR FLOOD HAZARD REDUCTION

§111-16 GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, are required:

§111-16.1 ANCHORING

- a) All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- b) All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

§111-16.2 CONSTRUCTION MATERIALS AND METHODS

- a) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- b) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

§111-16.3 UTILITIES

- a) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- b) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- c) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- d) For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

§111-16.4 SUBDIVISION PROPOSALS

- a) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- b) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- c) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,

- d) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

§111-16.5 ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two (2) exterior walls of each enclosed area, having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

§111-17 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in Section 111-7, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in Section 111-14.2, USE OF OTHER BASE FLOOD DATA, the following standards are required:

§111-17.1 RESIDENTIAL CONSTRUCTION

- a) New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive;
- b) Require within any AO or AH zone on the municipality's DFIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

§111-17.2 NONRESIDENTIAL CONSTRUCTION

In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities as well as all electrical, heating, ventilating, air-conditioning and other service equipment:

either

- a) Elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive; and
- b) Require within any AO or AH zone on the municipality's DFIRM to elevate above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

- c) Be flood proofed so that below the base flood level plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, whichever is more restrictive, the structure is watertight with walls substantially impermeable to the passage of water;
- d) Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,
- e) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in Section 111-14.3 b) ii.

§111-17.3 MANUFACTURED HOMES

- a) Manufactured homes shall be anchored in accordance with Section 111-16.1 b).
- b) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
 - i. Be consistent with the need to minimize flood damage,
 - ii. Be constructed to minimize flood damage,
 - iii. Have adequate drainage provided to reduce exposure to flood damage,
 - iv. Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive and;
 - v. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement.

§111-17.4 FLOODWAYS

Located within areas of special flood hazard established in Section 111-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

- a) Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- b) If Section 111-17.4 a) is satisfied, all new construction and substantial improvements must comply with Article IV PROVISIONS FOR FLOOD HAZARD REDUCTION.
- c) In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the accumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

SECTION II. REPEALER

Ordinances or provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency. Specifically, the Ordinance codified within Chapter 111 of the Borough Code entitled “Flood Damage Prevention” is hereby repealed and amended by the Ordinance adopted herein.

SECTION III. INVALIDITY

If any Section, Paragraph, Subdivision, Clause or Provision of this Ordinance shall be adjudged invalid, such adjudication shall only apply to the Section, Paragraph, Subdivision, Clause or Provision, and the remainder of this Ordinance shall be deemed valid and effective.

SECTION IV. EFFECTIVE DATE

This Ordinance shall take effect upon adoption and publication according to law.

SECTION V. SAVED FROM REPEAL

All Ordinances or parts of Ordinances not inconsistent with the terms and provisions of this Ordinance are hereby saved from repeal.

A motion to approve was made by Councilman Smith and seconded by Councilman Hoffman

NO PUBLIC COMMENT

There was a roll call vote with ayes all.

BOROUGH OF FOLSOM ORDINANCE NO. #05-2018

AN ORDINANCE TO AMMEND CHAPTER 9 CLAIMS PROCEDURE

9-1. Approval and payment of claims

- A. No payment will be made unless duly authorized by the owner's authorized representative and accompanied by proper documentation. **Vendor certification is required only for employee reimbursements, professional services, and goods and services provided exclusively and entirely by an individual (e.g. sole proprietor).**

9-3. Standard purchasing procedures

A. Requests for Purchases

1. The initial step in the purchasing cycle is the preparation of a request for purchase, which is a form used to request goods, materials and services. The request for purchase should be typewritten, ~~or~~ printed, or in electronic format and forwarded to the Chief Finance Officer for approval.

D. Purchases in excess of ~~\$1,000.00~~ \$2,500.00 will require approval by a majority of Borough Council members.

E. After encumbering the funds, the Chief Financial Officer shall prepare a combined purchase order and claim for payment, which shall include the following information:

13. Vendor's certification: signature of the vendor, if required, and the date

This ordinance will become effective after final adoption by the governing body and publication according to law.

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

NO PUBLIC COMMENT

There was a roll call vote with ayes all.

RESOLUTIONS:

**RESOLUTION 2018-61
BOROUGH OF FOLSOM**

A RESOLUTION AMENDING THE 2018 MUNICIPAL BUDGET

WHEREAS, N.J.S.A.40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Folsom in the County of Atlantic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$2,000.00 which is now available from the Sustainable Jersey Small Grant Program.

BE IT FURTHER RESOLVED, that the like sum of \$2,000.00 is hereby appropriated under the caption: Sustainable Jersey Small Grant Program.

A motion to approve Resolution #2018-61 was made by Councilman Hoffman and seconded by Councilman Smith

There was a roll call vote with ayes all.

**RESOLUTION 2018-62
BOROUGH OF FOLSOM**

A RESOLUTION AMENDING THE 2018 MUNICIPAL BUDGET

WHEREAS, N.J.S.A.40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Folsom in the County of Atlantic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$15,000.00 which is now available from the Atlantic County Community Development Block Grant Program.

BE IT FURTHER RESOLVED that the like sum of \$15,000.00 is hereby appropriated under the caption: Atlantic County Community Development Block Grant Program.

A motion to approve Resolution #2018-62 was made by Councilman Smith and seconded by Councilman Hoffman

There was a roll call vote with ayes all.

**RESOLUTION 2018-63 (Revised)
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. 33:1-12.18 and N.J.S.A. 33:1-12.39 for the relief for Namah Shivay, Inc. for license term 2017-2018 for failure to renew and for 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 have no objection to the 2017-2018 renewal 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 Council of the Borough of Folsom, that the Borough Clerk be hereby authorized to issue and deliver said licenses, all of which to become effective June 12, 2018

A motion to approve Resolution #2018-63 was made by Councilman Smith and seconded by Councilman Hoffman.

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

**RESOLUTION 2018-64
BOROUGH OF FOLSOM**

A RESOLUTION ACCEPTING THE 2017 MUNICIPAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the Governing Body of every unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body, and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to with:

R.S. 52: 27BB-52: “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Folsom, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

A motion to approve Resolution #2018-64 was made by Councilman Hoffman and seconded by Councilman Smith

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION #2018-65**

A RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF FOLSOM ADOPTING THE FORM OF THE NEW JERSEY TORT CLAIMS ACT QUESTIONNAIRE REQUIRED TO BE UTILIZED BY CLAIMANTS FOR THE FILING OF NOTICES OF TORT CLAIM AGAINST THE BOROUGH OF FOLSOM IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY TORT CLAIMS ACT, *N.J.S.A. 59:8-6* AND DESIGNATING QUAL-LYNX AS THE AGENT FOR THE BOROUGH OF FOLSOM TO PROVIDE THE QUESTIONNAIRE TO ALL OF THE CLAIMANTS AND TO RECEIVE THE COMPLETED QUESTIONNAIRE FROM THE CLAIMANTS.

WHEREAS, the New Jersey Tort Claims Act, specifically *N.J.S.A. 59:8-6*, provides that a public entity may adopt a form specifying information to be contained in claims filed against a public entity or its employee under the New Jersey Tort Claims Act; and

WHEREAS, the BOROUGH OF FOLSOM is a public entity as defined in New Jersey Claims Act; and

WHEREAS, the BOROUGH OF FOLSOM has determined that it is advisable, necessary and in the public interest to adopt a form Tort Claims Act Questionnaire in the form attached hereto and made a part of this Resolution; and

WHEREAS, the BOROUGH OF FOLSOM has determined that it is in their best interest to designate the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF), Qual-Lynx, as their agent to provide the Tort Claims Act Questionnaire to all of the Claimants and to receive the completed Questionnaire from the Claimants.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the BOROUGH OF FOLSOM, assembled at a public session on this 12TH day of JUNE 2018, that the attached form of Tort Claims Act Questionnaire be and it is hereby adopted as the official Tort Claim Act Questionnaire in accordance with *N.J.S.A. 59:8-6* for the BOROUGH OF FOLSOM; and

BE IT FURTHER RESOLVED, that all persons making claims against the BOROUGH OF FOLSOM, in accordance with the New Jersey Tort Claims Act, *N.J.S.A. 59:8-1*, et seq., shall be required to complete the Questionnaire which is attached as a condition of compliance with the notice requirements of the New Jersey Tort Claims Act.

BE IT FURTHER RESOLVED, that Qual-Lynx, the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF) be and they are hereby designated as the agent for the BOROUGH OF FOLSOM to provide the Tort Claims Act Questionnaire to all Claimants and to receive the completed Questionnaire from the Claimants.

A motion to approve Resolution #2018-65 was made by Councilman Jantz and seconded by Councilman Smith

There was a roll call vote with ayes all.

**RESOLUTION 2018-66
BOROUGH OF FOLSOM**

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

WHEREAS, the following Alcoholic Beverage Licensees have made their application for the renewal of their respective licenses for the year 2018-2019;

0110-33-003-007	Harley Dawn Inc. 1402 Black Horse Pike Folsom, NJ 08037	\$420.00
0110-33-006-006	Route 322 Liquors, LLC 10 E. Black Horse Pike Folsom, NJ 08094	\$420.00
0110-44-005-004	Route 322 Liquors, LLC 10 E. Black Horse Pike Folsom, NJ 08094	\$360.00
0110-33-001-002	Folsom Inn, Inc. 1012 East Black Horse Pike Folsom, NJ 08037	\$420.00

WHEREAS, the Borough of Folsom Council have no objection to the 2018-2019 renewal 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 Council of the Borough of Folsom, that the Borough Clerk be hereby authorized to issue and deliver said license, which will become effective July 1, 2018

A motion to approve Resolution #2018-66 was made by Councilman Hoffman and seconded by Councilman Jantz

There was a roll call vote with ayes all.

**RESOLUTION 2018-67
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 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 2018-2019 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 July 1, 2018.

A motion to approve Resolution #2018-67 was made by Councilman Hoffman and seconded by Councilman Smith

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

**BOROUGH OF FOLSOM
RESOLUTION 2018-68**

**RESOLUTION APPOINTING WILLIAM JOHNSON TO THE
POSITION OF BOROUGH TAX ASSESSOR AND DEPUTY TAX ASSESSOR**

WHEREAS, the Borough Tax Assessor, Joseph Ingemi, heretofore tendered his resignation to the Borough Council that is to be effective June 30, 2018; and

WHEREAS, the Borough Council is desirous of filling the vacancy with the appointment of a Borough Tax Assessor as well as a Deputy Tax Assessor in order to assist the Borough with the duties and functions of the Tax Assessor's Office pursuant to N.J.S.A. 40A:9-146; and

WHEREAS, the Personnel Committee reviewed the applications and resumes submitted, as well as conducted interviews for the position of Borough Tax Assessor and has further recommended the appointment of William Johnson to serve as both the interim Deputy Tax Assessor and Borough Tax Assessor for the Borough of Folsom.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom, County of Atlantic and State of New Jersey, that the Borough Council does hereby appoint William Johnson to a four (4) year term as Borough Tax Assessor commencing July 1, 2018 pursuant to N.J.S.A. 40A:9-148.; and

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Folsom that William Johnson shall further serve as interim Deputy Tax Assessor forthwith after the adoption hereof until June 30, 2018, at which time he shall assume the position of Borough Tax Assessor.

Councilman Smith spoke briefly about the interview process of new hire William Johnson.

A motion to approve Resolution #2018-68 was made by Councilman Smith and seconded by Councilman Hoffman.

There was a roll call vote with ayes all.

**RESOLUTION 2018-69
BOROUGH OF FOLSOM**

**A RESOLUTION APPOINTING ALEX BAUER AS THE EMERGENCY
MANAGEMENT COORDINATOR**

WHEREAS, Kyle Smith heretofore resigned as the Emergency Management Coordinator; and

WHEREAS, the Mayor and Borough Council desire to fill and appoint Alex Bauer to fill the unexpired term (12/31/2018) for Emergency Management Coordinator with a salary of \$800.00 annual pro-rated.

NOW, THEREFORE, BE IT RESOLVED, that Alex Bauer is hereby appointed as the Emergency Management Coordinator to fill the unexpired term of Kyle Smith.

Brian Lozuke asked Council to vote on the resignation of Councilman Smith first. Councilman Smith explained why he is stepping down as Emergency Management Coordinator.

Councilman Jantz made a motion to accept the resignation of Councilman Smith as Emergency Management Coordinator and it was seconded by Councilman Arena.

All in favor.

A motion to approve Resolution #2018-69 was made by Councilman Smith and seconded by Councilman Arena.

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION NO. 2018-70**

**RESOLUTION AUTHORIZING THE ENGINEER TO PROCEED WITH DESIGN
SERVICES FOR 14TH STREET**

WHEREAS, the Borough of Folsom received a NJDOT Grant for the resurfacing of 14th Street; and,

WHEREAS, the Borough Engineer, ARH Associates, had submitted proposal #18-0144 for design services for 14th Street in the amount of \$22,870; and,

WHEREAS, the Chief Financial Officer has certified funds are available for this purpose, and will be charged against budget line item 20-165-028; and,

WHEREAS, the total dollar amount of the proposal is based on a reasonable estimate of services required, and the local unit is not obligated to spend the entire amount, but may not exceed stated amount.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Folsom authorizes the Borough Clerk to enter into a contract with **ARH Associates.**, as described herein.

A motion to approve Resolution #2018-70 made by Councilman Hoffman and seconded by Councilman Smith

All in favor.

SOLICITOR’S REPORT: Brian asked the Clerk to forward OEM resolution to the County. Brian asked the Clerk to forward him a copy of the tax assessor resolution. Brian updated Council on the tax appeals. Brian also reported on the Soulsations and Doing it Right, LLC court matters. Brian also reported that the Zoning Official has a concern regarding cut grass and the possibility of updating our grass ordinance. A discussion ensued.

FIRE CHIEF REPORT:

The following incidents occurred in your community during the month of April and May 2018.

April 17 th Responding	Alarm System	Black Horse Pike	20 Members
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April 22 nd Responding	Smoke Invest	Rt322 & Cains Mill	16 Members
April 22 nd Responding	Vehicle Crash	Rt322 & 8th St.	17 Members
April 23 rd	EMS Call	Mays Landing Rd	Squad Responded
May 16 th Responding	Tree in Roadway	Mays Landing Rd	9 Members
May 25 th Responding	Vehicle Crash	Park Ave	16 Members
May 26 th Responding	Assist EMS	Park Ave	17 Members

During the last couple months various training was held, Ems refreshers were also held for those needing it, our yearly scholarship & fight against cancer hoagie sale was held which once again was very successful. New fire gear was ordered to replace the older worn out gear. Members attended a training class on the 9 firefighters killed during a fire in Charleston S.C, along with taking classes at the county fire academy.

Just a reminder anyone needing smoke detectors the Fire Department have them available, so please don't hesitate to ask. Anyone needing them should contact town hall or you can reach us at clfd23.org and we will be glad to get them out. Again, anyone wishing to stop by the station members are there every Tuesday night starting at 7pm. You can also check us out on Facebook or Twitter.

ENGINEER'S REPORT:

NJDOT FY2018 MUNICIPAL AID APPLICATIONS

The Borough submitted an application for the 2018 Road Program, which consists of the following scope of work:

- Resurfacing of 14th Street from Mays Landing Road to the Hammonton Municipal Boundary;
- Resurfacing of 15th Street from Mays Landing Road to Backline Road;
- Resurfacing of Backline Road from 15th Street to Memory Lane;
- Resurfacing of the intersection of 14th Street and Backline Road.

The NJDOT has awarded the Borough **\$282,000** for the 2018 Road Program. I have submitted a proposal to the Clerk for the engineering, surveying, and bidding of the project. I have also included the additional work to finish the construction of the 14th Street and Backline Road intersection. The proposal for our services is for \$22,870. If the Borough chooses to authorize the work, we can begin the surveying within the next two weeks. Action Item: Approve ARH's proposal for the engineering, surveying, and bidding of the 2018 Road Program, in the amount of \$22,870.

INFORMATIONAL ITEMS

CURRENT/NEW PROJECTS

FY 2018 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

Ms. Gatto forwarded a letter from Dennis Levinson, requesting Municipal representation at a meeting on February 20, 2018, to be held by the Atlantic County Urban County Committee. At this meeting, the Atlantic County Improvement Authority provided program information, applications for funding, and a timeline for the Program's implementation. The grant amounts are currently being determined, but the Borough can expect a funding amount typical of years past, which is \$15,000. Based on the CDBG history provided at this meeting, Folsom has a balance of \$24,496.67, and the 2018 allotment would give the Borough \$39,496.67 of available funds. It is my understanding that the Borough wishes to pursue the application submitted by the previous engineer in April 2017. According to Bob McGuigan at the ACIA, no additional application will be required to pursue the Penny Pot Park project. I informed the ACIA of the Borough's intentions and await their response.

LEGACY PROJECTS

NJDOT MUNICIPAL AID PROGRAM: 14TH STREET

Arawak repaired the roadway surface problems on May 22, 2018. They also repaired select areas along the shoulder where the asphalt was breaking away. Our office inspected the work and will continue to monitor it to confirm that the repairs were successful.

*Folsom Borough Engineer's Report page #2
June 12, 2018*

8TH STREET BRIDGE REPAIR

This work is being performed by Atlantic County. I am awaiting an update from the current County project manager

MAYOR'S REPORT: Mayor DeStefano stated that he understands Community Day was a big disappointment but we had to cancel because every forecast showed lightening and storms and we had to look out for the safety of our residents. Mayor DeStefano thanked Patti and Kyle for all their work in putting the Community Day together. Mayor DeStefano received a thank you letter from a Folsom resident who received funds from the Atlantic County Improvement Authority under the home rehabilitation program. Mayor thanked Jake Blazer and the green team for their work on the Community Garden. Mayor reported at the last meeting we approved the ACUA as our new recycling contractor and you can go online or call for a new recycling container. Mayor reported on the Master Plan and that their next step is meeting with the Pinelands. Mayor DeStefano reported on a meeting he attended with Governor Murphy call the Small Town Mayor's Meeting in Chesilhurst. Mayor wished all the Father's a Happy Father's Day and fly your flag on Flag Day.

Councilman Schenker entered at 7:57PM

COUNCIL MEMBER'S REPORTS:

Councilman Kyle Smith: stated that Community day was a bust this year due to the weather but he thanked all the vendors and the FAA for their work. Kyle reported that Shred Day was a success and that National Night Out is Tuesday, August 7, 2018. Councilman Smith congratulated all the students that are graduating and wished a few teachers a Happy Retirement.

Councilman Ken Jantz: urged residents to report any street lights that are out.

Mayor DeStefano thanked resident Diane Eby for the beautiful flags in front of Borough Hall.

Councilman Pagano: absent

Councilman Arena: no report

Councilman Hoffman: reported on the water and plumbing issues at Borough Hall. Councilman Hoffman asked if the Veterans' Memorial Rock that is located at the church possibly be moved to Borough Hall so we may have Memorial Day services here in the future. Jim said he is waiting to hear back from the Church. Jim also stated he would like to see a digital sign someday out front of Borough Hall. A discussion ensued.

Councilman Schenker: thanked the Personnel Committee on an excellent choice for tax assessor and Councilman Schenker welcomed Mr. Johnson. Greg also thanked all the residents who came out and voted in the Primary. Greg thanked them for their support.

Clerk Gatto read a statement from Councilman Pagano who could not attend the meeting. The statement included some concerns and complaints from residents. A discussion ensued on the flooding issue on Park Avenue.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

OPEN TO THE PUBLIC: no comments

PAYMENT OF BILLS IN THE AMOUNT OF: \$221,372.79

A motion to approve payment was made by Councilman Smith and seconded by Councilman Hoffman

Councilman Jantz reported that \$155,677.37 of the bill list went to the School

There was a roll call vote with ayes all.

Councilman Hoffman made motion to proceed with the purchase of an F350 Extended Truck and seconded by Councilman Smith. All in favor.

Councilman Hoffman made a motion for drain cleaning and seconded by Councilman Schenker. All in favor.

Councilman Smith made a motion to approve the payment for well repair and seconded by Councilman Hoffman. All in favor.

Councilman Jantz made a motion to rent a lift for tree cutting seconded by Councilman Schenker. All in favor.

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, July 10, 2018 starting with the workshop meeting at 6:00 pm and continuing immediately thereafter with the regular meeting at Borough Hall, 1700 12th Street, Folsom, NJ.

With no other discussion the meeting was adjourned at 8:21PM.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk

