

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
July 9, 2019**

MEETING CALLED TO ORDER: 6:46PM

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: Conway, Jantz, Arena, Hoffman and Schenker

Also present: Mayor Lou DeStefano, Attorney John Carr and Jen Heller (Vince Poistina & Assoc.)

Absent: Councilman Pagano

APPROVAL OF WORKSHOP MEETING MINUTES FROM June 11, 2019

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

There was a roll call vote with ayes all.

APPROVAL OF THE COUNCIL MEETING MINUTES FROM June 11, 2019

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

There was a roll call with ayes all.

APPROVAL OF EXECUTIVE SESSION MEETING MINUTES FROM June 11, 2019

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

There was a roll call vote with ayes all.

APPROVAL OF THE SPECIAL COUNCIL MEETING MINUTES FROM June 11, 2019

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

There was a roll call vote with ayes all.

MEETING OPEN TO PUBLIC: NO COMMENTS

CLERK'S CORRESPONDENCE:

Next E-Waste is scheduled for Saturday, July 13, 2019 from 8:00AM to 1:00PM at the Borough Garage located on Backline Rd.

ORDINANCES: 07-2019-tabled

RESOLUTIONS:

**BOROUGH OF FOLSOM
RESOLUTION NO. 2019-77**

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR BOROUGH LABOR COUNSEL**

WHEREAS, there Borough of Folsom had a need to engage the services of a Labor Counsel, and;

WHEREAS, the Chief Financial Officer has determined funds are available for this purpose, and

WHEREAS, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised,

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

1. THAT the Mayor and Municipal Clerk are hereby authorized and directed to execute an agreement dated July 9, 2019 with Armando Riccio, address: 7A N. Main St. Medford, NJ 08055
2. THAT this contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law.
3. THAT the term of the contract is from July 9, 2019, to December 31, 2019, and may be amended or extended by the Borough Council as necessary at a rate of \$165.00 per hour
4. THAT a copy of this Resolution shall be published in the Hammonton Gazette as required by law within ten days of its passage

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Folsom authorizes the Township Clerk to enter into a contract with Armando V. Riccio as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution and,

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

1. That a copy of this Resolution is published in the Hammonton Gazette as required by law within ten (10) days of its passage.
2. That the attached certification showing availability of funds and specifying the exact line items appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

A motion to approve Resolution #2019-77 was made by Councilman Arena and seconded by Councilman Schenker

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION NO 2019-78**

A RESOLUTION OF APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NJDOT FOR THE FOLSOM BOROUGH BIKE PATH EXTENSION PROJECT

NOW, THEREFORE, BE IT RESOLVED that Council of Folsom Borough formally approves the grant application for the above state project.

BE IT FURTHER RESOLVED that the Mayor/Council and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2020-Folsom Borough -00038 to the NJDOT on behalf of the Borough of Folsom.

BE IT FURTHER RESOLVED that Mayor/Council and Clerk are hereby authorized to sign the grant agreement on behalf of the Folsom Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

CERTIFIED AS A TRUE COPY OF THE RESOLUTION ADOPTED BY THE COUNCIL ON THE 9TH DAY OF JULY, 2019

A motion to approve Resolution #2019-78 made by Councilman Hoffman and seconded by Councilman Arena

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION NO 2019-79**

A RESOLUTION OF APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NJDOT FOR THE FOLSOM BOROUGH 2020 ROAD PROGRAM

NOW, THEREFORE, BE IT RESOLVED that Council of Folsom Borough formally approves the grant application for the above state project.

BE IT FURTHER RESOLVED that the Mayor/Council and Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Folsom Borough -00422 to the NJDOT on behalf of the Borough of Folsom.

BE IT FURTHER RESOLVED that Mayor/Council and Clerk are hereby authorized to sign the grant agreement on behalf of the Folsom Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

CERTIFIED AS A TRUE COPY OF THE RESOLUTION ADOPTED BY THE COUNCIL ON THE 9TH DAY OF JULY, 2019

A motion to approve Resolution #2019-79 made by Councilman Schenker and seconded by Councilman Conway

There was a roll call vote with ayes all.

**RESOLUTION 2019-80
BOROUGH OF FOLSOM**

A RESOLUTION TO EXTEND THE TAX DUE DATE AND INTEREST ON TAXES

WHEREAS, by the governing body of the Borough of Folsom the third installment of current year taxes shall not be subject to interest until the later of August 1, 2019, the additional interest-free period authorized pursuant to R.S.54: 4-67, or the twenty-fifth calendar day after the date that the tax bill for the third installment was mailed or otherwise delivered.

NOW THEREFORE BE IT RESOLVED that any payment received after the later of August 1, the additional interest-free period authorized pursuant to R.S.54: 4-67, or the twenty-fifth calendar day after the date that the tax bill for the third installment was mailed or otherwise delivered will be charged interest back to August 1, 2019.

A motion to approve Resolution #2019-80 made by Councilman Hoffman and seconded by Councilman Schenker

There was a roll call vote with ayes all.

RESOLUTION 2019-81

**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, July 9, 2019, pertaining to matters contemplated in N.J.S.A. 10:4-12 et seq., and to specifically include a matter under N.J.S.A.10:4-12(7) (8) possible litigation and a personnel matter.

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 Borough Council.

A motion to approve Resolution #2019-81 made by Councilman Hoffman and seconded by Councilman Arena

There was a roll call vote with ayes all.

SOLICITOR’S REPORT: John Carr reviewed his written report he submitted to Council last week. John discussed the land sale, master plan ordinance changes and he explained the process of the executive session.

FIRE CHIEF REPORT:

The following incidents occurred in your community during the month of June 2019.

June 9 th	Dwelling Fire	E. Collings Drive	27 Members Responding
June 16 th	Vehicle Crash	Rt 54 & Rt 561	23 Members Responding
June 28 th	Brush Fire	Rt 322 & 8 th St.	16 Members Responding

June 1st was a big success with the 55th Anniversary of the department along with the dedication and housing of our new engine. On June 14th the members also attended a fun day over at the elementary school for their outdoor end of year games. Training continues we have been really putting the new truck to the test getting everyone familiar with it and making sure there are no problems. We have also been refreshing everyone’s skills with our boat and water rescue equipment. Just a reminder anyone needing smoke detectors should contact the fire department or contact your town hall which can forward the information. Again, we are in the station every

Tuesday night and we encourage folks to stop by and check us out. We also post information on our Facebook page, Twitter and our website clfd123.org.

ENGINEER'S REPORT: (Jen Heller)

Action Items:

FY2020 NJDOT Municipal Aid Applications:

The FY2020 NJDOT Municipal Aid applications are due on July 19, 2019. We will be applying for funding for the FY2020 Municipal Aid to resurface Lake Drive & North Pinewood Drive and for the FY2020 Bikeway grant to connect the federally funded bikeway project (funded through the Transportation Set Aside Program) to the Borough Hall property. The Borough will need to adopt the resolutions authorizing the submission of the applications for the FY2020 funding. ***Council needs to approve Resolutions #78 & #79 on the agenda.***

Current Projects:

FY 2018 Community Development Block Grant (CDBG) Program:

Mr. Herrmann has advised that he has spoken with the Atlantic County Improvement Authority regarding the exercise equipment at Penny Pot Park. The Borough has to obtain several quotes for the equipment and Mr. Herrmann will work with the Borough CFO for purchasing the equipment. This project remains unresolved at this time.

NJDOT FY2018 Municipal Aid Project:

The notice to proceed was issued to the Contractor on July 1, 2019 and the Contractor has 45 days to complete the project. It was anticipated that the project would begin once Mays Landing Road was finished, but there have been delays by the Contractor and work has not yet been started.

NJDOT FY2019 Municipal Aid Project:

We have completed the survey and base mapping of Backline Road for the 2019 Road Program. Design is forthcoming.

Eleventh Street Flooding:

Within the last month, the bottom of the existing swale along Eleventh Street has been cleaned out and water appears to be draining better than it was previously. We will continue to monitor the swale and ensure that the stormwater runoff is not adversely impacting the adjacent properties.

MAYOR'S REPORT: Mayor DeStefano read a letter from Atlantic County Executive Dennis Levinson regarding telemarketer phone call involving senior citizens.

COUNCIL MEMBER'S REPORTS:

Councilman Greg Conway: Greg reported that he has twenty (20) businesses in town that will be willing to advertise in the proposed Folsom newsletter. Greg asked for approval from Council to move forward with this project. Mayor DeStefano asked for a motion continue to the next step. Councilman Hoffman made the motion and Councilman Schenker seconded the motion. All in favor. Greg also asked approval from Council to move forward with a purchase of a boom for the public works department for a safer roadside trimming in the Borough.

Councilman Ken Jantz: Ken asked residents to report any street lights out to the Borough.

Councilman Pagano: absent

Councilman Arena: Charlie updated Council on the Parks & Rec meeting. Charlie stated that Jake Blazer continues to search for grants to repair the tennis and basketball courts. Charlie commented on the new Community Garden sign and stated that the "NO SOFT TOSS" have been installed in the parks. Charlie asked Public Works Superintendent John LaPollo to get a price on repairing the "Welcome to Folsom Borough" sign. Charlie discussed soft cost for the Bike Path & Pedestrian Project.

Councilman Hoffman: Jim informed Council they are getting closer to hiring a plumber. Jim asked Council if the Borough could look into providing an area for kids to play basketball at the Penny Pot Park so they're not in the street.

Councilman Schenker: Greg reminded residents to be safe and keep your eyes open for kids playing.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

OPEN TO THE PUBLIC:

PAYMENT OF BILLS IN THE AMOUNT OF: \$53,651.93

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

There was a roll call vote with ayes all.

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, August 13, 2019 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.

Council entered into an executive session at 7:15PM

Council returned from executive session at 8:09PM

John Carr noted the time Council returned from executive session after discussing a personnel issue related to a Councilman and discussing the Borough of Folsom Efficiency Study report produced by South Jersey Professional Management.

Mayor DeStefano stated that Council approved to have this efficiency study done. Mayor DeStefano reviewed some key issues of the report and discussed some recommendations. Mayor DeStefano reported that no action will be taken at this time until the Hammonton Municipal Joint Court Agreement is settled.

With no other discussion the meeting was adjourned at 8:16PM.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk

