

**MINUTES
BOROUGH OF FOLSOM
RE-ORGANIZATION MEETING
JANUARY 5, 2011**

MEETING CALLED TO ORDER AT 6:34PM

SALUTE TO THE FLAG

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

Judge Frank Raso gave the invocation

ADMINISTERING OATHS OF OFFICE:

Judge Frank Raso administered the oath to:
Councilman Greg Schenker
Councilman Ron Esposito

ROLL CALL: Councilpersons Eckhardt, Gazzara, Schenker, Esposito, and Olive.

Absent: Councilman Kemmerer

Also present: Attorney Mike Fitzgerald

Councilman Schenker was nominated for Council President by Councilman Olive and seconded by Councilman Esposito. There was a roll call vote with ayes all.

RESOLUTIONS:

Consent Agenda: All matters listed under Consent Agenda, are considered to be routine by this Borough Council and will be enacted by one motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

2011-01 A RESOLUTION AUTHORIZING THE ANNUAL SCHEDULE OF WORKSHOP AND REGULAR MEETINGS OF THE BOROUGH OF FOLSOM COUNCIL FOR THE CALENDAR YEAR 2011

BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF FOLSOM as follows:

Workshop and Regular meetings of the Mayor and Council of the Borough of Folsom are to be held at the Municipal Building, 1700 12th Street, Folsom, NJ. The Workshop Meeting will start at 6:30 PM and the Regular Meeting at 7:30 PM according to the following schedule for the period of January 1, 2011 through to December 31, 2011 along with the reorganization meeting of 2012 inclusive:

January 12, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
February 09, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting

March 09, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
April 13, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
May 11, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
June 8, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
July 13, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
August 10, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
September 14, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
October 12, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
November 09, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
December 14, 2011	Wednesday	6:30 PM	1 hour Workshop/Regular Meeting
January 4, 2012	Wednesday	6:30 PM	Reorganization Meeting

NOW, THEREFORE BE IT RESOLVED, the meetings will be advertised in our official newspapers of publication, the Hammonton News and The Press of Atlantic City.

2011-02 A RESOLUTION AUTHORIZING THE RULES THAT APPLY TO ALL MEETINGS

BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom, that in accordance with Chapter 231, Public Law 1975 the following rules will apply to all meetings of the Borough Council during the year 2011.

- 1) Regular meetings will be held on the second Wednesday of each month starting with a workshop at 6:30PM at the Borough Hall and maybe postponed to a later date upon proper approval of the Governing Body.
- 2) The Mayor, for matters of importance, may hold special meetings provided that proper notice is given to all members of the Governing Body at least 48 hours in advance of the Special meeting in accordance with the Open Public meetings Act.
- 3) Notice of all regular and postponed meetings will be given to the Hammonton News at least 48 hours in advance of the meeting date. Special meeting notice will be given as soon as possible. All changes in meeting notices will be posted on the bulletin board at the Borough Hall.
- 4) Emergency meeting of the Governing Body maybe held, however, only the emergency matter may be discussed or acted upon.
- 5) Minutes of all meetings upon adoption will be available for inspection by the public at the Clerk's Office prior to the next regular meeting.
- 6) The Agenda for all regular meetings will be as follows:
 - a) Call meeting to order
 - b) Flag Salute
 - c) Opening Statement
 - d) Roll Call
 - e) Approval of Minutes
 - f) Reports
 - g) Comments of the public
 - h) Correspondence
 - i) Introduction/adoption of Ordinances
 - j) Resolutions
 - k) Reports
 - l) Comments from the public on Reports
 - m) Approval of the bill list
 - n) Adjournment

2011-03 A RESOLUTION APPOINTING AN AUDITOR FOR THE YEAR 2011

WHEREAS, N.J.S.A. 40A:5-4 provides that the Governing Body of every local unit shall cause an annual audit of its books, accounts and financial transactions to be made after the close of the fiscal year and for that purpose shall employ a Registered Municipal Accountant of the State of New Jersey; and

WHEREAS, the Borough of Folsom has procured the audit as a NON-FAIR AND OPEN contract pursuant to the provisions of N.J.S.A 10:44A-20.4 (or 20.5 as appropriate); and

WHEREAS, the Clerk has determined and certified in writing that the value of the contract may exceed **\$17,500**; and,

WHEREAS, the anticipated term of this contract is one year and may be extended as approved by the Governing Body; and

WHEREAS, Swartz & Co., LLC has submitted a proposal dated **December 15, 2010** indicating they will provide the audit for a fee of **\$18,400** and

WHEREAS, Swartz & Co., LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Swartz & Co., LLC has not made any reportable contributions to a political or candidate committee in the Borough of Folsom in the previous one year, and that the contract will prohibit Swartz & Co., LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

The Borough Council authorizes the Mayor to enter into a contract with Robert E. Swartz, CPA, RMA of Swartz & Co., LLC as described herein; and,

That a certified copy of this Resolution be forwarded to the Director of the Division of Local Government Services of the State of New Jersey.

That a copy of this Resolution be published in the Hammonton News, as required by law, within ten (10) days of its passage.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**2011-04 A RESOLUTION AUTHORIZING THE APPOINTMENT OF A
BOROUGH PROSECUTOR**

WHEREAS, there exists a need for a Borough Prosecutor for the Borough of Folsom; and

WHEREAS, the Local Public contracts Law N.J.S.A. 40A: 11 et seq. requires that the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised.

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

1. That the Mayor and Council of the Borough of Folsom are hereby authorized to execute the agreement with Michele Verno, Esq., as Borough Prosecutor, and Elaine Frick Esq., as the alternate Prosecutor, for a term of one year.
2. That said contract in the amount set forth by the attached agreement is awarded without competitive bidding as a “Professional Service” under the Provisions of the Local Public Contracts Law.
3. A copy of this resolution shall be published in the Hammonton News within 10 days of its passage, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

**2011-05 A RESOLUTION AUTHORIZING THE APPOINTMENT OF A
BOROUGH PUBLIC DEFENDER**

WHEREAS, there exists a need for a Borough Public Defender for the Borough of Folsom; and

WHEREAS, the Local Public contracts Law N.J.S.A. 40A:11 et seq. requires that the resolution authorizing the award of contract for “Professional Services” without competitive bids must be publicly advertised.

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

1. That the Mayor and Council of the Borough of Folsom are hereby authorized to execute the agreement with Charles E. Woolson, Esq., Hammonton, New Jersey, for a term of one year.
2. That said contract in the amount set forth by the attached agreement is awarded without competitive bidding as a “Professional Service” under the Provisions of the Local Public Contracts Law.
3. A copy of this resolution shall be published in the Hammonton News within 10 days of its passage, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

**2011-06 A RESOLUTION DESIGNATING BANKS AND SIGNATORIES FOR
THE BOROUGH OF FOLSOM**

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution pass by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state;

NOW, THEREFORE, BE IT RESOLVED, on the January 5th 2011, by the Council of the Borough of Folsom, County of Atlantic, and State of New Jersey, that:

Sun Bank, TD Bank, Select Bank and Wachovia Bank

and/or any banking institution licensed to do business in the State of New Jersey or federally be and are hereby designated as depositories for the Borough of Folsom for the year 2011.

Prior to the deposit of any municipal funds in the above mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

BE IT RESOLVED, by the Council of the Borough of Folsom that the following Borough Officials are hereby authorized to sign checks, withdrawal slips and initiate electronic file transfers. The primary governmental accounts require the original signature of the Chief Financial Officer, countersigned by two of the following: the Municipal Clerk, Mayor or Council President. These accounts include the following: Current Account, Community Events Account, Dog License Trust, Escrow Review Trust, Unemployment Trust, Capital Account, and Small Cities Account.

Dawn Stollenwerk, Chief Financial Officer
Paula Bradley, Municipal Clerk
Thomas Ballistreri, Mayor
Ron Esposito, Council President

The Payroll Account requires the signatures of the Chief Financial Officer, Municipal Clerk and Mayor. Laser and electronic signatures are permitted on payroll checks and payroll tax forms.

BE IT FURTHER RESOLVED, the following officials are authorized to initiate transactions on the following trust and operational accounts:

TTL Redemption Account: Tax Collector, Bertha Cappuccio
Chief Financial Officer, Dawn Stollenwerk

Construction Official's Account: Chief Financial Officer, Dawn Stollenwerk
(2 of 3 signatures) Municipal Clerk, Paula Bradley
Construction Official, Patrick Newton

BE IT FURTHER RESOLVED, that signature cards with the signatures of the authorized officials be forwarded to all Township Depositories.

2011-07 A RESOLUTION ADOPTING THE CASH MANAGEMENT PLAN FOR THE BOROUGH OF FOLSOM

WHEREAS, it is the desire of the Council of the Borough of Folsom to adopt a cash management plan in accordance with N.J.S.A. 40A: 5-14; and

WHEREAS, the Borough is authorized to invest idle funds in accordance with N.J.S.A.5: 15-1, as well as the following Governmental Unit Depository Protection Act (GUDPA) approved banks;

WHEREAS, the Chief Financial Officer will provide the Governing Body with a monthly report that summarizes:

1. All investments made or redeemed over the past month
2. Each Organization holding local unit funds
3. The amount of securities purchased, book value, earned income, fees incurred, and market value of all investments as of the report date and;
4. Other information that the governing body may request

WHEREAS, provided that local unit funds are deposited or invested as designated or authorized by this cash management plan, the Chief Financial Officer is relieved of any liability for any loss of such monies due to the insolvency of closing of any depository designed by or for the decrease in value of any investment authorized by the cash management plan;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom that Sun Bank, TD Bank, Select Bank and Wachovia Bank be and the same are hereby designated the official Depositories of the Borough of Folsom; and

BE IT RESOLVED, that the above cash management plan be adopted by the Borough of Folsom, County of Atlantic, State of New Jersey effective for the 2011 calendar year.

2011-08 A RESOLUTION AUTHORIZING A RATE OF INTEREST FOR NON-PAYMENT OF TAXES

WHEREAS, N.J.S.A. 54: 5-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or discount for the payment of taxes as provided by law.

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

The Tax Collector is hereby authorized and directed to charge eight percent (8%) per annum on the first \$1,500.00 of taxes becoming delinquent as due date and eighteen percent (18%) per annum on any amount of taxes in excess of \$1,500.00 becoming delinquent after the due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of six percent (6%) shall be charged against the delinquency.

There will be a ten (10) day grace period of quarterly tax payments made by cash, check, or money order. If payments are not received within the grace period, interest is then calculated from the date when the payment was originally due, until the date of actual payment.

2011-09 A RESOLUTION LISTING THE LEGAL HOLIDAYS FOR THE BOROUGH

WHEREAS, the following days will be observed in the borough and for the convenience of the residents the list of holidays are:

New Year's Day (2012)	Monday	January 2, 2012
Martin Luther King's Birthday	Monday	January 17, 2011
President's Day	Monday	February 21, 2011
Good Friday	Friday	April 22, 2011
Memorial Day	Monday	May 30, 2011
Independence Day	Monday	July 4, 2011
Labor Day	Monday	September 5, 2011
Columbus Day	Monday	October 10, 2011
General Election Day	Tuesday	November 8, 2011
Veteran's Day	Friday	November 11, 2011
Thanksgiving Day	Thursday	November 24, 2011
Day after Thanksgiving	Friday	November 25, 2011
Christmas Eve	Friday	December 23, 2011
Christmas Day	Monday	December 26, 2011

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Folsom, County of Atlantic, state of New Jersey.

2011-10 A RESOLUTION DESIGNATING THE OFFICIAL NEWSPAPERS FOR THE BOROUGH OF FOLSOM

BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom that, namely

**THE HAMMONTON NEWS
THE PRESS OF ATLANTIC CITY**

be and are hereby designated as the Official Newspapers of the Borough of Folsom for the publication of such Legal Notices as shall be required during the year 2011.

2011-11 A RESOLUTION ESTABLISHING A MILEAGE RATE FOR AUTOMOBILE USE

WHEREAS, the Borough of Folsom has previously established a mileage allowance to reimburse its employees, officers, and agents for employment connected business use of personal automobiles in accordance with the rate allowed by the Internal Revenue Service; and

WHEREAS, the Internal Revenue Service has announced that for business use the mileage allowance is now increased to 51 cents per mile (Adv Rev Proc 99-38, Sec.5.01): and

WHEREAS, the mileage allowance is intended to reimburse all vehicle related expenses including maintenance, repairs, tire, gas, oil, insurance, license, and registration fees, but not including parking fees and tolls which may be separately reimbursed when appropriate.

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

1. The Mayor and Council of the Borough of Folsom do hereby establish 51 cents per mile as the rate for reimbursement of employment related use of personnel automobiles in accordance with applicable guidelines and standards for such use and reimbursement.
2. The mileage rate of 51 cents shall be effective immediately and shall apply to all outstanding and future reimbursement payments to be made by the Borough.
3. A mileage rate of 51 cents shall remain in effect for the year 2011 and until revised by the Borough, but in no event shall the mileage paid by the Borough exceed the then applicable maximum mileage rate allowed by the Internal Revenue Service.

**2011-12 RESOLUTION CONFIRMING MEETINGS OF BOROUGH
 COMMITTEES FOR THE YEAR 2011**

**BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF FOLSOM, COUNTY
OF ATLANTIC AND STATE OF NEW JERSEY, THAT**

- 1) The dates, times and places of meetings of Folsom Boards and Committees shall be as follows:

Environmental Committee	1 st Thursday	7:30 pm
Planning/Zoning Board	3 rd Wednesday	7:00 pm
Shade Tree	2 nd Tuesday	6:30 pm
Park Commission	2 nd Tuesday	7:30 pm
Council Meetings	2 nd Wednesday	6:30 pm
Historical Society	2 nd Monday	7:30 pm
Drug Alliance	4 th Tuesday	7:00 pm

- 2) This Resolution shall be viewed on Channel 9, of the Borough of Folsom, and a copy shall remain posted in the Lobby of the Borough Hall.
- 3) This Resolution is effective immediately.

**2011-13 A RESOLUTION RENEWING THE CONTRACT FOR A PEST
MANAGEMENT SERVICE FOR BOROUGH HALL**

WHEREAS, there is a need for a pest management service at the Borough Hall in the Borough of Folsom; and

WHEREAS, this service will be performed on a quarterly basis at the borough hall and the borough garage for the cost of \$95.00 per service quarterly with the expiration of December 31, 2011.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom that Southern Pest Control is hereby awarded the contract for pest management, and shall be available for public inspection in the office of the Folsom Municipal Clerk.

**2011-14 A RESOLUTION AWARDED A CONTRACT FOR THE CLEANING OF
BOROUGH HALL**

WHEREAS, there is a need for a cleaning service at the Borough Hall in the Borough of Folsom; and

WHEREAS, the amount of the Bid submitted by G & P Floor Maintenance is \$60.00 per week, with the expiration date of December 31, 2011.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom, that G & P Floor Maintenance is hereby awarded the contract for the Cleaning of Borough Hall, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

**2011-15 A RESOLUTION AUTHORIZING THE APPOINTMENT OF A
BOND COUNSEL**

WHEREAS, there exists a need for Bond Counsel for the Borough of Folsom; and

WHEREAS, the Local Public contracts Law N.J.S.A. 40A: 11 et seq. requires that the resolution authorizing the award of contract for “Professional Services” without competitive bids must be publicly advertised.

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

1. That the Mayor and Borough Council of the Borough of Folsom are hereby authorized to execute the agreement with Joel M. Fleishman from Fleishman, Daniels Law Offices, 1001 Tilton Road, Suite 203, PO Box 55, Northfield, NJ 08225 for the year 2011.
2. That said contract in the amount set forth by the conditions set forth in the attached contract is awarded without competitive bidding as a “Professional Service” under the Provisions of the Local Public Contracts Law.

3. A copy of this resolution shall be published in the Hammonton News within 10 days of its passage, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

2011-16 A RESOLUTION TO APPOINT COMMISSION APPOINTMENTS FOR 2011

Planning/Zoning Board	3 year	Joel Spiegel	12/31/12
	3 year	Rich Levey	12/31/11
	3 year	Charles Pitale	12/31/13
	3 year	Harold Parker	12/31/12
	3 year	Joe Pino	12/31/12
	3 year	Glen Smith	12/31/11

Alternate I	2 year	John Hehre	12/31/11
Alternate II	1 year	Michael Yip	12/31/11
Class I	1 year	Tom Ballistreri	12/31/11
Class II	1 year	Gary Kemmerer	12/31/11
Class III	1 year	John LaPollo	12/31/11

Environmental Commission

Chairman	3 year	Joel Spiegel	12/31/13
	3 year	Joe Haug	12/31/13
	3 year	Charles Pitale	12/31/11
	3 year	Keith Killian	12/31/11
	3 year	Greg Conway	12/31/13

Advisory Panel

Class I	3 year	Tom Ballistreri	12/31/13
Class II	3 year	Greg Schenker	12/31/13

Park Commission

Chairman	5 year	Joe Pino	12/31/14
	5 year	Mike Earling	12/31/15
	5 year	Ron Esposito	12/31/15
	5 year	Vacant	12/31/15
	5 year	Joe DeMeglio	12/31/15
Council Rep.	5 year	Matt Olive	12/31/15
Council Rep.	5 year	George Eckhardt	12/31/15

Shade Tree Commission

Chairman	3 year	Jack Anastasia	12/31/13
	3 year	Charles Pitale	12/31/13
	3 year	Pam Costa	12/31/13
	3 year	Harold Parker	12/31/13
Council Rep.	1 year	George Eckhardt	12/31/11
	1 year	Greg Schenker	12/31/11

Emergency Management

Coordinator	3 year	Tom Ballistreri	12/31/13
Deputy Coordinator	3 year	John LaPollo	12/31/13
Emergency Management Council	3 year	Mike Veneziani	12/31/13
	3 year	Ronald Esposito	12/31/13
	3 year	George Eckhardt	12/31/13
	3 year	Dave Cappuccio	12/31/13
	3 year	Gary Kemmerer	12/31/13
	3 year	Matthew Olive	12/31/13
	3 year	Jack Anastasia	12/31/13
	3 year	Greg Schenker	12/31/13
3 year	Larry Smith	12/31/13	
Recycling Coordinator	1 year	John LaPollo	12/31/11
Animal Control	3 year	Tri County	12/31/13
Zoning Officer	1 year	John LaPollo	12/31/11

NOW, THEREFORE BE IT RESOLVED, that the foregoing appointments were adopted at the regular meeting of Mayor and Council on January 5, 2011 in the Borough of Folsom, County of Atlantic, State of New Jersey.

2011-17 A RESOLUTION REMINDING THE PUBLIC OF THE TIME CAPSULE IN BOROUGH HALL AND ENSURING IT TO BE OPENED IN THE YEAR 2056

WHEREAS, there is a need to provide an annual reminder to the residents of Folsom that a Time Capsule exists within Borough Hall and has an opening date; and

WHEREAS, the Mayor and Council request a Resolution be drafted every year as a reminder for the opening of the Time Capsule in the year 2056, month of May.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom hereby reminds the residents of the Folsom that the Time Capsule is located in the Borough of Folsom Municipal Hall, 1700 12th Street, Folsom, New Jersey and is to be opened in 2056 in the month of May.

2011-18 A RESOLUTION AUTHORIZING AN AGREEMENT FOR LEGAL SERVICES FROM FITZGERALD & MCGROARTY, P.A.

WHEREAS, there exists a need for legal services to be provided to the Borough for the handling of litigation and similar matters and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11 et seq. requires that the resolution authorizing the award of contract for “Professional Services” without competitive bids must be publicly advertised.

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

1. That the Mayor and Borough Council of the Borough of Folsom are hereby authorized to execute the agreement with the law firm of Fitzgerald & McGroarty, P.A., for a term of one year in accordance with N.J.S.A. 40A:9-139.
2. That said contract in the amount set forth by the attached agreement is awarded without competitive bidding as a “Professional Service” under the Provisions of the Local Public Contracts Law.
3. A copy of this Resolution shall be published in the Hammonton News within 10 days of its passage, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

**2011-19 A RESOLUTION AUTHORIZING THE APPOINTMENT OF
MICHAEL J. FITZGERALD, ESQUIRE, AS
MUNICIPAL ATTORNEY FOR THE BOROUGH OF FOLSOM**

WHEREAS, N.J.S.A. 40A:9-139 requires that every municipality appoint a municipal attorney.

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

1. That the Mayor and Borough Council of the Borough of Folsom are hereby authorized to execute the agreement with Michael J. Fitzgerald, Esquire, for a term of one year in accordance with N.J.S.A. 40A:9-139.
2. A copy of this Resolution shall be published in the Hammonton News within 10 days of its passage, and shall be available for public inspection along with the contract in the office of the Folsom Municipal Clerk.

2011-20 A RESOLUTION TO CONTRACT ANIMAL CONTROL SERVICES

WHEREAS, the Mayor and Council desires to maintain regular inspection patrols of the Borough of Folsom for animal control, and

WHEREAS, the proposal for professional services contract term of three (3) years overall, in accordance with the proposal submitted, the current contract for the borough expired on December 31, 2010, and

WHEREAS, in the event Atlantic County decides to incorporate Animal Control as a shared service the remainder of the contract is void with a 30 day notice.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Folsom, County of Atlantic and State of New Jersey, enter into a contract with Tri County Animal Control Services of Tuckahoe, NJ commencing January 1, 2011 and extending through December 31, 2013 for the amount of \$600.00 or \$7,200.00 per year with the optional service of the annual dog/cat census for \$2.50 per animal.

2011-23 A RESOLUTION TO APPOINT A RISK MANAGEMENT CONSULTANT FOR THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Borough of Folsom is a member of the **Atlantic County Municipal Joint Insurance Fund**, a self insurance pooling fund, and;

WHEREAS, the Bylaws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the Bylaws and;

WHEREAS, the Bylaws indicate a fee not to exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body and;

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the governing body of the Borough of Folsom does hereby appoint Maran Corporate Risk Associates as its Risk Management Consultant in accordance with 40A:11-5 and;

BE IT FURTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5 (1), (a), (i).

2011-22 A RESOLUTION AUTHORIZING THE APPOINTMENT OF A PHYSICIAN FOR THE BOROUGH OF FOLSOM FOR THE YEAR OF 2011

WHEREAS, there exists a need for a Physician for the Borough of Folsom; and

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

1. That the Mayor and Council of the Borough of Folsom hereby authorize the appointment of Atlantic Care as the Borough Physician for the 2011 year.

2010-23 A RESOLUTION TO DESIGNATE AN AMBULANCE/RESCUE SERVICE AGREEMENT

WHEREAS, IT IS AGREED by and between the Borough of Folsom, 1700 12th Street, Folsom, NJ and the Hammonton Rescue Squad, Inc. a non-profit corporation located at 300 South Egg Harbor Road, Hammonton, NJ in consideration of the mutual covenants and conditions contained herein as follows:

1. The Hammonton Rescue Squad shall provide and supply to the Borough of Folsom and all of its residents and visitors, ambulance and rescue services which shall be provided in a reliable and professional manner.
2. The coverage area is defined as all locations within the borders of the Borough of Folsom.

3. All Folsom households in the coverage area set forth in paragraph 2 above shall be considered to be subscribers in the 2011 Subscription Plan of the Hammonton Rescue Squad or any subsequent years Subscription Plan for the term of this contract or any renewal term of this contract.
4. The ambulance and rescue services provided will be available 24 hours a day, 7 days a week during the term of this contract, barring any situation or occurrence not under control of the Hammonton Rescue Squad. All services shall be performed in accordance and acceptable to the State of New Jersey standards and practices.
5. The Borough of Folsom shall pay the sum of \$2,000.00 for a one year contract, payable in semi-annual payments of \$1,000.00 on January 15th and July 15th.
6. The term of this contract shall be from and commence on January 1, 2011 and shall continue through the first week in January 2012 and may be extended by written agreement of the parties. Cancellation of this contract is subject to 90 days notice.
7. The laws of the State of New Jersey shall govern the terms of this contract.
8. The Hammonton Rescue Squad shall be responsible for the training of its personnel according to OSHA, PEOSH and other state and federal regulations. The Hammonton Rescue Squad shall provide normal ambulance and rescue equipment and supplies for the ambulance. All ambulances used for primary response to the Borough of Folsom shall be inspected and licensed by the New Jersey Department of Health, and shall be capable of providing EMT-Defibrillation level services.
9. This agreement may not be altered, modified or amended except in writing and properly executed by the parties hereto.
10. The Borough of Folsom shall be responsible for notifying the appropriate law enforcement and dispatch agencies of this agreement.
11. The Hammonton Rescue Squad will provide the Borough of Folsom the appropriate Certificates of Insurance, as requested.

2011-24 APPOINTMENT OF ACTING MUNICIPAL CLERK

WHEREAS, the office of the Municipal Clerk became vacant as of October 29, 2010 as a result of the resignation of Registered Clerk Gail Macera, and

WHEREAS, Paula Bradley has expressed a willingness to serve and meets the qualifications of an Acting Municipal Clerk per N.J.S.A. 40A: 9-133.1 and,

NOW, THEREFORE BE IT RESOLVED, that Paula Bradley be appointed as the Borough of Folsom's Acting Municipal Clerk for a one year term commencing January 5, 2011.

2011-25 A RESOLUTION APPOINTING A REGISTRAR OF VITAL STATISTICS

WHEREAS, there is a need for the appointment of Registrar of Vital Statistics; and

WHEREAS, Paula Bradley meets the qualifications and has indicated a willingness to serve in such position; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom that Paula Bradley is hereby appointed Registrar of Vital Statistics, in and for the Borough of Folsom, for a one year term commencing January 5, 2011.

2011-26 A RESOLUTION APPOINTING A DEPUTY REGISTRAR OF VITAL STATISTICS

WHEREAS, there is a need for the appointment of Deputy Registrar of Vital Statistics; and

WHEREAS, Sherri Thompson, has indicated a willingness to serve in such position.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom that Sherri Thompson is hereby appointed Deputy Registrar of Vital Statistics, in and for the Borough of Folsom, for a three year term commencing January 5, 2011 and ending December 31, 2013.

A motion to approve was made by Councilman Esposito and Seconded by Councilman Eckhardt to approve resolutions 2011-01 through 2011-26. There was a roll call vote with ayes all.

Councilman Kemmerer joined Mayor and Council at

MAYOR'S COMMENTS: Mayor Ballistreri discussed his position as Mayor and stated that is similar to the CEO of a company. He expressed that his job as Mayor is made easier by the good employees of the Borough. He further expressed that the residents of Folsom should be proud of what they have here as the Borough is well positioned to deal with the two percent cap that will be imposed by the State. He also conveyed that the Governing Body has always prioritized spending. He indicated that one fulltime position has been changed to part-time. He added with respect to the cap and possible financial cut backs that there should be no effect on services provided to residents. He finished his address by conveying an emphatic thank you to all of the Borough employees and professionals.

COUNCIL MEMBER'S COMMENTS:

Councilman Eckhardt thanked everyone for coming out. He stated that we have a great group of people sitting up on the dais. He expressed that everyone works well together and that he is looking forward to working with them another year.

Councilman Gazzara concurred with Councilman Eckhardt and restated that he is looking forward to working with everyone in the upcoming year.

Council President Schenker thanked the voters for their support in the November election. He further thanked fellow council members for their support in appointing him Council President.

Councilman Kemmerer joined Mayor and Council at 6:51pm.

Councilman Esposito stated that it is a great honor to take the oath for Council. He recognized and conveyed that Folsom is built on a great foundation. He continued the communicated that in Folsom's past history the employees, volunteers and council members have done a great job to get the Borough where it is today. He finished by stating that it is our job to keep this going.

Councilman Olive congratulated Councilmen Schenker and Esposito on their election. He conveyed that they are great assets to Borough. He further stated that the members of Council pull together to deal with issues of the Borough. He also thanked Judge Raso for his eloquent invocation.

Councilman Kemmerer congratulated Councilmen Schenker and Esposito on their election. He also conveyed that they are great assets to Borough. He also thanked the Borough professionals. He reminded the public that all the members of the Governing Body run this municipality like a business with the resident's best interest in mind.

Next regular meeting of council will be held on January 12, 2011 at 6:30 pm starting with a one hour workshop meeting and continuing with the regular meeting at 7:30 pm in Borough Hall, 1700 12th Street, Folsom, NJ.

The meeting was adjourned with a motion from Councilman Olive and a second from Councilman Schenker.

Respectfully Submitted,

Paula Bradley
Acting Municipal Clerk