

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES (revised)
February 14, 2017**

MEETING CALLED TO ORDER: 7:28 PM

SALUTE TO THE FLAG LED BY Mayor DeStefano

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

ROLL CALL: Councilpersons: Smith, Jantz, Pagano, Arena, Hoffman and Schenker

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

APPROVAL OF THE RE-ORGANIZATION MINUTES FROM January 4, 2017

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

There was a roll call vote with ayes all.

APPROVAL OF THE WORKSHOP MINUTES January 11, 2017

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

There was a roll call vote with ayes all.

APPROVAL OF THE MINUTES FROM January 11, 2017

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

There was a roll call vote with ayes all.

APPROVAL OF THE EXECUTIVE SESSION MINUTES FROM January 11, 2017

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

There was a roll call vote with ayes all.

Mayor DeStefano presented an award to Joel Spiegel for “2016 Citizen of the Year” for his many years of service to the Borough of Folsom and its residents.

Lt. Mitten from the New Jersey State Police, Buena Barracks was here this evening to speak to Mayor and Council on various topics. Lt. Mitten thanked Council for passing the Ordinance with regards to the Wawa at Cains Mill Rd. and Rt 322. Lt. Mitten also reported that the NJDOT authorized a traffic regulation order prohibiting left turns out of the Wawa heading west on Rt 322. Signs will also be installed and Wawa has agreed to alter their parking lot to stop people from making left hand turns.

Lt. Mitten reported that Conrail has invited the Borough along with the State Police to a meeting at the 14th Street railroad tracks on March 2, 2017 at 11:00am for an assessment of the tracks.

Lt. Mitten gave his quarterly Borough report. Lt. Mitten reported that they did a traffic speed survey on 14th Street for approximately two weeks and the speeds recorded were not that high. Lt. Mitten stated that if any residents have concerns regarding speeding they should contact him at extension 3400.

Lt. Mitten stated that the false alarm calls have been reduced since the Borough passed the False Alarm Ordinance.

Councilman Smith asked Lt. Mitten to attend our National Night Out that is in the planning stages.

Councilman Schenker stated that he received some complaints from residents regarding speeding on E. Collings Drive and could they do a traffic survey there. Lt. Mitten stated that for a 25mph zone they don't need the survey he will just add more detail out there.

MEETING OPEN TO PUBLIC: NO COMMENTS

CLERK'S CORRESPONDENCE:

Borough Hall offices will be closed on February 20, 2017 in observance of Presidents' Day.

Free Rabies Clinic will be held on March 18, 2017 from 9:00AM until 11:00AM at the Borough Hall Garage. We will be renewing dog/cat licenses at the Clinic.

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

Borough Clerk Gatto informed residents that Assemblyman Vince Mazzeo will be at our next Council meeting to talk with residents. He will be starting at 5:30PM.

RESOLUTION:

RESOLUTION 2017-46

**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, February 14, 2017, pertaining to three (3) separate matters contemplated in N.J.S.A. 10:4-12 et seq., and to specifically include anticipated litigation under N.J.S.A.10:4-12(b)(7); as well as three (3) employment matters under N.J.S.A. 10:4-12(b)(8).

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

A motion to approve Resolution #2017-46 was made by Councilman Schenker and seconded by Councilman Hoffman.

There was a roll call vote with ayes all.

Mayor and Council entered into executive session at 7:48PM.

Mayor and Council returned from executive session at 9:13PM

Mayor and Council discussed the retirement of Patrick Newton and what the next step is for the Borough regarding his replacement. Mayor DeStefano stated that it is rare for one individual to hold three (3) licenses like Mr. Newton does. Mayor DeStefano stated that he would like to go with a six (6) month shared service agreement with an adjoining town to see how that works out or with the State of New Jersey. Mayor DeStefano stated that Pat's retirement is April 30, 2017. Councilman Schenker suggested we find out what our options are with the State providing the inspections. Councilman Smith stated we should explore all options and see what works best for the Borough.

Brian Lozuke suggested that anything we do with the State is going to take some time and the more prudent course of action would be to explore a local shared service agreement on a temporary basis.

Councilman Schenker suggested that a Committee be formed to do the research. It was decided that it would be Councilman Hoffman and Councilman Schenker .

The next topic of discussion was the employment status of the Construction Secretary Susan Carroll from part-time to a full-time position. Council had all positive reviews and everyone was in favor of a full time position.

ORDINANCES: (Second Reading/Adoption)

**BOROUGH OF FOLSOM
ORDINANCE #01-2017**

SPECIAL EMERGENCY AUTHORIZATION TO FUND REVALUATION PROGRAM

AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURUSANT TO N.J.S.A. 40A:4-53(a) TO FUND THE COSTS ASSOCIATED WITH THE EXECUTION OF A COMPLETE PROGRAM OF REVUATION OF REAL PROPERTY FOR THE BOROUGH OF FOLSOM, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

Whereas, the Borough of Folsom, County of Atlantic, New Jersey (“Borough”) has determined that it is necessary to prepare and execute a compete program of revaluation of real property for use by the Borough Tax Assessor and the Atlantic County Board of Taxation; and

Whereas, the amount to be appropriated by the Borough for the purpose described above is \$80,000.00 which amount shall be deemed a special emergency appropriation as defined and provided for in the Local Budget Law, *N.J.S.A. 40A:40-1 et. seq.*; and

Whereas, it is the desire of the Borough Council to adopt an ordinance to create said special emergency appropriation.

Now, Therefore, Be It Resolved by the Borough Council of the Borough of Folsom, County of Atlantic, New Jersey, pursuant to Local Budget Law as follows:

SECTION 1: There is hereby appropriated, pursuant to N.J.S.A 40A:4-53(a) the sum of \$80,000.00 appropriated for the revaluation project, as further described in the preamble of this ordinance.

SECTION 2: Said emergency appropriation shall be financed from surplus funds currently available or from borrowed funds, pursuant to N.J.S.A. 40A:4-55; provided, however at least one-fifth (1/5th) of said amount shall be included in each succeeding annual budget until the appropriation has been fully provided for.

SECTION 3: That a certified copy of this Ordinance as finally adopted, shall be filed by the Borough Clerk with the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs.

SECTION 4: This ordinance shall be effective after final passage and publication as provided by law.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Borough Council in the Borough of Folsom, County of Atlantic and State of New Jersey, held on January 11, 2017 and said Ordinance was approved for final adoption at a public hearing held in the Borough of Folsom Municipal Building, 1700 12th St., Folsom, NJ on February 14, at 6:00 P.M.

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

NO PUBLIC COMMENT

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
ORDINANCE 02-2017**

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

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

SECTION 1. The annual salaries and compensation for the various Borough officials, officers, and employees of the Borough of Folsom, listed below, shall be as follows for calendar year 2017:

Salaried Positions

Borough Clerk	\$25,000	-	\$50,000
Building Sub-Code Official	\$1,000	-	\$4,500
Chief Financial Officer	\$4,000	-	\$16,000
Construction Official	\$2,500	-	\$10,000
Council Member	\$1,700	-	\$3,000
Court Administrator	\$20,000	-	\$50,000
Deputy Emergency Management Coordinator	\$500	-	\$1,500
Electrical Sub-Code Official	\$1,000	-	\$5,000
Emergency Management Coordinator	\$500	-	\$1,500
Fire Safety Officer	\$1,000	-	\$2,000
Fire Sub-Code Official	\$1,000	-	\$5,000
Judge (based on 24 sessions annually)	\$1.00	-	\$12,000
Additional sessions (maximum 4)	\$350 per		Session
Mayor	\$2,200	-	\$4,000
Plumbing Sub-Code Official	\$1,000	-	\$5,000
Tax Assessor	\$6,500	-	\$15,000
Tax Collector	\$6,500	-	\$17,000
Zoning Officer	\$1,800	-	\$4,500

Hourly Positions:

Administrative Assistant	\$8.38	-	\$14.50
Deputy Clerk	\$10.00	-	\$14.50
Deputy Court Administrator	\$8.50	-	\$14.50
Municipal Administrative Asst	\$25.00	-	\$75.00 per session
Part-time Laborer	\$9.00	-	\$12.50
Public Works Laborer	\$9.00	-	\$20.00
Supervisor Public Works	\$10.00	-	\$26.00
UCC Technical Asst/Planning & Zoning	\$10.00	-	\$14.50

Secretary
Interpreter

\$25.00 - \$50.00 per
session

SECTION II. The salaries and wages hereby established shall be on a bi-weekly basis with the exception of Mayor and Council, which shall be quarterly, unless otherwise specified.

SECTION III. The provisions of this Ordinance shall be retroactive to January 1, 2017, and shall apply to employees continually employed since January 1, 2017.

SECTION IV. Any Ordinance or part of an Ordinance inconsistent with this Ordinance is hereby repealed to the extent of such inconsistency.

SECTION V. This Ordinance shall become effective immediately upon final passage and publication according to law.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Borough Council in the Borough of Folsom, County of Atlantic and State of New Jersey, held on February 14, 2017. Said Ordinance was approved for final adoption at a public hearing held in the Borough of Folsom Municipal Building, 1700 12th St., Folsom, NJ on March 14, 2017 at 6:00 P.M.

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

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
ORDINANCE 03-2017**

CALENDAR YEAR 2017

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK**

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Folsom in the County of Atlantic finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$34,461.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Folsom, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Borough of Folsom shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$1,109,351 and that the CY 2017 municipal budget for the Borough of Folsom be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Borough Council in the Borough of Folsom, County of Atlantic and State of New Jersey, held **on February 14, 2017 and said Ordinance was approved for final adoption at a public hearing held in the Borough of Folsom Municipal Building, 1700 12th St., Folsom, NJ on March 14, 2017 at 6:00 P.M.**

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

There was a roll call vote with ayes all.

RESOLUTIONS:

**RESOLUTION 2017-35
BOROUGH OF FOLSOM**

A RESOLUTION APPROVING THE FILING OF THE 2016 RECYCLING TONNAGE GRANT

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

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection had promulgated recycling

regulations to implement the Mandatory Source Separation and Recycling Act; and

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

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants (for calendar year 2016) will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough of Folsom to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulation; and

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

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

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

A motion to approve Resolution #2017-35 was made by Councilman Schenker and seconded by Councilman Hoffman.

There was a roll call vote with ayes all.

RESOLUTION 2017-36

RESOLUTION CONFIRMING THE SALE OF MUNICIPAL REALTY

WHEREAS, the Borough has heretofore invited and received bids, at public auction, on January 9, 2017 for the sale of Block 301, Lots 16-18 pursuant to N.J.S.A. 40A:12-13, et. seq.; and; and

WHEREAS, a single bid at the minimum sale price of One Hundred Seventy Nine Thousand Nine Hundred (\$179,900.00) Dollars was received, at auction, for the parcels situate at and known as Block 301, Lots 16-18 of the municipal tax maps; and

WHEREAS, the aforesaid bid is determined by the Solicitor to be appropriate and consistent with N.J.S.A. 40A:12-13, et seq;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Folsom, with the Mayor concurring, that the sale of Block 301, Lots 16-18 at the minimum price bid of One Hundred Seventy Nine Thousand Nine Hundred (\$179,900.00) Dollars to the

successful auction bidder be and is hereby confirmed and authorized and the Solicitor be and is hereby directed to prepare such documents necessary or convenient to accomplish transfer of title and the proper officers of the Borough be and are hereby authorized to sign such documents on behalf of the Borough of Folsom.

A motion to approve Resolution #2017-36 was made by Councilman Arena and seconded by Councilman Hoffman

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

**BOROUGH OF FOLSOM
RESOLUTION -2017-37**

**RESOLUTION AUTHORIZING A SHARED
SERVICES AGREEMENT WITH THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
FOR PARTICIPATION IN A
REGISTRATION PROGRAM FOR ABANDONED
AND VACANT PROPERTIES**

WHEREAS, the Atlantic County Improvement Authority has established a County-Wide Registration Program administered by Community Champions Corporation that will identify and register abandoned properties and collect registration fees pursuant to Municipal Ordinance; and

WHEREAS, this program shall also serve to provide information regarding the persons or entities responsible for the maintenance and repair of such properties pursuant to terms of the Municipal Ordinances of the participants; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq authorizes municipalities and counties to engage in this type of Shared Services Agreement; and

WHEREAS, the Borough of Folsom has determined that its participation in this Shared Services arrangement provides a valuable benefit to the Borough both as an administrative aid toward enforcement of its Municipal Ordinances and as a means to substantially reduce the costs associated with the identification of abandoned properties and the enforcement of obligations of property owners or other persons or entities responsible for the maintenance and repair of such properties.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Folsom that the attached Shared Services Agreement by and between the Borough and the Atlantic County Improvement Authority is hereby approved and authorized.

A motion to approve Resolution #2017-37 was made by Councilman Pagano and seconded by Councilman Hoffman

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION #2017-38**

**AWARD OF CONTRACT FOR PROFESSIONAL SERVICES FOR A REVALUATION
FIRM FOR ASSESSMENT PURPOSES IN THE BOROUGH OF FOLSOM, VALUES
ARE TO BE AS OF OCTOBER 1, 2017 FOR USE IN THE YEAR 2018**

WHEREAS, the Purchasing Agent of the Borough of Folsom did advertise for the receipt of proposals for the revaluation of real property in the Borough of Folsom in accordance with the RFP on file in the Clerk's Office; and

WHEREAS, the Chief Financial Officer/QPA did receive proposals on November 16, 2017 until 10:00 a.m. in the Borough of Folsom Municipal Building, and

WHEREAS, the proposal submitted by Vital Communications Inc., 900 S. Broad St. Trenton, NJ 08611 was deemed the most advantageous to the Borough, price and other factors considered; an

WHEREAS, the Chief Financial Officer/QPA did review the proposal to determine that all documentation and calculations are complete, correct, and in compliance with RFP; and

WHEREAS, the Borough Clerk has received a certification of funds from the Finance Officer that funds will be available in the amount of \$76,800.00 for the award of this project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Folsom that the proposal submitted by Vital Communications, Inc. is hereby accepted.

BE IT FURTHER RESOLVED, that upon approval by the Borough Council certified copies of this Resolution shall be forwarded to the Chief Financial Officer for submission to Vital Communications, Inc. together with all proper contractual documentation.

A motion to approve Resolution #2017-38 was made by Councilman Arena and seconded by Councilman Smith

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION# 2017-39**

**RESOLUTION AUTHORIZING A REFUND FOR PERMIT FEES IN THE AMOUNT
OF \$477.60 TO SOLAR CITY FOR PERMIT #16-00004**

WHEREAS, Solar City applied for certain permits for work associated with a property located at 2007 Lake Drive under permit number #16-00004 for a Solar Panel System;

WHEREAS, the Borough has received a letter from Solar City, 1001 Lower Landing Road, Blackwood, NJ 08012 requesting a refund in the amount of \$597.00 less the 20% non-refundable Plan Review Fee made payable to Solar City due to cancellation of the project.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council for the Borough of Folsom, in the County of Atlantic and State of New Jersey, that a refund in the amount of \$477.60 shall be issued to Solar City.

A motion to approve Resolution #2017-39 was made by Councilman Hoffman and seconded by Councilman Pagano.

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION #2017-40**

**A RESOLUTION COMMEMORATING THE 30TH ANNIVERSARY OF THE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Atlantic County Municipal Joint Insurance Fund has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and

WHEREAS, the Borough of Folsom is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, the Atlantic County Municipal Joint Insurance Fund commenced operations on January 1, 1987 with seven charter members who, when challenged with an unfavorable market for their insurance, decided to join together to avoid the high costs and limited coverage associated with traditional insurance for fire and property, liability and workers compensation risks; and

WHEREAS, over the past 30 years the Fund has grown to 41 members and stands today as one of the greatest examples of an inter-local service agreement in the State of New Jersey's history; and

WHEREAS, municipalities participating in the ACMJIF have saved their local taxpayers millions of dollars in the form of lower premiums and the return of nearly \$31 million dollars in surplus distributions; and

WHEREAS, the elected officials and the municipal employees covered by the Atlantic County Municipal Joint Insurance Fund are the foundation of the Fund's success and without whose dedication to the Fund Safety and Risk Management programs the Fund would not have achieved the status it enjoys today; and

WHEREAS, the Borough of Folsom wishes to recognize and commemorate the Fund on its 30th year of successful operation.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Folsom assembled in a public session on February 14, 2017, that this body does hereby recognize and commemorate 2017 as the 30th year of the successful operation of the Atlantic County Municipal Joint Insurance Fund; and

BE IT FURTHER RESOLVED that the *Borough* of Folsom wishes to acknowledge this 30th Anniversary as a milestone event in the history of the Fund and wishes the Fund continued success for many years to come; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be provided to the Executive Director of the Atlantic County Municipal Joint Insurance Fund for his information and distribution to the membership.

This Resolution was duly adopted by the Borough of Folsom at a public meeting held on February 14, 2017.

A motion to approve Resolution #2017-40 was made by Councilman Smith and seconded by Councilman Hoffman

There was a roll call vote with ayes all.

RESOLUTION 2017-41

**BOROUGH OF FOLSOM
RESOLUTION AMENDING RESOLUTION 2017-26 CONCERNING CERTAIN
APPOINTMENTS FOR CALENDAR YEAR 2017**

WHEREAS, the Mayor and Borough Council heretofore adopted Resolution 2017-26 concerning certain appointments for calendar year 2017; and

WHEREAS, the appointment of Claude Jones as Alternate I to the Combined Planning/Zoning Board of Adjustment incorrectly depicted the term as expiring December 31, 2019, which appointment actually expires December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Folsom that Resolution 2017-26 is hereby amended to reflect the term of Claude Jones as Alternate I expiring December 31, 2020.

This is to certify that this a true copy of a Resolution adopted by the Borough of Folsom Council at the regular meeting held on February 14, 2017.

A motion to approve Resolution #2017-41 was made by Councilman Arena and seconded by Councilman Schenker

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION 2017-42**

**A RESOLUTION AUTHORIZING THE BOROUGH OF FOLSOM TO PARTICIPATE
IN THE ATLANTIC COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM**

WHEREAS, the Folsom Borough has opted to participate in the Atlantic County Community Development Block Grant (CDBG) Program for FY 2016; and

WHEREAS, as a participant, the Borough of Folsom expects to be allocated \$45,394.41 for Fiscal Year 2016 for the project known as Penny Pot Park ADA Improvements; and

WHEREAS, in order to be allocated CDBG funds, the Borough of Folsom must enter into a interlocal service agreement with the Atlantic County Improvement Authority which is the administrator of the Atlantic County CDBG Entitlement Program,

NOW THEREFORE, BE IT RESOLVED, that the Agreement by and between the Atlantic County Improvement Authority and the Mayor and Council of the Borough of Folsom, which is attached hereto, is approved and the Chief elected Official and the Municipal Clerk are authorized to sign said agreement.

A motion to approve Resolution #2017-42 was made by Councilman Arena and seconded by Councilman Smith

There was a roll call vote with ayes all.

**Borough of Folsom
RESOLUTION #2017-43
Resolution Authorizing an Award of Contract for Natural Gas Supply Services**

WHEREAS, the County of Camden on behalf of the South Jersey Power Cooperative (“SJPC”) publicly advertised bids for the purpose of procuring electric energy services (Bid A-28); and

WHEREAS, the County received and opened publicly advertised bids on September 13, 2016 for retail natural gas services for the South Jersey Power Cooperative; and

WHEREAS, South Jersey Energy Company is the lowest responsible bidder for natural gas supply services for South Jersey Energy Accounts and submitted the rates are indicated below for a two year period beginning November 2016 and ending November 2018.

Bid Lot	Utility	Rate Code	Term (months)	Awarded Supplier	Bid Price \$/Dth
1	PSEG	GSG/LVG	12	South Jersey Energy	\$5.8156
2	SJG	GSG/GSG-FT	12	South Jersey Energy	\$4.9598
3	SJG	GSG-LV/NGV	12	South Jersey Energy	\$4.4213
4	SJG	CTS	12	South Jersey Energy	\$4.0002
5	PSEG	CCMUA Accts	12	Direct Energy	\$4.5700

WHEREAS, the Borough is a member of the South Jersey Power Cooperative and wishes to receive its energy services from South Jersey Energy Company for its three natural gas accounts.

NOW, THEREFORE, BE IT RESOLUTION the Borough of Folsom of the County of Atlantic that the Borough participates in the South Jersey Energy Cooperative contract.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the SJPC Consultant, Concord Energy Services, 520 Burnt Mill Road, Voorhees, NJ 08043.

A motion to approve Resolution #2017-43 was made by Councilman Hoffman and seconded by Councilman Schenker

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION #2017-44**

RESOLUTION SUPPORTING THE FILING OF A COMPLAINT BY THE NEW JERSEY ASSOCIATION OF COUNTIES WITH THE NEW JERSEY COUNCIL ON LOCAL MANDATES THAT THE CRIMINAL JUSTICE REFORM ACT, N.J.S.A. 2A:162-15 ET SEQ., CONSTITUTES AN UNFUNDED STATE MANDATE IN VIOLATION OF ARTICLE VIII, SECTION II, PARAGRAPH 5 OF THE NEW JERSEY CONSTITUTION

WHEREAS, the New Jersey Criminal Justice Reform Act will impose upon municipal governments an undue financial hardship to implement as each municipality in some capacity must hire new personnel, invest in new equipment and information technology, and, make capital and other necessary improvements to jail, court and ancillary court facilities; and

WHEREAS, the New Jersey Council on Local Mandates is responsible for resolving disputes on whether a law, rule, or regulation adopted after 1996 constitutes an unfunded mandate; and

WHEREAS, an unfunded mandate upon boards of education, municipalities, and counties is a law, rule, or regulation that does not authorize resources, other than the property tax, to offset additional direct expenditures required to implement said law, rule, or regulation; and

WHEREAS, other than the collection of local property taxes, the Criminal Justice Reform Act did not allocate monies to county or local governing bodies to offset the costs associated with implementing and administering the Criminal Justice Reform Act in violation of New Jersey's State Constitution.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Folsom, County of Atlantic, does, in fact, hereby support the filing of a complaint by New Jersey Association of Counties with the New Jersey Council on Local Mandates that the Criminal Justice Reform Act N.J.S.A. 2A:162-15 et. seq. constitutes an unfunded State mandate in violation of Article VIII, Section II, Paragraph 5 of the New Jersey Constitution.

BE IT FURTHER RESOLVED, that the Clerk forward a certified true copy of this Resolution to the Governor of the State of New Jersey Chris Christie; the President of the New Jersey State Senate Steve Sweeney; the Speaker of the General Assembly Vincent Prieto; the New Jersey Association of Counties and the Office of County Counsel and all Atlantic County Municipalities.

A motion to approve Resolution #2017-44 was made by Councilman Pagano and seconded by Councilman Jantz.

There was a roll call vote with ayes all.

**RESOLUTION 2017-45
BOROUGH OF FOLSOM**

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

WHEREAS, the Folsom Educational Foundation has applied for a license to conduct an on premise raffle and Bingo to be held on April 21, 2017

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

1. The following facts are hereby found and determined:
 - a) The Applicant is qualified.
 - b) The members designed to conduct the games are active members.
 - c) The members designated to conduct the games are of good moral character and have never been convicted of a crime.
 - d) The raffle will be conducted according to the Raffle Licensing Law and the Rules of Legalized Games of Chance Control Commission.
 - e) The entire proceeds are to be disposed of for a purpose permitted by the Raffles Licensing Law.
 - f) There is satisfactory proof that no payment will be made for conducting the raffle or assisting therein except to the extent allowed by the law.
 - g) There is satisfactory proof that the prizes are of the nature and amount allowed by the Raffles Licensing Law.
 - h) The rental to be paid for equipment does conform to the schedule of authorized rental prescribed by the Rules of the Control Commission.

2. The Council is hereby authorized and directed to execute and deliver the proper certificates of the aforesaid Findings and Determinations in the Form prescribed and specified by the Legalized Games of Chance Control Commission.

A motion to approve Resolution #2017-45 was made by Councilman Pagano and seconded by Councilman Jantz.

There was a roll call vote with ayes all.

**Borough of Folsom
RESOLUTION NO. 2017-47**

**A RESOLUTION TO ANNOUNCE THE RETIREMENT OF CONSTRUCTION
OFFICIAL**

PATRICK NEWTON

WHEREAS, Patrick Newton has announced his retirement from the Borough of Folsom after ten (10) years of service; and

WHEREAS, Patrick Newton’s retirement will become effective April 30, 2017 and;

WHEREAS, the Governing Body of the Borough of Folsom expresses their appreciation to Patrick Newton for those years of service to our community.

THEREFORE BE IT RESOLVED, the Council of the Borough of Folsom extends to Patrick Newton its best wishes for many years of happiness during his retirement.

A motion to approve Resolution #2017-47 was made by Councilman Pagano and seconded by Councilman Jantz.

There was a roll call vote with ayes all.

SOLICITOR’S REPORT: Mr. Lozuke stated that with Council’s approval he would like to have Mr.DeAngelo from Vital Communications, Inc., the reval company attend the next meeting. Mr. Lozuke stated that he feels it’s very important to have Council informed on the process to educate our residents. Brian stated that he hopes to have the Firehouse contract proposed revisions next month. Brian also stated we will have the draft ordinance for the Community Champions next month and the vacant property registration.

FIRE CHIEF REPORT: Councilman Smith read report.

The following incidents occurred in your community during the month of January 2017.

Jan 1 st Responding	Vehicle Crash	Rt54 & Mays Landing Rd	24 Members
Jan 9 th Responding	Pedestrian MVC	E. Collings Dr. & Queens Ln	9 Members

January is the month where we button up all the loose ends, various training is held with EMS equipment and CPR recertification’s are completed. 6month battery swaps take place on our air packs and other equipment that need it. Quite a bit of building maintenance is done, Truck maintenance is either completed or scheduled. A committee was formed to start putting together spec for a new fire engine. Our new thermal imaging cameras were installed on their respective apparatus and placed into service. New fire gear was ordered to replace the older worn out gear.

Just a reminder anyone needing smoke detectors the Fire Department has just received a new batch, 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:

FY16 State Aid Project - 14th Street

The Borough received a correspondence from the NJDOT Structural & Railroad Engineering Services Unit last month in regards to the proposed resurfacing of 14th Street. They have requested the inclusion of several notes to the design plans and the requirement for the project contractor to obtain Railroad Liability Insurance. The NJDOT informed us that a meeting will be held at the crossing on Thursday, March 2, 2017 with a "Diagnostic Team Meeting". At the meeting we will review the design of the proposed resurfacing and determine if any additional modifications are required.

FY15 State Aid Project - 8th Street

The contractor for the project, Arawak Paving, completed the shoulder restoration that was requested by the Public Works Superintendent. The final reimbursement request was forwarded to the NJDOT. The DOT completed an inspection of the roadway and found everything acceptable except a portion of guardrail that appears to have been recently damaged. With the County work on the one bridge currently underway, the County indicated they would replace the damaged section.

Once the guardrail has been repaired the final reimbursement request should be finalized.

MAYOR'S REPORT: Mayor DeStefano reminded residents that the reval will be starting shortly.

COUNCIL MEMBER'S REPORTS:

Councilman Kyle Smith: asked to make a motion to create a committee for National Night Out. Brian Lozuke stated you can do an informal motion. Ken Jantz seconded that motion. Mayor DeStefano appointed Councilman Smith, Hoffman and Schenker. All in favor. Councilman Smith stated he is going to ask for public involvement. Kyle stated with regards to the Civic Association that anyone who lives on deeded property will receive a packet from the Judge asking for feedback before he makes his final ruling within the next 45 days. Kyle wished everyone a Happy Valentine's Day and President's Day.

Councilman Kyle Jantz: reported that the land sale committee has met and they are working with a company looking for a cell tower. Ken thanked Councilman Schenker for all his work on the cell tower project. Ken stated there are putting together a marketing plan for later this year. Ken reminded all residents to report all lights that are out on our website.

Council President Pagano: wished his wife a Happy Valentine's Day. Councilman Pagano asked for a motion to have the Mayor attend or appoint someone to attend the Mayor's meetings. Councilman Schenker seconded that motion to have representation at the meetings.

Councilman Smith asked for more information about the Mayors' Association Meeting. Councilman Pagano explained what the association is. Councilman Pagano expressed how important it is for Folsom to have representation at these meetings.

Councilman Schenker expressed his concerns over paying the invoice for the dues and no one attends these meetings. Councilman Schenker stated that there is valuable information to be brought back to the Borough.

Mr. Lozuke stated that collectively the Mayors have no legislative authority for that body to pass legislation.

Mayor DeStefano stated that he receives the minutes from each meeting.

Roll Call: Smith-N Jantz-Y Pagano-Y Arena-A Hoffman-A Schenker-Y- Motion carries

Councilman Pagano then made a motion for the Mayor to appoint someone and if not then Council will appoint someone to attend the Mayors' Association Meetings. No second.

Councilman Schenker made a motion that we require a report to be presented to Council from that meeting each month.. Councilman Pagano seconded that motion.

Roll Call: Smith-Y Jantz-Y Pagano-Y Arena-Y Hoffman-Y Schenker-Y

Councilman Pagano thanked Joel Spiegel and his wife for all his years of serving our community. Ben congratulated Sue on becoming full-time position and he also thanked Pat for being a great building inspector and nice guy.

Councilman Pagano reported that he attended the Freeholders meeting a few weeks ago and the County released their budget. Councilman Pagano stated that Denny Levinson reported that the County has a double A bond rating which is great. Ben also stated that the County is kept fiscally tight during these times. Ben stated depending on the Pilot Program we could possibly see a lower tax rate. Ben thanked all the Freeholders for an excellent job they do. Ben also reported that he attended the League of Municipalities meeting in which the President of the League of Municipalities spoke (Micheal Darcy). Mr. Darcy spoke on many different subjects and all the information is posted on their website. Ben thanked him for all the information.

Councilman Charlie Arena: reported that the ADA picnic tables and benches at Penny Pot Park have been installed. Charlie stated that they we are trying to hedge off the bee problems on the fields that are bothering the children. The bees are living in the hedges and John is already taking steps to remove the hedges. Charlie reported that they also need about a 100 feet of split rail.

Councilman Hoffman: thanked Pat Newton for his years of service and the great job he did for the Borough.

Councilman Schenker: thanked Joel Spiegel for his years of service to the Borough. Greg thanked his wife for allowing him to be here on Valentine's Day and for being so understanding. Councilman Schenker expressed his concerns regarding the discarded fire company records that are sitting in the hallway here in Borough Hall. Councilman Schenker asked Council if we could send a letter to the members of the Fire Company informing them that we are in possession of these records and they can come to Borough Hall to get them. Councilman Smith stated that he will handle it. Councilman Smith inquired about the fire siren. Solicitor Brian Lozuke stated that he will ask the buyers about the siren. Councilman Smith stated they can send a truck to take it down.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

NO COMMENTS

PAYMENT OF BILLS IN THE AMOUNT OF: \$595,474.20

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

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 , March 14, 2017 starting with an workshop meeting at 6:00 pm and continuing with the regular meeting in Borough Hall, 1700 12th Street, Folsom, NJ

With no other discussion the meeting was adjourned at 10:13 PM with ayes all.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk