

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
January 11, 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 WORKSHOP MINUTES FROM November 17, 2016

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

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

APPROVAL OF THE WORKSHOP MINUTES December 14, 2016

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 with the exception of Councilman Hoffman's abstention.

APPROVAL OF THE MINUTES FROM December 14, 2016

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 with the exception of Councilman Hoffman's abstention.

MEETING OPEN TO PUBLIC: NO COMMENTS

William Flanagan from Verizon Wireless gave a presentation on the installation of cell towers.

RESOLUTION 2017-33

**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 Wednesday, January 11, 2017, pertaining to 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).

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 #2017-33 was made by Councilman Smith and seconded by Councilman Schenker.

There was a roll call vote with ayes all.

Mayor and Council entered into executive session at 7:42PM.

Mayor and Council returned from executive session at 8:16PM

CLERK'S CORRESPONDENCE:

Borough Hall Offices will be closed on Monday, January 16, 2017 in observance of Martin Luther King's Day.

There will be an E-Waste day scheduled for Saturday, January 14, 2017 from 8:00am until 1:00pm at the Borough Hall Garage.

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.

PROCLAMATIONS:

**BOROUGH OF FOLSOM
PROCLAMATION**

A Proclamation Commemorating Borough of Folsom School Choice Week

WHEREAS, all children in the Borough of Folsom should have access to the highest-quality education possible; and,

WHEREAS, the Borough of Folsom recognizes the important role that an effective education plays in preparing all students in Borough of Folsom to be successful adults; and,

WHEREAS, quality education is critically important to the economic vitality of Borough of Folsom; and,

WHEREAS, Borough of Folsom is home to a multitude of excellent education options from which parents can choose for their children; and,

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS, our area has many high-quality teaching professionals who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, Louis J. DeStefano, do hereby recognize January 22-28, 2017 as **BOROUGH OF FOLSOM SCHOOL CHOICE WEEK**, and I call this observance to the attention of all of our citizens.

ORDINANCES: (First Reading/Introduction)

**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 complete 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 Hoffman.

There was a roll call vote with ayes all.

RESOLUTIONS:

**RESOLUTION 2017-30
BOROUGH OF FOLSOM**

RESOLUTION AUTHORIZING CHANGE ORDERS 1 AND 2-FINAL TO THE RESURFACING OF 8TH STREET PROJECT, FY 2015 STATE AID-CONTRACT NO. 19

WHEREAS, the Borough of Folsom in accordance with the Local Public Contracts Law, N.J.S.A. 40a:1-1 et seq, previously awarded and entered into a contract for the FY 2015 State Aid - Resurfacing of 8th Street-Contract No. 19, a State Aid Project from the New Jersey Department of Transportation with Arawak Paving Company for the resurfacing of a portion of 8th Street in the Borough of Folsom; and

WHEREAS, it has subsequently been determined by the Borough that it will be in the best interests of the Borough and the 8th Street resurfacing project that the scope of the 8th Street resurfacing project be expanded to include an additional 290 LF portion of 8th Street and that such change order is allowed under N.J.A.C. 5:30-11.3; and

WHEREAS, the inclusion in the 8th Street resurfacing project of the additional 290 LF portion of 8th Street is a result of the advantageous fuel and asphalt pricing, and the reduction of several constructed quantities, and allows the Borough to take full advantage of the available state funding; and

WHEREAS, the inclusion of the additional portion of 8th Street and the reduction of constructed quantities in the project does not substantially change the quality or character of the work to be provided by the Contractor; and

WHEREAS, the net decrease in the Contract is \$1,166.77 and the execution of Change Order No. 1 and Change Order No. 2-Final will not cause the originally awarded contract price to be exceeded by more than twenty percent (20%); and

WHEREAS, the inclusion in the 8th Street resurfacing project of the additional portion of 8th Street will allow the additional portion to be addressed in conjunction with the overall 8th Street resurfacing project and will allow the Borough to take full advantage of the available state funding.

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

The change orders are approved for the 8th Street resurfacing project to include an additional portion of 8th Street at a net decrease of \$1,166.77 and for a resulting total Contract amount of \$173,643.93; and

The Mayor and Borough Clerk are hereby authorized to enter into an execute on behalf of the Borough and amendatory contract covering the approved changed, such amendatory contract to be in a form satisfactory to the Borough Attorney.

A motion to approve Resolution #2017-30 was made by Councilman Pagano and seconded by Councilman Schenker.

There was a roll call vote with ayes all.

**RESOLUTION 2017-31
BOROUGH OF FOLSOM**

**RESOLUTION AUTHORIZING PAY ESTIMATE NO. 2-FINAL TO THE RESURFACING OF
8TH STREET PROJECT, FY 2015 STATE AID
CONTRACT NO. 19**

SUBJECT: A Resolution authorizing Pay Estimate No. 2-Final for the 8th Street Resurfacing Project, FY 2015 State Aid - Contract No 19

WHEREAS the Borough of Folsom has contracted with Arawak Paving Company of Hammonton, NJ for the 8th Street Resurfacing Project, FY 2015 State Aid - Contract No. 19; and

WHEREAS Pay Estimate No. 2-Final has a total amount of \$25,491.48.

Pay Estimate No. 2-Final - \$25,491.48

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Folsom to approve the payment to Arawak Paving Company, totaling \$25,491.48.

A motion to approve Resolution #2017-31 was made by Councilman Hoffman and seconded by Councilman Arena

There was a roll call vote with ayes all.

RESOLUTION 2017-32

**BOROUGH OF FOLSOM
A RESOLUTION AUTHORIZING A CREDIT OF AN OVERPAYMENT OF
PROPERTY TAXES**

WHEREAS, it has come to the attention of the Borough Council that payment has been made in excess in 2016 to the below listed properties; and

WHEREAS, said payments have resulted in overpayment for 2016 property taxes in the amounts listed below as certified by the Borough Tax Collector;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom that the following overpayments be credited to 2017 property taxes;

<u>Block</u>	<u>Lot</u>	<u>Amount</u>
2501	342	\$784.03
2501	343	\$1.67
2705	736	\$71.21
2705	737	\$71.21
2715	528	\$1,239.68
3102	10	\$220.40

A motion to approve Resolution #2017-32 was made by Councilman Pagano and seconded by Councilman Hoffman

There was a roll call vote with ayes all.

**RESOLUTION 2017-34
BOROUGH OF FOLSOM**

**RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION
AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT
OF TRANSPORTATION**

WHEREAS, the Borough of Folsom desires to submit a grant application to the New Jersey Department of Transportation under the Municipal Roadway State Aid Program for the resurfacing of 14th Street and Braddock Avenue within the Borough.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Folsom Borough-00292 for the resurfacing of 14th Street and Braddock Avenue to the New Jersey Department of Transportation on behalf of the Borough of Folsom.

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

ADOPTED, at a regular council meeting of the Borough of Folsom held on Wednesday, January 11, 2017.

A motion to approve Resolution #2017-34 was made by Councilman Pagano and seconded by Councilman Smith

There was a roll call vote with ayes all.

FIRE CHIEF REPORT: Councilman Smith read report.

The following incidents occurred in your community during the month of December 2016

December 19 th	Vehicle Crash	8 th St.	21 Members Responding
December 21 st	Electrical Fire	Francis Ln	16 Members Responding

The Fire Department would like to first start by wishing each and everyone a Happy and Healthy New Year. Also we would like to congratulate the new members of the counsel. During the month of December the Fire Department was busy with end of year reports and just like everyone else preparing for the new year. Santa came to town a few times during the month, once to visit during the tree lighting ceremony and again on the 22nd and 23rd handing out candy canes. As the new year begins we would just again like to remind everyone that every

Tuesday the members are in station starting around 7pm. We encourage everyone to stop by and bring their children by to check out the equipment or meet some of the folks please do so. Also, if you get a chance check out our web site clfd23.org. you can also follow us on Facebook and Twitter. Again, Happy New Year and much success and happiness in the coming year.

ENGINEER'S REPORT:

FY16 State Aid Project - 14th Street

We received the review comments from the NJDOT on the submitted design plans & specifications. They have requested a few minor revisions. Our office was in contact with the NJDOT Structural & Railroad Engineering Services Unit today and they indicated their review of the project will be completed and forwarded to our office within the next week. Once received we will be able to determine if any additional modifications are required.

FY15 State Aid Project - 8th Street

The project has been completed. It was brought to our attention that a portion of the shoulder area has settled along a section of the paving creating a sharp drop off. The contractor met with the Public Works Superintendent last week and will be addressing the area within the next week.

The final payment request and change orders are on the agenda for tonight's meeting. Change Order No. 1 is in the amount of \$22,467.96 for the additional paving to extend the project to the municipal border with Hammonton. Changer Order No. 2 is in the amount of \$-23,634.73 to reflect changes in the as-built quantities.

We have recommended a final payment in the amount of \$25,491.48 for the work completed. Once all of the payment documents have been completed we will forward the final reimbursement request to the NJDOT for the final 25% of the project costs.

FY17 State Aid Funding

Our office met with the Mayor and the Roads Committee to review the desired projects for submission to the NJDOT for the 2017 Municipal Aid funding. It was determined that the remaining portions of 14th Street will be included along with the small section of Braddock Avenue located within the Borough limits. A resolution is on tonight's agenda authorizing our office to submit the application package.

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

The Borough is waiting to receive the grant award letter from the ACIA for the 2017 project.

SOLICITOR'S REPORT: NONE

MAYOR'S REPORT: Mayor DeStefano wanted to inform residents that the Re-Valuation people will be coming around and knocking on your doors. Mayor DeStefano reported that there will be some changes coming to the Wawa with regards to entering and exiting in the near future.

COUNCIL MEMBER'S REPORTS:

Councilman Kyle Smith: thanked John and the road crew . Councilman Smith reported that the Borough should start looking into a Brine Machine. Councilman Smith wanted to remind everyone to let the employees to their jobs whether it's here in town hall or out on the road. Kyle reported that he attended the Collings Lakes Civic Assoc. meeting the other night and they hope to have a resolution by March.

Councilman Kyle Jantz: reported that the Firehouse sold. Ken also reported that the land sale committee had a meeting and they would like to welcome new member Claude Jones and Greg Schenker. Ken reported that the goal of the committee is to sell 12 parcels of land this year. Councilman Jantz reported that he found a light out on the bridge and will be prepared.

Council President Pagano: thanked John and the road crew on their excellent job on the last snow storms. Councilman Pagano reminded residents that the next e-waste day is going to be February 11, 2017 from 8:00AM to 1:00PM. Councilman Pagano reported on the planning board that Leisure Pools received temporary approval to let them store pools at the old Horsin Around location. Councilman Pagano congratulated Folsom School on the school choice program. Councilman Pagano thanked Ron Esposito for all the years he served on the Planning Board.

Councilman Charlie Arena: gave the end of the year Parks and Recreation report. Councilman Arena wanted to acknowledged Ken Jantz, Sandi Kaiser, John LaPollo, Claude Jones, Michael Earling, Maryann Gillespie, Ryan Krueger for all their work they do on the committee. Charlie stated that each of these individuals have contributed in a positive manner in some way to Parks and Rec. Charlie reported that the FAA replaced the dedication sign on the Tee-Ball field, the Borough with ADA funds installed new benches at Penny Pot Park, new roofs at the senior boys and girls fields, replaced dangerous cement posts with a fence on 13th Street, replaced trash cans, picnic tables and the road crew have removed dangerous trees and limbs which is constant and Charlie thanked them for their efforts. Charlie also thanked engineer's Vince Polistina and Gary Auer who looked at the drainage problem on the fields.

Councilman Hoffman: thanked John and the road for the great job they did on the roads. Councilman Hoffman asked Council to think about purchasing our own salt shed. Maybe we can look into this for the future.

Councilman Schenker: spoke with Public Works Superintendent on the bids he received for the floor in the front hallway to work with the new handicap door. Greg reported that John replaced the bulbs under the awning so they should be a little more light at night. Greg reported that he is looking in the smaller parcels of Borough land and asked our engineer to look into the RD Zoning. Councilman Schenker inquired about our wells and if there is one that we do not have to monitor anymore.

Councilman Pagano stated that he asked CFO Dawn Stollenwerk about the monitoring of wells last year and she had some concerns about doing anything.

Attorney Brian Solicitor asked Engineer Gary Auer to get in touch the with Dawn and find out what her concerns were.

Councilman Schenker thanked the road crews and congratulated Folsom School on their choice program.

Mayor DeStefano thanked Council for all their hard work.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

NO COMMENTS

PAYMENT OF BILLS IN THE AMOUNT OF: \$74,942.55

A motion to approve payment was made by Councilman Smith 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 , February 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 8:55 PM with ayes all.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk