

**BOROUGH OF FOLSOM (Revised)
COUNCIL MEETING
MINUTES
September 10, 2014**

MEETING CALLED TO ORDER: 7:11PM

SALUTE TO THE FLAG LED BY Mayor Lou DeStefano

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

ROLL CALL: Councilpersons Smith, Gazzara, Kemmerer, Veneziani and Gummoe

Also present: Mayor Lou DeStefano, Solicitor Keith Bonchi, and Engineer Gary Auer

RESOLUTIONS:

**RESOLUTION 2014-70
BOROUGH OF FOLSOM**

**A RESOLUTION ACCEPTING THE LETTER OF RESIGNATION FROM
COUNCILMAN LOUIS DESTEFANO**

WHEREAS, Councilman Lou DeStefano has submitted to the Borough Clerk a letter of resignation from said position effective August 13, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Folsom does hereby accept the resignation of Councilman Lou DeStefano

BE IT FURTHER RESOLVED, that in accordance with N.J.S.A. 40A:16-3(f) that Councilman Lou DE Stefano's seat is hereby determined to be vacant to be filled in accordance with applicable laws.

A motion to approve Resolution 2014-70 was made by Councilwoman Veneziani and seconded by Councilman Smith

There was a roll call vote with ayes all.

**RESOLUTION 2014-71
BOROUGH OF FOLSOM**

**A RESOLUTION AUTHORIZING THE BOROUGH OF FOLSOM COUNCIL TO
NOMINATE A COUNCILPERSON TO FILL THE UNEXPIRED TERM UNTIL THE
NEXT GENERAL ELECTION**

WHEREAS the Borough of Folsom has a vacancy to fill; and

WHEREAS, in following the State Statute a letter has been received from the local Republican Club with three names submitted and at this time a nomination from a council member will be given; and

NOW THEREFORE, that the Mayor and Council of the Borough of Folsom after receiving a nomination and second will nominate Bennett Pagano to fill the unexpired term until the next General Election.

A motion to approve Resolution 2014-71 was made by
Councilwoman Veneziani and seconded by Councilman Smith

There was a roll call vote:
Smith-Yes Gazzara-No Kemmerer-Yes Veneziani-Yes Gummoe-Yes

Sheriff Frank Balles administered the Oath of Office to newly appointed Councilman Bennett Pagano

Councilman Pagano took his seat on the dais.

APPROVAL OF THE WORKSHOP MINUTES August 13, 2014

A motion to approve the minutes was made by Councilman Gummoe and seconded by Councilwoman Veneziani

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

APPROVAL OF THE MINUTES FROM August 13, 2014

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

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

MEETING OPEN TO PUBLIC: No Public Comment

MEETING CLOSED TO PUBLIC

CLERK'S CORRESPONDENCE: Ms. Gatto reminded residents that Community Day will be held at Folsom School on October 4, 2014 from 10:00am until 2:00pm

Ms. Gatto informed residents that the Sheriff's Offices were holding a prescription drop-off on September 27, 2014 from 10:00am until 2:00pm at Borough Hall.

RESOLUTIONS:

**RESOLUTION 2014-69
BOROUGH OF FOLSOM**

A RESOLUTION TO CANCEL CERTAIN GRANT RECEIVABLE BALANCES IN THE CURRENT FUND BALANCE

WHEREAS, certain Grant Receivable Balances remain on the Current Fund Balance Sheet; and

WHEREAS, it is necessary to formally cancel the receivable balance and its' offsetting appropriation reserve balance from the balance sheet; and

AND WHEREAS, it is also necessary to formally cancel the Borough's matching portion of the grant balance and credit said balances to the Current Fund Balance;

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Folsom, that the following grant receivable, appropriation reserve balances and appropriation reserve balances matching portion be canceled:

	<u>Grant Receivable</u>	<u>Appropriation Reserve</u>	<u>Cash Match</u>
Green Communities	\$110.00	\$3,110.00	\$3,000.00
2013 Municipal Alliance	\$4,109.30	\$4,778.32	\$ 669.02

A motion to approve Resolution 2014-69 was made by Councilman Kemmerer seconded by Councilman Gazzara

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

**Borough of Folsom
Resolution# 2014-74**

**RESOLUTION URGING STATE LAWMAKERS TO OPPOSE AMENDING STATE
CONSTITUTION TO PERMIT CASINO GAMBLING IN NEW JERSEY
IN SITES OTHER THAN ATLANTIC CITY**

WHEREAS, for the past 36 years (since 1978), Atlantic City has been the sole operational site for casinos in the State of New Jersey; and

WHEREAS, the economy of Atlantic City and surrounding areas is largely influenced by the casino industry in areas such as jobs, housing, tax rates and assessments; and

WHEREAS, with the expansion of casino gambling to Pennsylvania, New York, Delaware and Connecticut, Atlantic City is no longer the sole casino/legalized gambling destination on the east coast; and

WHEREAS, the New Jersey Governor's and Legislature have supported Atlantic City as being the sole site for casino operation/gambling within the State of New Jersey; and

WHEREAS, in 2011, Governor Christie and the Legislature amended gambling and tourism regulations and "...vowed to protect the monopoly [of Atlantic City gambling site] for five years..." – until at least 2016 so casinos could recover under the State plan; and

WHEREAS, expansion of permitted legalized gambling sites in New York and Pennsylvania threatens to draw even more people from the Atlantic City venue; and

WHEREAS, further deterioration of the Atlantic City casino industry would not only effect Atlantic City but would have a ripple effect felt in the surrounding communities, Atlantic County and South Jersey; and

WHEREAS, the Atlantic City casino industry employs over 31,000 men and women, including 27,000 from Atlantic County and supports numerous small local businesses; and

WHEREAS, the loss of these jobs will hurt the hard working middle class men and women of Atlantic County who are the very people the casino industry was intended to help; and

WHEREAS, any further decline in casino property values in Atlantic City will increase property taxes throughout Atlantic County; and

WHEREAS, in order to operate casinos in New Jersey outside of Atlantic City, a referendum is needed; and

WHEREAS, in order to place a referendum before the people, legislation to amend the State Constitution is needed with 60 percent of the State legislators passing the bill or by a simple majority of each house in consecutive years; and

WHEREAS, by comments in the press recently, it appears that SOUTH Jersey's own Legislators are considering stripping Atlantic City of its monopoly.

WHEREAS, the facts tell us casino gaming in North Jersey will negatively impact our regional economy, depress our property values, and place 27,000 jobs at risk, thereby making it harder for local families to afford to live in Atlantic County.

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

1. State Legislators be urged to vote "no" on any bill that would attempt to change the State Constitution to permit a referendum regarding gambling in New Jersey outside of Atlantic City.
2. The Governor and State Senate President be urged to honor their vow to protect the monopoly of legalized gambling in Atlantic City [until 2016].

3. This Resolution is sent to all State Legislators, the Conference of Mayors, Atlantic County Freeholders and Executive Director, and all South Jersey municipalities in order that they may commit to the continued support of Atlantic City and the surrounding communities.

A motion to approve Resolution 2014-74 was made by Councilwoman Veneziani and seconded by Councilman Gazzara

There was a roll call vote with ayes all.

**RESOLUTION 2014-75
BOROUGH OF FOLSOM**

**A RESOLUTION CANCELLING TAXES ON PROPERTY DEEDED TO THE
BOROUGH OF FOLSOM**

WHEREAS, it has been brought to the attention of the Borough of Folsom, County of Atlantic, State of New Jersey that the below property taxes are to be cancelled for the following purpose:

<u>Year</u>	<u>Block and Lot</u>	<u>Amount</u>	<u>Purpose</u>
2014	3406/7,8,9	\$3,640.88	Deeded to Borough in Lieu of Foreclosure for Tax Sale Certificate#98- 12

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Folsom that taxes in the amount \$3,640.88 be cancelled.

BE IT ALSO RESOLVED, Certificate #98-12 covering block 3406 lots 7,8, and 9 in the amount of \$3,640.88 be cancelled.

A motion to approve Resolution 2014-75 was made by Councilman Gazzara and seconded by Councilman Kemmerer

There was a roll call vote with ayes all.

**RESOLUTION 2014-76
BOROUGH OF FOLSOM**

**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 10th of September, 2014 by the Council of the Borough of Folsom, County of Atlantic, and State of New Jersey, that:

Susquhenna, TD Bank, Ocean City Home 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 2014.

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 or Mayor.. These accounts include the following: Current Account, Dog License Trust, Escrow Review Trust, Unemployment Trust, Capital Account, and Small Cities Account.

Dawn Stollenwerk, Chief Financial Officer
Patricia M. Gatto, Municipal Clerk
Louis DeStefano, Mayor

The Payroll Account requires the signatures of the Chief Financial Officer & Municipal Clerk. 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

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

A motion to approve Resolution 2014-76 was made by Councilman Gazzara and seconded by Councilman Smith

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION# 2014-77**

RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENTS FOR PERMIT FEES IN THE AMOUNT OF \$121.00 TO JOHN DENGLER FOR PERMIT 14-00056

WHEREAS, John Dengler applied for certain permits for work associated with property located at 118 Seneca Lane under permit number 14-00056;

WHEREAS, certain charges totaling \$121.00 for permit 14-00056 have been subsequently determined to have been charged in error; and

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 \$121.00 shall be issued to John Dengler for the overcharged permit fees.

A motion to approve Resolution 2014-77 was made by Councilman Gazzara and seconded by Councilman Smith

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION#2014-78**

A RESOLUTION APPROVING A GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NJDOT FOR THE RECONSTRUCTION OF 8TH STREET PROJECT

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

BE IT FURTHER RESOLVED that the Council and Clerk are hereby authorized to submit an electronic grant application for the above stated project.

BE IT FURTHER RESOLVED that Council 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.

A motion to approve Resolution 2014-78 was made by Councilman Kemmerer and seconded by Councilman Gazzara

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION 2014-79**

RESCIND THE LIQUOR LICENSE RENEWAL

WHEREAS, By the Mayor and Council of the Borough of Folsom, County of Atlantic, State of New Jersey, that the applicant listed below for renewal of the liquor license for the 2014-2015 term for:

Collings Lakes Food Market, Inc.
0110-33-006-005

renewal of Plenary Retail Consumption and Distribution License in the Borough of Folsom, County of Atlantic, be and the same is hereby rescinded due to Special Ruling has not been granted by Division of Alcoholic Beverage Control

BE IT FURTHER RESOLVED, that the Borough Clerk has no authorization to issue said license for the 2014-2015 term.

A motion to approve Resolution 2014-79 was made by Councilman Gazzara and seconded by Councilwoman Veneziani

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

SOLICITOR'S REPORT: Mr. Bonchi stated that the tax appeals are still pending. The first In-Reim foreclosures are close to completion and the second set should be completed by the end of the year.

FIRE CHIEF'S REPORT: Councilman Smith read the report for Chief Donnelly who is out west fighting fires. Councilman Smith informed residents that Fire Prevention Day is October 3, 2014 at the firehouse at 7:00PM.

ENGINEER'S REPORT:

FY13 State Aid Project – 14th Street

Arawak Paving Company has completed the work associated with the 14th Street project and have been paid for the completed work. The core samples were taken by Testwell Craig and approved by the NJDOT.

The County is scheduled to replace the guardrail that was stolen off the 14th Street Bridge later this month at their expense. The replacement will be made from timber instead of aluminum to prevent a reoccurrence. Once this work is completed the Borough will receive reimbursement for the project from the NJDOT.

Public Works Building

The new pole barn has been constructed and the building is now enclosed aside from the garage doors which will be installed next week.

The electrical work is scheduled to begin the week of September 22nd and take approximately two weeks.

The contractor for the concrete work is scheduled to start the first week of October and be completed by the middle of the month.

2014 Community Development Block Grant Funding

The plan to improve several existing walkways at the 13th Street recreation complex, public works facility and South River Drive Park has been submitted to Atlantic County Improvement Authority. The ACIA has informed our office that the plan won't be approved until late October or early November.

Once the plan has been approved our office will then prepare the documents for public bid.

FY15 State Aid Project - 8th Street

The submission deadline for the Municipal Aid FY 2015 grant is October 14, 2014. In consultation with the Mayor we will be applying for the reconstruction of 8th Street from the end of Phase I up to 3rd Road at the municipal border. The length of the project is approximately 0.92 miles, and we estimate the construction costs at \$278,000 pending a further look into whether any additional work is required.

A resolution to submit a grant application to the NJDOT for the reconstruction of 8th Street is on tonight's agenda.

8th Street Bridge

The County opened the bridge to traffic on Friday, September 5th at approximately 3 pm. A substantial completion inspection was completed yesterday with only a few minor issues needing to be addressed. All items are expected to be completed within the next two weeks. The weight limit signs that were reinstalled will be removed since the bridge was designed to accommodate the current legal loading.

IBEW

The majority of the work has been completed and only a few punch list items remain.

Laborers Union Hall

The construction of the building addition is underway. All of the proposed stormwater improvements have been completed.

MAYOR'S REPORT: Mayor DeStefano congratulated the Folsom 16U girls softball team and their coaches on their Championship win.

COUNCIL MEMBER'S REPORTS:

Councilman Kyle Smith: congratulated Councilman Pagano on his appointment. Councilman Smith asked everyone to take a moment out of their day to reflect on the events of September 11.

Councilman Butch Gazzara: gave a report on the AtlantiCare Ambulance 911 response time for the Borough of Folsom and the response times were within the standard of nine (9) minutes. Councilman Gazzara asked residents to reflect on September 11. Councilman Gazzara also congratulated Councilman Pagano on his appointment.

Councilman Ben Pagano: thanked everyone who voted for him and for everyone who came out tonight to support him. Councilman Pagano also reminded residents to never forget September 11.

Councilman Gary Kemmerer: thanked Ben Pagano for joining Council and wished him well.

Councilwoman Veneziani: congratulated and welcomed Councilman Pagano. Mimi informed Council and residents that the Hammonton Gazette will have a new section called "New Neighbors" starting this month. The school and Borough will be able to submit articles and information. Councilwoman Veneziani also presented an Ordinance that she would like the Borough to adopt regarding the unlawful enrollment of a child in the Folsom School District to help with the restitution of tuition. Mimi also reminded residents to take a moment of silence tomorrow on September 11.

Councilman Gummoe: congratulated Councilman Pagano on his appointment. Byron asked any residents wishing to help with the Atlantic County Multi-Jurisdictional Hazard Mitigation Plan for the Borough of Folsom should contact the Borough. Councilman Gummoe also reminded residents that trash should be put out after 6:00PM on Sunday. Byron also asked residents to stop dumping TV's at the Borough garage or you will be fined.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY

MEETING OPEN TO PUBLIC:

Sheriff Frank Balles congratulated Councilman Ben Pagano on his appointment. Sheriff Balles also congratulated Mayor DeStefano on his appointment. Sheriff Balles thanked the Borough for allowing his department to host a prescription drop off at Borough Hall on September 27, 2014 at 10:00am until 2:00pm. Sheriff Balles stated that from September 13th through September 20th is "Child Safety Passenger" week and will be hosting several events throughout the County.

PAYMENT OF BILLS IN THE AMOUNT OF \$197,078.50

A motion to approve payment was made by Councilman Kemmerer and seconded by Councilman Gazzara

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.

The next regular meeting of Mayor and Council will be held on Wednesday, October 08, 2014 starting with a half hour workshop meeting at 6:30 pm and continuing with the regular meeting at 7:00 pm in Borough Hall, 1700 12th Street, Folsom, NJ

With no other discussion the meeting was adjourned at 7:57 PM with ayes all.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk