

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
June 23, 2021**

MEETING CALLED TO ORDER: 6:30 PM

SALUTE TO THE FLAG LED BY MAYOR GREG SCHENKER

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

ROLL CALL: Councilpersons: Conway, Whittaker, Porretta, Norman, Hoffman and Blazer

Also present: Mayor Greg Schenker, Attorney Angela Costigan and Jen Heller (Vince Poistina & Assoc.)

APPROVAL OF THE WORKSHOP MEETING MINUTES from May 11, 2021

A motion to approve the minutes was made by Councilman Blazer and seconded by Councilman Porretta

They was a roll call vote with ayes all.

APPROVAL OF THE REGULAR MEETING MINUTES from May 11, 2021

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

There was a roll call vote with ayes all.

CFO Dawn Stollenwerk spoke about the Coronavirus Local Fiscal Recover Funds the Borough will be receiving from the State.

MEETING OPEN TO PUBLIC: *No comments*

CLERK'S CORRESPONDENCE:

Clerk Gatto reminded residents that Borough Hall will be closed on Monday, July 5, 2021 in observance of Independence Day

Clerk Gatto thanked the Public Works Department for helping relocate the staff to other offices while renovations are being done.

ORDINANCES: (Introduction/First Reading)

**BOROUGH OF FOLSOM
ORDINANCE #09-2021**

**AN ORDINANCE BY THE BOROUGH OF FOLSOM IN ATLANTIC COUNTY,
AMENDING CHAPTER 200 AND ESTABLISHING ARTICLE XI OF THE CODE OF
THE BOROUGH OF FOLSOM**

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial, recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as

the location, manner and times of operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Mayor and Council of the Borough of Folsom has determined that, due to present uncertainties regarding the potential future impacts on New Jersey municipalities in general, and on the Borough of Folsom in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Borough of Folsom's residents and members of the public who visit, travel, or conduct business in the Borough of Folsom, to amend the Borough of Folsom's zoning regulations.

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

Section 1. Chapter 200, titled Zoning in the Code of the Borough of Folsom is hereby amended by establishing Article XI titled Cannabis Regulation as follows:

A. All Class 5 cannabis retailer businesses shall not be permitted uses in the VR (Village Residential), RD (Rural Development) and Block 3401, Lots 50, 51 52 ad 53 and Block 3407 Lot 12 in the RDC (Rural Development Commercial) Zones. The hours of operation for Class 5 cannabis retailers in all other permitted zones shall be 9am to 9pm Monday-Sunday.

B. All Class 1, Cannabis Cultivation, Class 2, Cannabis Manufacturing, Class 3, Cannabis Wholesale and Class 4, Cannabis Distribution businesses shall not be permitted uses in the RDC (Rural Development Commercial) zone in Block 3401 Lots 50, 51, 52 and 53, Block 3407 Lot 12, Block 3408 Lots 1,2,3,4 and 5, Block 3302 Lots 1

and 6 and Block 3301 Lot 5. Furthermore, these businesses shall not be permitted uses in the F-20(Forest 20 acres), F-30 (Forest 30 acres), AG (Agriculture), VR (Village Residential) or RD (Rural Development) zones. These businesses shall be permitted uses in the VI (Village Industrial), FCS (Forest Commercial Sending), FCR(Forest Commercial Receiving) and in the remainder of the RDC (Rural Development Commercial) zones.

Section 2. Any article, section, paragraph, subsection, clause, or other provision of the Code of the Borough of Folsom inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 3. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

Section 4. This ordinance shall take effect upon its passage and publication and filing with the County of Atlantic Planning Board, and as otherwise provided for by law.

NOTICE is hereby given that the above ordinance was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Folsom, in the County of Atlantic, New Jersey, held on June 23, 2021. It will be further considered for final passage after public hearing at a meeting of the Mayor and Council to be held in the Municipal Building 1700 Route 54, Folsom, NJ 08037 on July 13, 2021, at 6:00 P.M., and during the preceding week copies of the ordinance will be made available at the Clerk's office in the Municipal Building to members of the general public.

A motion to approve Ordinance 09-2021 was made by Councilman Blazer and seconded by Councilman Hoffman.

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
ORDINANCE NO. 10-2021**

AN ORDINANCE APPROPRIATING \$35,000 FROM THE CAPITAL IMPROVEMENT FUND FOR PURCHASE AND INSTALLATION OF AN LED SIGN FOR THE BOROUGH OF FOLSOM, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

WHEREAS, said monies exist in the Capital Improvement Fund of the Borough of Folsom for capital purposes.

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

SECTION I: The sum of \$35,000 is appropriated from the Capital Improvement Fund of the Borough of Folsom the purchase of an LED Sign.

SECTION II: Payment for the project shall be made by the Borough of Folsom upon presentation of duly executed vouchers by an authorized vendor and certification by the Chief Financial Officer that the Local Public Contracts Law has been compiled with, and further, in accordance with a policy adopted by the Borough Council of the Borough of Folsom.

SECTION III: The Ordinance shall take effect upon passage and publication according to law.

Introduction: June 23, 2021

Adoption: July 13, 2021

A motion to approve Ordinance 10-2021 was made by Councilman Hoffman and seconded by Councilman Blazer

There was a roll call vote with ayes all.

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.

Mayor Schenker asked if Council wanted to remove any resolutions from the Consent Agenda.

RESOLUTIONS:

RESOLUTION 2021-63 BOROUGH OF FOLSOM

A RESOLUTION APPROVING THE INSERTION OF A SPECIAL ITEM OF REVENUE INTO THE 2021 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the Borough of Folsom will receive \$2,708.37 from the State of New Jersey through the 2021 Recycling Tonnage Grant and wishes to amend its 2021 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED, that the Council of the Borough of Folsom hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$2,708.37.

BOROUGH OF FOLSOM
Atlantic County, New Jersey

RESOLUTION# 2021-64

**A RESOLUTION AUTHORIZING THE PUBLIC SALE OF REAL PROPERTY
PURSUANT TO N.J.S.A. 40A:12-13**

WHEREAS, the Borough of Folsom is the owner of certain real property set forth in Schedule "A", which properties are not needed or required for municipal use; and

WHEREAS, the lots are less than the minimum size required for development under the municipal ordinance and are without capital improvements; and

WHEREAS, a public sale was held on May 5, 2021 at which time contiguous property owners bid on the properties pursuant to N.J.S.A. 40A:12-13(b) (5) and N.J.S.A. 40A: 12-13.2; and

WHEREAS, Schedule "A" contains the properties which were not bid by contiguous property owners; and

WHEREAS, the Council of the Borough of Folsom deems it in the best interests of the residents of the Borough of Folsom to sell the properties in accordance with the provisions of N.J.S.A. 40A:12-13; and

WHEREAS, the sale shall be conducted at a public auction to be held at the Borough of Folsom Municipal Building, 1700 Route 54, Folsom, New Jersey 08037 on July 21, 2021, at 6:00 p.m. or such adjourned date as may be determined by the Council of the Borough of Folsom; and

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

1. The Borough of Folsom shall offer for sale by auction, pursuant to the provisions of N.J.S.A. 40A:12-13 the properties listed on Schedule "A." Schedule "A" also contains the minimum sale price for each property. The properties being sold are less than the minimum size required for development under the municipal zoning ordinance and are without any capital improvement and if the purchased is a contiguous property owner, shall be merged with the purchaser's contiguous lot. The Borough of Folsom reserves the right, in its discretion, to reject all bids for each property for any reason, including but not limited to, in the event that the minimum sale price for such property is not met.

2. The sale shall take place by public auction on July 21, 2021 at 6:00 p.m. at the Borough of Folsom Municipal Building, 1700 Route 54, Folsom, New Jersey, subject to receiving no higher bid for said parcels, after offering same to the highest bidder, at said time and place.

3. A copy of this Resolution shall be posted on the bulletin board or other conspicuous place in the Borough of Folsom Municipal Building.

4. Notice of the public sale shall be published in the official Borough newspaper by two (2) insertions at least once a week during two (2) consecutive weeks, the last publication shall be within seven (7) days prior to the sale date.

5. The property shall be sold subject to the following terms and conditions:

(a) The property is sold "as is". No representations of any kind are made by the Borough as to the conditions of the property, and the descriptions of the property are intended as a general guide only and may not be accurate. The properties are being sold in the present "as is", "where is", with all faults.

(b) The sale shall be made after legal advertisement to the highest bidder who is the owner of a contiguous property, which property shall merge with the property being sold, and become part of the contiguous property owned by the successful bidder.

The Borough does not warrant or certify title to the property and in no event shall the Borough of Folsom be liable for any damages to the purchaser-successful bidder if title is found unmarketable for any reason and the purchaser-successful bidder waives any and all right in damages or by way of liens against the Borough. The sole remedy being the right to receive a refund prior to closing of the deposit paid in the event title is found unmarketable. It shall be the obligation of the successful purchaser to examine title to said premises prior to the closing. In the event of closing and a later finding of defect of title, the Borough shall not be responsible for same, shall not be required to refund money or correct any defect in title or be held liable for damages.

Acceptance of the highest bid shall constitute a binding agreement of sale and the purchaser shall be deemed to agree to comply with the terms and conditions of the sale herein contained.

The highest bidder shall deposit with the Borough cash, check or money order in the amount of not less than 10% of the bid price at the time of sale. In the event the successful bidder fails to deposit 10% of the bid price at the time of the sale, the Borough will re-auction the property at the same public sale. If the successful bidder fails to pay the deposit, the bidder shall be responsible for any difference between their bid and the final sale bid in the event such bid is lower than the bid of the original bidder.

The highest bidder must pay the balance of the purchase price, plus (1) the sum of \$500 for the legal services incurred by the Borough; (2) the Borough of Folsom's advertising and the actual recording fees within thirty (30) days after the date the Council adopts a resolution confirming the winning bid(s); and (3) realty transfer fees, if any. The balance shall be paid by certified funds. In addition, for all properties that are subject to Section 5 (r) of this Ordinance, the Purchaser shall provide the Borough Attorney with a copy of the deed for their existing property and their title insurance policy. Once the purchase price has been paid, a Quitclaim Deed without covenants will be prepared by the Borough Attorney and, after execution by the Borough Officials, shall be recorded with the Atlantic County Clerk's Office by the Borough Attorney. Additional work performed by the Borough Attorneys beyond the standard preparation of the sale resolutions, notice of sale, letters to property owners and adjoining property owners, Deed and closing statement shall be billed at the rate charged by the Borough Attorney and shall be the responsibility of the purchaser, which fees must be paid prior to the Deed being recorded.

The Deed will be subject to all matters of record, which may affect title herein, what an accurate survey may reveal, the Ordinances of the Borough of Folsom and reserving an easement for all natural or constructed drainage systems, waterways, water and sewer easements, if any, on the premises and the continued right of maintenance and flow thereof.

The property will be sold subject to the current year taxes, prorated from the date of sale.

The Council of the Borough of Folsom reserves the right to withdraw this offer to sell, or upon completion of the bidding to accept or reject any or all bids for said properties or to waive any informality in relation thereto.

All bidders currently owning property within the Borough must have their taxes, as well as all municipal utility charges, if applicable, paid to date in order to be a qualified bidder. In the event the bidder's taxes or municipal utility charges are delinquent, the bidder shall be deemed unqualified and such bid shall be rejected.

This same is made subject to all applicable laws, statutes, regulations, resolutions and ordinances of the United States, State of New Jersey and Borough of Folsom.

(l) No employee, agent or officer of the Borough of Folsom has any authority to waive, modify or amend any of the conditions of sale.

(m) The purchaser must abide by appropriate zoning, subdivision, health and building regulations and code, and agrees that this sale will not be used as ground to support any variance from or realization of the regulations.

(n) The failure of the purchaser to close on title within the time provided for in Subsection 5(f) of this Resolution shall constitute a breach unless the Borough

agrees in writing prior to that date to extend the time of the closing. In the event the purchaser fails to close within the dates provided for in Subsection 5(f) or such date as may be extended by the Borough, the deposit paid by the purchaser shall be retained by the Borough as liquidated damages. The municipality is entitled to retain the purchaser's deposit to the extent of any expenses and/or losses it incurs including but not limited to advertising costs, attorney's fees, lost tax revenues from the date of the required closing as well as additional cost of resale and the difference in the sales price, to the extent the property is sold for a lower price and any subsequent sale. The only exception to this section is in the event that the purchaser fails to close as a result of the title being unmarketable, in which case the Purchaser shall be entitled to a refund of their deposit as provided for in Subsection 5(c) of this Resolution

(o) The purchase shall not be used for any County, Board of Taxation, Tax Court of New Jersey, or in any Courts of the State as grounds to support a challenge of the existing assessments with regard to other properties.

(p) The sale shall be subject to final approval by the Council of the Borough of Folsom.

(q) The deeded conveyance shall contain a restriction that there shall be no subdivision of the merged lot or lots created by this sale and no structure or improvements shall be built on or under such property.

(r) If the successful bidder is a contiguous property owner, he/she shall provide a copy of their existing property Deed to the Borough Attorney within seven (7) days of their being notified that they are the successful bidder of the sale.

Potential Bidders are advised:

- (1) To conduct all necessary title searches prior to the date of sale.
- (2) No representations of any kind are made by the Borough of Folsom as to the conditions of the Property, including habitability or usability; the Property is being sold in its present conditions "as is".
- (3) The Property will be conveyed by a Quit Claim Deed and such conveyance shall be subject to all covenants, restrictions, reservations and easements established of record or by prescription and without representation as to character of title of the Property to be conveyed.
- (4) The highest bidder for the Property shall have the right, at its sole cost and expense, to obtain a new survey of the Property. Provided such survey depicts the Property and is certified to be correct to the Borough of Folsom, the Borough of Folsom shall utilize the legal description drawn in accordance with such survey in the Deed of

conveyance, provided the highest bidder provides such legal description and a copy of the certified survey to the Borough of Folsom not less than one week prior to the date set for closing of title.

Additional Terms the Successful Bidder must comply with:

- (1) To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulate that this sale will not be used as grounds to support any variance from the regulations.
- (2) That the failure to close title as agreed shall forfeit to the Borough of Folsom any and all money deposited with the Borough.

LIST OF PROPERTIES AVAILABLE FOR SALE, NON-CONFORMING LOTS

Block	Lot	Location	Minimum Bid
204	1	Third Street	\$3,000.00
204	2	Third Street	\$7,000.00
1001	9	2103 14 th Street	\$5,000.00
1901	1	15 th Street	\$10,000.00
1901	3	15 th Street	\$1,000.00
2002	20	14 th Street	\$1,500.00
2004	4	13 th Street	\$10,000.00
2005	1	South River Drive	\$750.00
2005	2	South River Drive	\$750.00
2005	7	South River Drive	\$7,500.00
2005	8	South River Drive	\$7,500.00
2005	9	13 th Street	\$7,000.00
2005	11	13 th Street	\$7,000.00
2006	9	South River Drive	\$2,500.00
2006	10	South River Drive	\$2,500.00
2006	13	South River Drive	\$2,000.00
2007	1	Black Horse Pike	\$2,700.00
2007	2	Black Horse Pike	\$2,700.00
2007	3	Black Horse Pike	\$2,700.00
2101	6	Black Horse Pike	\$2,000.00
2101	7	Black Horse Pike	\$2,000.00
2101	8	Black Horse Pike	\$2,000.00
2101	9	Black Horse Pike	\$2,000.00
2101	16	121 E. Park	\$3,500.00
2102	9	South River Drive	\$2,800.00
2103	4	South River Drive	\$2,900.00
2105	4	Black Horse Pike	\$4,750.00
2105	5	Black Horse Pike	\$4,750.00
2105	6	Black Horse Pike	\$4,750.00

2105	7	Black Horse Pike	\$4,750.00
2201	5	Black Horse Pike	\$4,000.00
2202	1	Black Horse Pike	\$8,000.00
2203	1	Black Horse Pike	\$4,000.00
2204	1	Black Horse Pike	\$3,000.00
2502	101	Cains Mill Road	\$2,500.00
2502	242	3 West Black Horse Pike	\$4,000.00
2502	243	3 West Black Horse Pike	\$4,000.00
2502	244	5 West Black Horse Pike	\$4,500.00
2501	344	Francis Lane	\$3,000.00
2501	345	Francis Lane	\$2,500.00
2501	346	Francis Lane	\$2,500.00
2505	215 and 216	Walnut	\$1,000.00
2505	1642	North River Drive	\$1,000.00
2505	1643	North River Drive	\$1,000.00
2505	1644	North River Drive	\$1,000.00
2505	1645	North River Drive	\$1,000.00
2505	1646	North River Drive	\$1,000.00
2505	1647	North River Drive	\$1,000.00
2505	1648	North River Drive	\$1,000.00
2505	1649	North River Drive	\$1,000.00
2506	1655	North River Drive	\$1,000.00
2506	1656	North River Drive	\$1,000.00
2506	1657	North River Drive	\$1,000.00
2506	1658	North River Drive	\$1,000.00
2506	1659	North River Drive	\$1,000.00
2506	1660	North River Drive	\$1,000.00
2506	1661	North River Drive	\$1,000.00
2506	1662	North River Drive	\$1,000.00
2506	1663	North River Drive	\$1,000.00
2506	1664	North River Drive	\$1,000.00
2506	1665	North River Drive	\$1,000.00
2506	1666	North River Drive	\$1,000.00
2507	3	Walnut Lane	\$1,000.00
2507	3.01	Walnut Lane	\$1,000.00
2507	4	Walnut Lane	\$1,000.00
2507	4.01	Walnut Lane	\$1,000.00
2507	208	Park Avenue	\$1,000.00
2507	209	Park Avenue	\$1,000.00
2507	212	Park Avenue	\$1,000.00
2507	213	Park Avenue	\$1,000.00
2507	214	Park Avenue	\$1,000.00
2507	1631	North River Drive	\$1,000.00
2507	1632	North River Drive	\$1,000.00
2507	1633	North River Drive	\$1,000.00
2507	1634	North River Drive	\$1,000.00

2507	1635	North River Drive	\$1,000.00
2507	1636	North River Drive	\$1,000.00
2507	1637	North River Drive	\$1,000.00
2507	1638	North River Drive	\$1,000.00
2507	1639	North River Drive	\$1,000.00
2507	1640	North River Drive	\$1,000.00
2507	1641	North River Drive	\$1,000.00
2505	1642	North River Drive	\$1,000.00
2505	1643	North River Drive	\$1,000.00
2505	1644	North River Drive	\$1,000.00
2508	1617	River Terrace	\$1,000.00
2508	1618	River Terrace	\$1,000.00
2508	1619	River Terrace	\$1,000.00
2508	1620	River Terrace	\$1,000.00
2508	1621	River Terrace	\$1,000.00
2509	112	20 Black Horse Pike	\$5,750.00
2509	113	20 Black Horse Pike	\$5,750.00
2509	148	Park Avenue	\$2,500.00
2509	149	Park Avenue	\$2,500.00
2509	150	Park Avenue	\$2,500.00
2509	151	Park Avenue	\$2,500.00
2509	158	Park Avenue	\$4,000.00
2509	160	Park Avenue	\$1,000.00
2509	163	Park Avenue	\$1,000.00
2509	164	23 E. Park Avenue	\$3,000.00
2604	681	Woodlawn Drive	\$1,000.00
2605	707	Springdale Lane	\$1,000.00
2605	709	Springdale Lane	\$1,000.00
2607	616	Fernwood Terrace	\$1,500.00
2608	627	Fernwood Terrace	\$3,000.00
2610	384	Fenimore Drive	\$2,000.00
2611	364	Black Horse Pike	\$8,000.00
2612	410	Fenimore Drive	\$3,100.00
2612	414	Lenape Terrace	\$3,100.00
2612	415	Black Horse Pike	\$3,100.00
2612	416	Black Horse Pike	\$3,100.00
2612	419	Black Horse Pike	\$3,100.00
2612	420	Black Horse Pike	\$3,100.00
2612	421	Black Horse Pike	\$3,100.00
2612	422	Black Horse Pike	\$3,100.00
2612	423	Black Horse Pike	\$3,100.00
2612	424	Black Horse Pike	\$3,100.00
2612	425	Black Horse Pike	\$3,100.00
2613	438	Erie Road	\$2,000.00

2613	439	Erie Road	\$2,000.00
2613	440	Erie Road	\$2,000.00
2614	442	Fenimore Drive	\$1,500.00
2614	443	Fenimore Drive	\$1,500.00
2614	455	Lenape Terrace	\$1,500.00
2615	488	Black Horse Pike	\$2,000.00
2615	489	Black Horse Pike	\$2000.00
2615	490	Black Horse Pike	\$2,000.00
2617	121	Black Horse Pike	\$15,000.00
2617	125	Black Horse Pike	\$2,700.00
2617	126	Black Horse Pike	\$2,700.00
2617	127	Black Horse Pike	\$2,700.00
2617	128	Black Horse Pike	\$2,700.00
2617	138	Park Avenue	\$900.00
2617	139	Park Avenue	\$900.00
2617	140	Park Avenue	\$900.00
2715	525	Seneca Lane	\$2,000.00
2716	521	Black Horse Pike	\$4,000.00
2716	522	Black Horse Pike	\$4,000.00
2716	818	Black Horse Pike	\$5,000.00
2716	819	Black Horse Pike	\$5,000.00
2716	827	Seneca Lane	\$2,000.00
2717	491	143 Black Horse Pike	\$6,000.00
2717	491.01	Black Horse Pike	\$5,000.00
2717	492	Black Horse Pike	\$5,000.00
2717	510	Seneca Lane	\$2,000.00
2810	4	A Street	\$22,000.00
2810	5	A Street	\$10,000.00
2901	19	Route 54	\$7,000.00
2901	20	1901 12 th Street	\$11,000.00
2619	566	South River Drive	\$2,500.00
2619	567	South River Drive	\$2,500.00
2619	569	South River Drive	\$1,000.00
2619	570	South River Drive	\$1,000.00
2702	717	Jays Avenue	\$1,000.00
2702	718	Jays Avenue	\$1,000.00
2703	658	E. Collins Drive	\$2,000.00
2713	447	Fenimore Drive	\$2,000.00
2713	448	Fenimore Drive	\$2,000.00
2713	454	Lenape Terrace	\$2,000.00
2714	479	Seneca Lane	\$1,250.00

BOROUGH OF FOLSOM
Atlantic County, New Jersey

RESOLUTION # 2021-65

**A RESOLUTION ACCEPTING BIDS FROM THE PUBLIC SALE OF NON-CONFORMING
LOTS TO CONTIGUOUS PROPERTY OWNERS**

WHEREAS, the Borough of Folsom is the owner of certain real property set forth in Schedule "A", which properties were not needed or required for municipal use; and

WHEREAS, the lots are less than the minimum size required for development under the municipal ordinance and are without capital improvements; and

WHEREAS, a public sale was held on May 5, 2021 for contiguous property owners pursuant to N.J.S.A. 40A:12-13(b)(5) and N.J.S.A. 40A:12-13.2; and

WHEREAS, 24 lots were bid; and

WHEREAS, the Council of the Borough of Folsom deems it in the best interests of the residents of the Borough of Folsom to accept the bids and sell the properties in accordance with the provisions of N.J.S.A. 40A:12-13.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Folsom that the bids for the 24 properties attached and incorporated herein as Exhibit A are accepted and that the properties be sold.

BE IT FURTHER RESOLVED that the Clerk and the Mayor are authorized to execute any and all Closing Documents to Effectuate the Sales.

RESOLUTION 2021-66
BOROUGH OF FOLSOM

**A RESOLUTION RENEWING ALCOHOLIC BEVERAGE LICENSES WITHIN THE
BOROUGH OF FOLSOM**

WHEREAS, the following Alcoholic Beverage Licensees have made their application for the renewal of their respective licenses for the year 2021-2022;

0110-44-005-005	Ruchirag, LLC 10 E. Black Horse Pike Folsom, NJ 08094	\$360.00
0110-33-001-002	Folsom Inn, Inc. 1012 East Black Horse Pike	\$420.00

	Folsom, NJ 08037	
0110-33-003-007	Harley Dawn Inc. 1402 Black Horse Pike Folsom, NJ 08037	\$420.00
0110-33-002-011	Stern Light Inn, Inc. 40 E. Black Horse Pike Folsom, NJ 08037	\$420.00
0110-33-006-006	Route 322 Liquors, LLC 10 E. Black Horse Pike Folsom, NJ 08037	\$420.00
0110-33-007-008	Sneakers Sports Bar 301 E. Black Horse Pike Folsom, NJ 08037	\$420.00
0110-33-004-006	Namah Shivay, Inc. 3125 Vine Road Vineland, NJ 08360	\$420.00

WHEREAS, the Borough of Folsom Council have no objection to the 2021-2022 renewal of said license and is not aware of any circumstances or provisions of law or local Ordinance which would prohibit the issuance of said license.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Folsom, that the Borough Clerk be hereby authorized to issue and deliver said license, which will become effective July 1, 2021.

**RESOLUTION 2021-67
BOROUGH OF FOLSOM**

A RESOLUTION AMENDING THE 2021 MUNICIPAL BUDGET

WHEREAS, N.J.S.A.40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Folsom in the County of Atlantic, New Jersey, hereby requests the Director of the Division of

Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$6,465.20, which is now available from the 2021 Clean Communities Program.

BE IT FURTHER RESOLVED that the like sum of \$6,465.20 is hereby appropriated under the caption 2021 Clean Communities.

2021-68 A RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NJDOT FOR THE 2022 FOLSOM BOROUGH ROAD PROGRAM

2121-69 A RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NJDOT FOR THE FOLSOM BOROUGH BIKE PATH EXTENSION PROJECT

**RESOLUTION 2021-70
BOROUGH OF FOLSOM**

AN OPEN PUBLIC MEETINGS ACT - EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12, the New Jersey Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Council of the Borough of Folsom has determined that such circumstances presently exist and that Council is authorized to enter into an executive session from which the public will be excluded;

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

1. The public shall be excluded from discussion of the subject matter set forth herein; and
2. The general nature of the subject matter to be discussed is Hammonton Joint Court Contract Negotiations.
3. It is anticipated at this time that the above matter will only be made public upon a specific request to the Folsom Council and a determination by the Council that matter no longer need remain confidential; and
4. Upon the conclusion of the closed session Council will return to the public session and action may be taken at such time; and

5. This Resolution shall take effect immediately.

A motion was made by Councilman Norman to approve Resolutions 2020-63 through 2021-70 and seconded by Councilman Blazer

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION #2021-71**

**RESOLUTION AUTHORIZING THE BOROUGH OF FOLSOM
SOLICITOR TO NEGOTIATE A SECOND ADDENDUM TO THE
JOINT MUNICIPAL COURT AGREEMENT WITH THE TOWN OF HAMMONTON
FOR MUNICIPAL COURT SERVICES**

WHEREAS the Town of Hammonton on January 22,2018 adopted Ordinance #2-2018 establishing a Joint Municipal Court with the Borough of Folsom; and

WHEREAS, the Borough of Folsom on February 13,2018 adopted Ordinance #2-2018 abolishing its municipal court and all related positions for reasons of efficiency and economy; and

WHEREAS, on December 28, 2017 the municipalities entered into an Agreement for a Joint Municipal Court; and

WHEREAS, the Hammonton Joint Municipal Court was approved by the State of New Jersey Administrative Director of the Courts and the assignment Judge of the Superior Court of New Jersey, Atlantic County, and commenced operations on April 9, 2018; and

WHEREAS, the Borough of Folsom in accordance with paragraph 10(a) of the Agreement for a Joint Municipal Court, desires to amend the agreement.

NOW, THEREFORE BE IT RESOLVED that the Borough Council hereby authorizes the Borough Solicitor to negotiate a Second Addendum to the Agreement for a Joint Municipal Court between the Town of Hammonton and the Borough of Folsom.

A motion was made by Councilman Norman to approve Resolutions 2020-63 through 2021-70 and seconded by Councilman Blazer

There was a roll call vote with ayes all.

SOLICITOR'S REPORT: Discussed her report in Workshop

FIRE CHIEF REPORT: No report

ENGINEER'S REPORT: Jen read report

NJDOT FY2022 – Municipal Aid

The applications for the FY2022 Municipal Aid and Bikeway grants are due on July 1st. There are two resolutions on the agenda for the submission of the grant applications. The Municipal Aid application will include the paving on Lake Drive (North Pinewood to Eighth Street), Evergreen Drive and South Pinewood Drive. The Bikeway grant will include connecting the proposed bike path from its end at the school to the fields at Borough Hall.

NJDOT FY2020 - Resurfacing of Lake Drive

The pedestrian signage has been installed on Lake Drive. The radar speed warning signage needs to be installed and punch list items need to be corrected. The project should be closed out in the next couple of weeks.

NJDOT FY2021 - Resurfacing of Park Avenue

We have received comments on the design and specifications for the Resurfacing of Park Avenue. Once we receive the authorization to advertise from the DOT, the project will be out for bid, and hopefully awarded at the July meeting. If the received bids are favorable and within the project budget, construction could begin in early fall.

Eighth Street Bridge

The bridge is still closed. The County has indicated that the project is in the design phase and permitting with the NJDEP. The entire bridge will be replaced with a concrete bridge which has an expected life span of 75 years. A full detour for Eighth Street is still in effect indefinitely.

Cannabis Ordinance

Following the introduction of Ordinance No. 09-2021, the cannabis ordinance will be referred to the Planning / Zoning Board for a determination of consistency with the Borough

A motion was made by Councilman Blazer and seconded by Councilman Norman to approve the plans and specs for the 2021 Road Program.

There was a roll call votes with ayes all.

Council entered into executive session at 6:50PM

Council returned from executive session at 7:10PM

MAYOR'S REPORT: *Mayor Schenker congratulated Folsom 8th Grade Students, Prep, and Olma & Hammonton 2021 Graduates and wished them luck in the future. Mayor thanked the Berenato family and ML Ruberton employee Bettyjo Torrissi, for their support in moving the Veteran's Memorial to Borough Hall. Mayor Schenker also thanked the Councilmen involved along with DPW for their helping in moving the Memorial. Mayor congratulated Councilman Norman and Councilman Conway on their election victories, he also thanked all the poll workers. Mayor Schenker discussed the Foreclosure Program that Folsom just recently entered into.*

COUNCIL MEMBER'S COMMITTEE REPORTS:

Councilman Conway: *Greg wished everyone a happy & safe July 4th. Greg discussed the damaged sign at Collings Lakes Food Mart stating they are having our Zoning Officer investigate. Greg read DPW report.*

Councilman Norman: *Councilman Norman stated that he is hoping to get some communication from the Collings Lakes Fire Department.*

Councilman Porretta: No report.

Councilman Whittaker: *Jim read the public safety reports. Jim discussed speeding in several areas of Folsom. Councilman Whittaker has received numerous complaints about speeding. Jim has contacted the Sheriff's department. Jim was told once they receive their Body cameras they will be able to begin patrols... Jim stated he was also in contact with the State Police about the speeding issues. Jim stated that the State Police has increased patrols in Folsom.*

Councilman Hoffman: *Jim thanked DPW for replacing the roof on the sheds at the Baseball fields. Councilman Hoffman also thanked ML Ruberton for moving the Memorial back to Borough Hall. Jim thanked Clerk Patti Gatto for her help with the Memorial. Jim stated he hopes someday to move forward with the Memorial by adding more flags and some veteran's names.*

Mayor Schenker asked Councilman Hoffman if he could speak with the School about the Bike Path Project support letter. A discussion ensued.

Councilman Blazer: *Councilman Blazer thanked Public Works for the new roofs on the sheds. Jake updated Council on the Community Garden. Jake stated that he likes how Council has been working together and getting things accomplished for the Borough. Jake thanked Council and congratulated Councilman Norman & Conway on their election victories.*

RESOLUTIONS:

2021-71 A RESOLUTION AUTHORIZING ANGELA COSTIGAN TO NEGOTIATE ON BEHALF OF THE BOROUGH OF FOLSOM WITH THE TOWN OF HAMMONTON ON THE AGREEMENT FOR THE JOINT MUNICIPAL COURT

A motion was made by Councilman Blazer and seconded by Councilman Porretta to approve Resolution#2021-71. There was a roll call vote with ayes all

PUBLIC COMMENTS: NO COMMENTS

PAYMENT OF BILLS IN THE AMOUNT OF: \$298,181.92

A motion to approve payment was made by Councilman Norman and seconded by Councilman Porretta

There was a roll call vote with ayes all.

Mayor Greg Schenker reminded the public that all other monthly reports are on file in the minute book.

The next regular meeting of Mayor and Council will be held on Tuesday, July 13, 2021 starting at 6:00 pm in Borough Hall, 1700 12th Street, Folsom, NJ

With no other discussion the meeting was adjourned at 7:35PM.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk

