

**BOROUGH OF FOLSOM
COUNCIL MEETING
MINUTES
October 8, 2019**

MEETING CALLED TO ORDER: 6:55PM

SALUTE TO THE FLAG LED BY Council President 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, Jantz, Arena and Hoffman

Also present: Attorney John Carr and Jen Heller (Vince Poistina & Assoc.)

Absent: Councilman Pagano and Mayor DeStefano

APPROVAL OF WORKSHOP MEETING MINUTES FROM September 10, 2019

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

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

APPROVAL OF THE COUNCIL MEETING MINUTES FROM September 10, 2019

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

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

APPROVAL OF EXECUTIVE SESSION MEETING MINUTES FROM September 10, 2019

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

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

APPROVAL OF SPECIAL MEETING MINUTES FROM September 19, 2019

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

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

MEETING OPEN TO PUBLIC: No Comments

CLERK'S CORRESPONDENCE:

Borough Hall will be closed on Monday, October 14, 2019 in observance of Columbus Day

Voter registration deadline for General Election is October 15, 2019

Halloween Trick or Treat Hours will be October 31, 2019 from 6:00PM to 8:00PM

Please remember to vote on Tuesday, November 5, 2019-Polls open from 6:00AM until 8:00PM

Borough Hall Offices will be closed on November 5, 2019 for Election Day and November 11, 2019 in observance of Veterans Day

Our next E-Waste drop off day is November 9, 2019 from 8:00AM to 1:00PM at the Borough Garage.

Proclamation

Knock Out Opioid Abuse Day

October 6, 2019

WHEREAS, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

WHEREAS, the Partnership for a Drug-Free New Jersey has designated October 6, 2017 as Knock Out Opioid Abuse Day – an initiative with a dual purpose: to educate families of the addictive qualities of opioid pain medicines and their link to heroin abuse rates in New Jersey, and communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opiates, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the pros and cons of opioids; and

WHEREAS, the State Senate and General Assembly jointly resolved that October 6 shall be permanently designated as “Knock Out Opioid Abuse Day” in New Jersey in order to raise awareness about the dangers of, and the link between, opioid abuse and heroin addiction and to educate health care providers, community leaders, State lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

WHEREAS, Join Together Atlantic County (JTAC) supports initiatives designed to raise awareness about opiate abuse in New Jersey and take steps to prevent addiction

THEREFORE BE IT RESOLVED, that October 6, 2019 be recognized as Knock out Opioid Abuse Day in the Borough of Folsom, New Jersey.

ORDINANCES: (Final adoption/Second Reading)

BOROUGH OF FOLSOM

ATLANTIC COUNTY, NEW JERSEY

ORDINANCE 2019 - 09

**AN ORDINANCE REGARDING THE FIRST ADDENDUM TO THE AGREEMENT FOR A
JOINT MUNICIPAL COURT FOR THE TOWN OF HAMMONTON AND THE BOROUGH OF
FOLSOM**

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

WHEREAS, it is recognized that the State of New Jersey and taxpayer interests favor the efficiencies of shared services and in that context, the Borough of Folsom and the Town of Hammonton have worked together on its Joint Court first by Folsom Borough Ordinance 2-2018. By this Addendum, the Borough of Folsom shall maintain its Court through the Joint Court Agreement with the Town of Hammonton as such Joint Court is modified in accordance with that Agreement between the Town of Hammonton and the Borough of Folsom in a form as is annexed as “A” which Agreement is a true and correct copy of the Agreement circulated and agreed to by and between the parties.

Section One. Repealer. All former Ordinances of the Borough of Folsom which are in conflict with the provisions contained in this Ordinance are hereby repealed upon the adoption of this Ordinance.

Section Two. Severability. If any part or parts of this Ordinance are held to be invalid for any reason such decision shall not affect the validity of the remaining portions of this Ordinance.

Section Three. This Ordinance shall take effect after final approval and publication as required by law.

**FIRST ADDENDUM TO THE AGREEMENT FOR A JOINT MUNICIPAL COURT
FOR THE MUNICIPALITIES OF THE TOWN OF HAMMONTON AND THE
BOROUGH OF FOLSOM**

THIS ADDENDUM made by and between the **Town of Hammonton**, a municipal corporation of the State of New Jersey, located in Atlantic County, New Jersey, with an address of 100 Central Avenue, Hammonton, New Jersey 08037 (hereinafter referred to as “Hammonton”); and the **Borough of Folsom**, a municipal corporation of the State of New Jersey, located in Atlantic County, New Jersey, with an address of 1700 Route 54, Folsom, New Jersey 08037 (hereinafter referred to as “Folsom”), collectively known hereinafter as the “Municipalities”, and each a “Municipality”.

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

WHEREAS, 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, 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, in accordance with paragraph 10(a) of the Agreement for a Joint Municipal Court the municipalities desire to amend the Agreement for a Joint Municipal Court in accordance with this First Addendum.

NOW, THEREFORE, the Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and the Borough of Folsom is hereby amended as follows:

1. Paragraph 1 is amended to read as follows:

Establishment of a Joint Municipal Court. Hammonton and Folsom agree to the establishment and administration of a single Joint Municipal Court to serve those two Municipalities pursuant to N.J.S.A. 2B:12-1(b) and N.J.S.A. 40A:65-1, et. seq.

2. Paragraph 4(f), a second sentence is added which states as follows:

Hammonton shall have sole authority to retain, hire, fire, or discipline it's court administrative personnel.

3. A Paragraph 4(i) is added which states as follows:

Based upon the individual assessments, analysis and negotiations of the Municipalities, Folsom shall pay to Hammonton a flat rate of \$18,000.00 per year in connection with the Joint Municipal Court to be paid in four (4) equal quarterly installments of \$4,500.00. Each quarterly payment shall be due to Hammonton on the first day of each quarter beginning on January 1, 2020. All payments in accordance with this Paragraph 4(i) shall be made by Folsom to the Town of Hammonton Municipal Clerk.

4. A Paragraph 4(j) is added which states as follows:

Folsom's Employment Reconciliation Plan. On or about February 13, 2018, Folsom abolished its Municipal Court and all related positions for reasons of efficiency and economy. In accordance with the establishment of a Joint Municipal Court and this First Addendum, Folsom shall compensate its prior Municipal Court Clerk in the amount of \$19,295.00. Folsom agrees to indemnify and hold Hammonton, its elected and appointed officials, officers, employees, agents and professionals harmless from any and all claims made by or on behalf of Folsom's prior Municipal Court Clerk in any way related to this paragraph 4(j) and/or the establishment of the single Joint Municipal Court between Hammonton and Folsom.

5. Paragraph 5(c) is deleted.

6. Paragraph 10, subparagraph (a), last sentence, the terms "or terminated" are

deleted.

7. A Paragraph 10(f) is added which states as follows:

(f) All notices under this Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and the Borough of Folsom shall be in writing and shall be sent certified mail, return receipt requested to the Municipal Clerk of each Municipality at the address indicated above.

8. Each party to this Agreement represents and warrants to the other that all Municipal action necessary for Hammonton and Folsom to enter into and perform all obligations required by this First Addendum have been validly undertaken and that the undersigned are authorized to execute this First Addendum.

All other terms and conditions of the Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and Borough of Folsom not inconsistent herewith shall remain in full force and effect.

A motion to approve Ordinance#09-2019 was made by Councilman Arena and seconded by Councilman Hoffman.

No public comment

There was a roll call vote with ayes all.

RESOLUTIONS:

**RESOLUTION 2019-91
BOROUGH OF FOLSOM**

A RESOLUTION AUTHORIZING A REFUND OF PROPERTY TAXES

WHEREAS, it has determined by the United States Department of Veteran's Affairs that William Bodine to be 100% disabled as a result of his disabilities received during his service for our Country.

WHEREAS, this change in status became official in September 1, 2019;

THEREFORE, the Borough of Folsom shall refund to William Bodine the Borough of Folsom's portion of property taxes paid by him as follows:

<u>BLOCK/LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
2614/460	3 RD Quarter 2019	\$184.72 (canceled & refunded)
	4 th Quarter 2019	\$691.50 (canceled)
	2019 Homestead Credit	\$87.34 (refunded)

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Folsom, County of Atlantic and State of New Jersey, that the payment of \$272.06 taxes will be refunded.

A motion to approve Resolution #2019-91 was made by Councilman Arena and seconded by Councilman Hoffman

There was a roll call vote with ayes all

**BOROUGH OF FOLSOM
RESOLUTION NO. 2019-92**

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-37/2019); and

WHEREAS, the County received and opened publicly advertised bids on September 17, 2019 for retail natural gas services for the South Jersey Power Cooperative; and

WHEREAS, UGI Energy Services is the lowest responsible bidder for natural gas supply services for South Jersey Gas and submitted the rates are indicated below for a three year period beginning December 1, 2019 and ending November 30, 2022.

Bid Lot	Utility	Rate Code	Term (months)	Awarded Supplier	Bid Price \$/Dth
3C	SJG	GS	36	UGI Energy Services	4.176/dth

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 natural gas accounts.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Folsom, 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, and 520 Burnt Mill Road, Voorhees, NJ 08043.

A motion to approve Resolution #2019-92 made by Councilman Hoffman and seconded by Councilman Jantz

There was a roll call vote with ayes all.

**BOROUGH OF FOLSOM
RESOLUTION NO. 2019-93**

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR BANKING SERVICES

WHEREAS, the Borough of Folsom has a need for banking services and elected to award such a contract as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Chief Financial Officer/Purchasing Agent has received a proposal from Ocean First Bank that is advantageous to the Borough; and,

WHEREAS, Ocean First Bank has indicated they will provided banking services for no cost to the Borough, will waive all reserve requirements and pay a fixed rate of .75% interest.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Folsom authorizes the Qualified Purchasing Agent/Chief Financial Officer to enter into a contract with Ocean First Bank through December 31, 2022.

A motion to approve Resolution #2019-93 made by Councilman Conway and seconded by Councilman Arena

There was a roll call vote with ayes all.

2019-94 TABLED

SOLICITOR'S REPORT: John Carr submitted his written report to Mayor and Council which included updates on the Joint Court, Land Use with regards to Cannabis Use (Medical), Pinelands Ordinance, Predatory Towing and John stated that he will get information for Council on the Affordable Housing Certification.

FIRE CHIEF REPORT: No fire report. Fire Chief is in Alabama but will have report for next month.

ENGINEER'S REPORT: (Jen Heller)

Engineer's Report

October 8, 2019

NJDOT FY2018 Municipal Aid Project:

The construction work has been completed for the 2018 Road Program and the municipal building parking lot. The Contractor has submitted a pay estimates for the work completed for payment. Close out on the project will begin once the asphalt pavement core test results are completed and a final inspection will be done to ensure that all punch list items are corrected.

Ferris Associates:

The fall inspection for the Ferris Associates gravel pit is scheduled for Wednesday, October 9, 2019. The inspection is to ensure continuing compliance with the conditions of the resource extraction permit, including, but not limited to, the condition of Fourth Road, signage, restricting access into the pit from adjacent properties, and the restoration of the mined areas. The Fall 2019 inspection report will be provided to the Planning Board and to the governing body. If any members of Council have any questions or concerns, please advise so that we can address any issues at the time of the inspection.

CDBG/ACIA Penny Pot Park Senior Exercise Equipment:

The Borough recently purchased two pieces of senior exercise equipment for installation at Penny Pot Park. As requested by the ACIA, a letter has been drafted explaining the receipt and rejection of the bids, the failed negotiations with the contractor and the purchase of the equipment, and the required documents are being sent to the ACIA. We contacted a contractor recommended by Game Time for an informal quote for the installation of the poured-in-place rubber surfacing and we are hopeful based on their estimate that we can utilize the additional \$15,000 from the 2019 funding to increase the size of the area of the exercise equipment so that additional equipment may be installed.

The project will have to be re-bid, as required by the ACIA, however, this will give the Borough the opportunity to tighten up the scope of work, eliminate any ambiguities in the specifications and possibly attract additional interested bidders. Upon the approval of our proposal for the design and construction management of the project, we can begin making adjustments to the specifications and plan. The project can be bid in early 2020 with ample time for interested bidders and awarded in late winter so that as soon as the outdoor temperatures are appropriate, the footings and the poured-in-place rubber surfacing can be installed.

A discussion about lighting in the Parks ensued.

NJDOT FY2019 Municipal Aid Project:

We received comments from the NJDOT & the Railroad Department for the resurfacing of Backline Road project and have revised the plans accordingly for resubmission. Upon satisfactory review, we will receive authorization to advertise from the NJDOT with the anticipation of awarding a contract in 2019 for construction to begin in 2020. The railroad crossing work by Conrail is anticipated to be completed this fall.

MAYOR'S REPORT: No report

COUNCIL MEMBER'S REPORTS:

Councilman Greg Conway: asked residents to recognize that the suicide rate among Veterans is 22 lives per day. Greg informed residents that the Girl Scouts will be cleaning up on various streets this Saturday.

Councilman Ken Jantz: no report

Councilman Pagano: absent

Councilman Arena: reported that the Parks & Rec Commission will be replacing the "Welcome to Folsom" sign. Councilman Schenker reported that several residents expressed to him that they would like a location (Veterans Memorial) with more visibility instead of the proposed Falcon's Nest Park location. Councilman Schenker stated that he just want to bring that suggestion to Parks & Rec.

Councilman Hoffman: no report

Councilman Schenker: stated that he felt a lot of intersections need trimming. A discussion ensued. Greg thanked Folsom resident Karen Talbot LoSasso for properly removing the deceased cat from Rt 54 in front of Borough Hall.

PUBLIC COMMENTS OR QUESTIONS ON COUNCIL MEMBER REPORTS ONLY:

OPEN TO THE PUBLIC: Mr. Sutts (15 Park Avenue) commented on Councilman Conway's statement about Veterans' suicides and asked Council to go see the display of 660 flags in front of the Atlanticare on the White Horse Pike in Hammonton that he placed there and will be on display for one month.

PAYMENT OF BILLS IN THE AMOUNT OF: \$570,450.66

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

There was a roll call vote with ayes all.

Council President Schenker 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, November 12, 2019 starting with the workshop meeting at 6:00 pm and continuing immediately thereafter with the regular meeting at Borough Hall, 1700 12th Street, Folsom, NJ.

With no other discussion the meeting was adjourned at 7:40PM.

Respectfully submitted,

Patricia M. Gatto
Municipal Clerk

