PLEASE NOTE: MEETING WILL BE HELD VIA TELECONFERENCE
TO ATTEND DIAL (978) 970-5000 AND USE ACCESS CODE 197407.
PLEASE MUTE YOUR PHONE TO LIMIT OUTSIDE NOISE DURING THE CONFERENCE CALL.

ATTENDANCE OF ALL ATTENDEES WILL BE TAKEN AT THE BEGINNING OF THE MEETING.

DURING THE PUBLIC COMMENT PORTION THE CITY CLERK WILL CALL THE ATTENDEES NAME IN THE ORDER IT WAS RECEIVED IN THE BEGINNING OF THE MEETING AND ASK IF THEY WOULD LIKE TO MAKE ANY COMMENTS. THE ATTENDEE MAY UNMUTE THEIR PHONE AND MAKE THEIR COMMENTS, IF ANY.

TENTATIVE AGENDA FOR REGULAR SESSION MEETING APRIL 7, 2020, 5:30 P.M.

1. **CALL TO ORDER**

2. **INVOCATION AND SALUTE TO THE FLAG**
   Pastor Barroso to deliver the invocation, followed by the Salute to the Flag.

3. **ROLL CALL**
   Santiago__ Pepitone__Parent__Udalovas__Cooper__

4. **OPEN PUBLIC MEETINGS STATEMENT BY MAYOR MICHAEL SANTIAGO**
   "This meeting is being conducted in accordance with the Open Public Meetings Act of 1975, was advertised, posted, and made available to the public as required by Statute. The Municipal Clerk is directed to include a statement in the minutes of this meeting."

5. **CITY CLERK TO REVIEW CHANGES TO THE AGENDA**

6. **BILLS**
   Motion-
   Second-
   Pepitone___ Parent ___ Udalovas ___ Cooper ___ Santiago ___

7. **MINUTES**
   Motion to approve and dispense with the reading of the following minutes and to proceed with the regular order of business:
   March 17, 2020:

Work Session
Regular Session
Motion-
Second-
Pepitone ___ Parent ___ Udalovas ___ Cooper ___ Santiago ___

8. **PRESENTATIONS**

9. **PUBLIC COMMENT ON AGENDA ITEMS ONLY**

10. **OLD BUSINESS**

11. **PETITIONS & LETTERS**

12. **REPORTS OF COMMISSIONERS**

13. **COMMISSIONER COOPER**

14. **COMMISSIONER PEPITONE**

14.I. Commissioner Pepitone Item (01)

1) Millville Fire Department Incident Report and Inspections Report for the month of March 2020
2) Millville Police Department Statistical Reports for the month of March 2020

Motion-
Second-
Pepitone __ Parent __ Udalovas __ Cooper __ Santiago __

Documents:

MARCH 2020 INCIDENT FIRE REPORT.PDF
MARCH 2020 FIRE INSPECTIONS.PDF
PD MARCH STATS NCU.PDF
MARCH 2020 MPD COMMISSION STAT REPORT.PDF

15. **COMMISSIONER UDALOVAS**

15.I. Commissioner Udalovas Item (01)

Proposed amendments to Rental Registration Billing Cycles

Documents:

RENTAL REGISTRATION PRESENTATION.PDF

16. **VICE-MAYOR PARENT**

17. **MAYOR SANTIAGO**

17.I. Mayor Santiago Item (01)

Streets and Roads Report for the month of March 2020

Motion-
Second-
Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

STREETS AND RDS REPORT MARCH2020.PDF

18. **ORDINANCES 2ND READING**

18.I. Ordinance 2nd Reading Item (01)

An Ordinance to exceed the Municipal Budget Appropriation limits and to Establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 for CY 2020

Motion-

Second-

(Public Hearing)

Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

PN- COLA ORD.PDF

ORD - 2020 COLA ORD.PDF

19. ORDINANCES 1ST READING

19.I. Ordinance 1st Reading Item (01)

An Ordinance amending the City of Millville Municipal Code, Chapter 11, Section 67, Registration and Permit Fees

Motion-

Second-

Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

ORD AMENDING CHAPTER 11 SECTION 67.PDF

19.II. Ordinance 1st Reading Item (02)

An ordinance amending chapter 30 Land Use and Development Regulations to add Utility Scale (Principal Use) Solar Energy Facility

Motion-

Second-

Pepitone __ Parent __ Udalovas __ Cooper __ Santiago __

Documents:

ORD CHAPTER 30 SOLAR ADOPTION .PDF

20. CONSENT AGENDA ITEMS

All matters listed under the Consent Agenda are considered to be routine and non-controversial by the Board of Commissioners and will be approved by one motion. There will be no separate discussion of these items unless a governing body member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

20.I. Resolution Item (CA01)

Resolution authorizing land owned by the City of Millville known as 210 Buck Street to be dedicated for use as a public library for a period of no less than twenty years

Documents:

RES LAND DEDICATION.PDF

20.II. Resolution Item (CA02)

Resolution authorizing adjustments in the tax and utility records

Documents:

RES TAX UTILITY.PDF

20.III. Resolution Item (CA03)

Resolution authorizing extension of dog licenses due date for 2020 year from March 31st to June 1st, without late penalty fee, licenses paid after June 1st will be charged a $10.00 late fee

Documents:

RESOLUTION TO EXTEND DOG LICENSE LATE FEE.PDF

21. MOTION TO APPROVE CONSENT AGENDA ITEMS

Motion to approve all items on the Consent Agenda
Motion-
Second-
Pepitone ___ Parent ___ Udalovas ___ Cooper ___ Santiago ___

22. RESOLUTIONS

22.I. Resolution Item (01)

Resolution awarding bid for the project entitled "Columbine Avenue Roadway Improvements" to Charles Marandino, LLC, Milmay, New Jersey for their successful low bid in the amount of $193,246.00
Motion-
Second-
(Certification of Funds)
Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

RES COLUMBINE AVE ROADWAY IMPROVEMENTS.PDF

22.II. Resolution Item (02)

Resolution authorizing award of a Professional Service Contract through a non-fair and open process with Advanced GEO Services, a Montrose Environmental Company (Montrose AGC) to perform water quality monitoring and other design, permitting and associated engineering services for in an amount not to exceed $10,000.00 for the period covering April 1, 2020 through December 31, 2020
Motion-
Second-
(Certification of Funds)
Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

RES ADVANCED GEO.040720.DOC.PDF

22.III. Resolution Item (03)

Resolution authorizing Professional Service Contract through a non-fair and open process with M. Lou Garty, Esquire, to act as one of the City of Millville's Hearing Officers for Administrative Proceedings involving disciplinary and grievance matters within the Millville Police Department in an amount not to exceed $8,000.00 for the period covering April 7, 2020 through December 31, 2020
Motion-
Second-
(Certification of Funds)

Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

RES -2020 CARTY - HEARING OFFICER.PDF

22.IV. Resolution Item (04)

Resolution authorizing Professional Service Contract through a non-fair and open process with Penncare emsCharts, to provide a web-based computer patient charting system, which will enable the City of Millville EMS to access and manage patient medical data in a timely and efficient manner for the period covering June 1, 2020 through May 31, 2021

Motion-

Second-

Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

RES EMSCHARTS.040720.DOC.PDF

22.V. Resolution Item (05)

Resolution authorizing a First Amendment to Professional Services Contract awarded through a non-fair and open process by Resolution No. 93-2019 on July 16, 2019 to provide Environmental Legal Consultant Services with Franklin Riesenburger, Esquire of Flaster/Greenberg, P.C. for an additional amount of $50,000.00 for a total contract amount not to exceed $180,000.00 for the duration of the contract period covering to July 13, 2020

Motion-

Second-

(Certification of Funds)

Pepitone__ Parent__ Udalovas __ Cooper __ Santiago

Documents:

RES RIESENBURGER.FIRST AMENDMENT.040720.DOC.PDF

23. NEW BUSINESS

24. PUBLIC COMMENT PORTION

"We have now reached the public comment portion of our meeting. Anyone who would like to address the Commission, please go to the podium, state your name and address your concerns. Please limit your comments to approximately 5 minutes."

Open Public Portion

Close Public Portion

Comments by Commissioners

25. ADJOURN

Motion-

Second-

Millville Fire Department

Millville, NJ

This report was generated on 4/1/2020 3:30:53 PM

Incident Type Count per Station for Date Range

Start Date: 03/01/2020 | End Date: 03/31/2020

INCIDENT TYPE	# INCIDENTS
Station: ST1 - STATION 30	
111 - Building fire	6
131 - Passenger vehicle fire	3
141 - Forest, woods or wildland fire	1
142 - Brush or brush-and-grass mixture fire	1
142M - Mulch fire	1
143 - Grass fire	3
151 - Outside rubbish, trash or waste fire	1
311 - Medical assist, assist EMS crew	15
321 - EMS call, excluding vehicle accident with injury	1
322 - Motor vehicle accident with injuries	20
324 - Motor vehicle accident with no injuries.	3
353 - Removal of victim(s) from stalled elevator	1
381 - Rescue or EMS standby	1
400 - Hazardous condition, other	1
410 - Combustible/flammable gas/liquid condition, other	1
412 - Gas leak (natural gas or LPG)	3
424 - Carbon monoxide incident	2
445 - Arcing, shorted electrical equipment	1
462 - Aircraft standby	1
511 - Lock-out	2
522 - Water or steam leak	1
551 - Assist police or other governmental agency	1
553 - Public service	2
600 - Good intent call, other	1
611 - Dispatched & cancelled en route	1
622 - No incident found on arrival at dispatch address	1
631 - Authorized controlled burning	1
651 - Smoke scare, odor of smoke	1
733 - Smoke detector activation due to malfunction	2
735 - Alarm system sounded due to malfunction	4

Only REVIEWED incidents included.

INCIDENT TYPE	# INCIDENTS
740 - Unintentional transmission of alarm, other	3
743 - Smoke detector activation, no fire - unintentional	7
744 - Detector activation, no fire - unintentional	2
745 - Alarm system activation, no fire - unintentional	9
746 - Carbon monoxide detector activation, no CO	4
# Incidents for ST1 - Station 30:	**108**

Only REVIEWED incidents included.

Totals

	# of Inspections[1]	Violations Cited	Violations Cleared[2]	Violations Remaining	Occupant Sq. Ft.
LHU - Annual[FS]	7				305,700
LHU - Quarterly[FS]	5				134,718
NLHU[FS]	2				2,600
Complaint[FS]	2				5,260
Permit[FS]	1				3,902
Re-inspect[FS]	34				228,791
Smoke Alarm[FS]	32				0
Total[5]	**83**	**34**	**5**	**29**	**680,971**

From: Bojaciuk, John
Sent: Wednesday, April 1, 2020 4:35 PM
To: Hoffman, Ross
Cc: Farabella, Jody; McLaughlin, Kevin
Subject: Stats

March Stats for NCPU

03/01/20 - 03/31/20

Motor Vehicle Stops - 18

Pedestrian Stops - 6

Motor Vehicle Summons - 11

Arrest - 19

Use of Force - 1

***Along with this months Stats we also have developed 2 new Confidential informants and have 3 narcotic related targets. Several Quality of life complaints are still being investigated and addressed at this time.**

To: Commissioner Pepitone

From: Captain Ross Hoffman 118

Re: Monthly Police Stats

March 2020

Millville Police responded to 2275 incidents

Made 112 total arrests.

Conducted 126 motor vehicle stops

Issued 174 motor vehicle summons

Investigated 72 motor vehicle accidents

Conducted 24 pedestrian stops

Conducted 48 property checks

46 Assaults

111 Alarms

163 Suspicious Circumstances

91 MV citizen complaints

84 Check the well being

72 Animal Complaints

82 Domestic Violence incidents

107 Harassments

46 Shopliftings

67 Unwanted Persons

23 Burglaries

61 Assist Medical

12 Parking offenses

45 Juvenile Complaints

72 Noise complaints

53 Thefts

5 Traffic Hazard

20 TRO services

10 Fights

43 Civil Matters

26 Psychological calls

32 Criminal Mischief calls

23 Assist Other Agencies

13 Total Shots Fired calls – 3 confirmed- 1 person struck non-life threatening

Rental Registration:

Proposed Amendments to Billing Cycles

Chapter 11, Article VII Residential Rental Properties, 11-67 Registration permit and fee.

City of Millville
Department of Public Affairs
Bureau of Permits and Inspections
Housing Department
March 17, 2020

Housing Registrar: 856-825-7000 ext. 7283

Residential Rental Properties

- Approximately 2,321 registered rental units in the City of Millville.
  - 14 complexes
    - Approximately 1,327 units
- Current Billing Cycle:
  - January 1st – December 31st
  - All registrations collected during 1st quarter.

Proposed Rental Registration Billing

Date of Billing	Due Date	Rentals	Amount Billed in 2020	Amount Billed in 2021
May 1, 2020	July 1, 2020	Inspections in July, August and September	$50	$100
August 1, 2020	October 1, 2020	Inspections in October, November, and December	$75	$100
November 1, 2020	January 1, 2021	Inspections in January, February and March	$100	$100
February 1, 2021	April 1, 2021	Inspections in April, May, and June	$125	$100

Burns, Laura

From: Gressman, Wayne
Sent: Tuesday, March 31, 2020 9:25 AM
To: Santiago, Michael
Cc: Burns, Laura; Hitchner, Jeanne
Subject: Streets and Roads Report for March 2020

Mayor,
Here is a report from Streets and Roads for March 2020:

181.5 Tons of brush collected.
6,520 Bags of loose leaves collected.
104 Tires collected.
6 Appliances collected.
Catch basin repair on Gorton Rd. complete.
Catch basin repair at corner of Howard and Park complete.
Catch basin repair on Ware Ave. in front of Marina complete.
Sidewalk repair in front of Patriot Park complete.
Street sweeper is running with no tickets being issued at this time.
Loose leaves collection will start April 13th. We will make one pass through the city only.
Due to the Coronavirus all city facilities are closed to the public until further notice. This includes our Compost Facility. If residents have brush and or leaves they want to take to our Compost facility. We ask that everyone bear with us until we can reopen to the public
Electronic waste and used oil and antifreeze will not be accepted at this time until we can reopen to the public.
If anyone has any question or concerns pertaining to these items. Please contact Streets and Roads (856)825-7000Ext.7388. Thank you.
Respectfully,

Wayne Gressman
Supervisor
Streets & Roads
City Of Millville
(856)825-7000 Ext.7390
Cell#(856)498-1404

Daily Journal, Vineland

Publication Logo Unavailable

Publication Name:
Daily Journal, Vineland

Publication URL:

Publication City and State:
Vineland , NJ

Publication County:
Cumberland

Notice Popular Keyword Category:

Notice Keywords:
millville

Notice Authentication Number:
202004020831239267574
853420002

Notice URL:

Back

Notice Publish Date:
Saturday, March 21, 2020

Notice Content

CITY OF MILLVILLE NOTICE OF INTENTION Notice is hereby given that an Ordinance, a summary of which, is hereinafter set out, was introduced before the Board of Commissioners of the City of Millville and passed its first reading on March 3, 2020 and that said Ordinance will be considered by said Board on final passage April 7, 2020 at 7:00 P.M. in the Richard C. McCarthy Commission Chamber, City Hall, 12 S. High Street, Millville, New Jersey, when and where all persons interested therein will be given ample opportunity to be heard for or against the adoption of said Ordinance. Ordinance to exceed the Municipal Budget Appropriation limits and to Establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 for CY 2020. Passed First Reading March 3, 2020 Michael Santiago W. James Parent Ashleigh Udalovas Joseph Pepitone Bruce Cooper Commissioners Attest: Jeanne M. Hitchner, City Clerk A copy of this Ordinance can be obtained without cost by any member of the general public at the City Clerk's Office, 3rd floor, Municipal Building, 12 S. High Street, Millville, NJ 08332 during Monday through Friday 8:30 am to 4:30 pm or on the City of Millville website at www.millvillenj.gov Publication Date: March 21, 2020 Ptr Fee: $30.96

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Daily Journal, Vineland

Publication Logo Unavailable

Publication Name:
Daily Journal, Vineland

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Publication City and State:
Vineland , NJ

Publication County:
Cumberland

Notice Popular Keyword Category:

Notice Keywords:
millville

Notice Authentication Number:
202004020830360038874
853420002

Notice URL:

Back

Notice Publish Date:
Saturday, March 07, 2020

Notice Content

CITY OF MILLVILLE NOTICE OF INTENTION Notice is hereby given that an Ordinance, a summary of which, is hereinafter set out, was introduced before the Board of Commissioners of the City of Millville and passed its first reading on March 3, 2020 and that said Ordinance will be considered by said Board on final passage March 17, 2020 at 7:00 P.M. in the Richard C. McCarthy Commission Chamber, City Hall, 12 S. High Street, Millville, New Jersey, when and where all persons interested therein will be given ample opportunity to be heard for or against the adoption of said Ordinance. Ordinance to exceed the Municipal Budget Appropriation limits and to Establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 for CY 2020. Passed First Reading March 3, 2020 Michael Santiago W. James Parent Ashleigh Udalovas Joseph Pepitone Bruce Cooper Commissioners Attest: Jeanne M. Hitchner, City Clerk A copy of this Ordinance can be obtained without cost by any member of the general public at the City Clerk's Office, 3rd floor, Municipal Building, 12 S. High Street, Millville, NJ 08332 during Monday through Friday 8:30 am to 4:30 pm or on the City of Millville website at www.millvillenj.gov Publication Date: March 7, 2020 Ptr. Fee: $30.96

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ORDINANCE NO. -2020

CALENDAR YEAR 2020
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Mayor and members of City Commission of the City of Millville in the County of Cumberland finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and members of City Commission hereby determines that a 1.0% increase in the budget for said year, amounting to $273,366.46 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and members of City Commission hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and members of City Commission of the City of Millville, in the County of Cumberland, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the City of Millville shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to $956,782.61, and that the CY 2020 municipal budget for the City of Millville be approved and adopted in accordance with this ordinance; and

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

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

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

FIRST READING: March 3, 2020

Moved By: Parent

Seconded By: Pepitone

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago	X			
W. James Parent	X			
Ashleigh Udalovas	X			
Joseph Pepitone	X			
Bruce Cooper	X			

SECOND READING: April 7, 2020

Moved By:

Seconded By:

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of an Ordinance adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on April 7, 2020.

_____

Jeanne M. Hitchner, City Clerk

PROCEDURE	
Approved on First Reading:	March 3, 2020
Published:	March 7, 2020
Re-Published:	March 21, 2020
Approved on Second Reading:	
Published:	
Effective Date:	

CITY OF MILLVILLE
COUNTY OF CUMBERLAND
STATE OF NEW JERSEY

ORDINANCE NO._____

AN ORDINANCE AMENDING CHAPTER 11, SECTION 67 ("REGISTRATION PERMIT AND FEES") OF THE MILLVILLE CITY CODE

WHEREAS, the Code of the City of Millville, Chapter 11, Article VII ("Residential Rental Properties"), Section 67 ("Registration Permit and Fee") provides for an annual registration and inspection scheme under which an annual fee is charged in the sum of $100.00 and is due prior to March 1st of each year; and

WHEREAS, the Bureau of Permits and Inspections must inspect approximately 2,300 rental units each year which are located within the City; and

WHEREAS, it taxes the Bureau's resources to conduct all of the aforesaid inspections during the same time of the year; and

WHEREAS, the Board of Commissioners of the City of Millville finds that staggering the inspections over four quarters would make for a more efficient use of the Bureau's resources and would result in a more efficient system for inspecting rental units in order to ensure such units are safe for City residents; and

WHEREAS, in order to implement a staggered system of inspections, it is necessary to also stagger the registration/inspection fees so that these do not become due until the same quarter in which the inspection will occur; and

WHEREAS, in anticipation of the adoption of this Ordinance, the Bureau has not issued bills for registration/inspection fees which ordinarily would become due on March 1st; and

WHEREAS, it will consequently be necessary to pro-rate inspection fees through the current 2020 calendar year.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millville that Millville City Code, Chapter 11, Section 67 ("Registration Permit and Fees"), is hereby amended as follows:

SECTION 1

§ 11-67. Registration Permit and Fees.

A. Each residential rental unit shall be inspected annually. The annual registration terms shall be staggered so that for approximately 25% of the total units in the City the term shall commence January 1st, for approximately 25% of the units the term shall commence on April 1st, for approximately 25% of the units the term shall commence on July 1st and for the remaining approximately 25% the term shall commence on October 1st. An annual registration/inspection fee of

$100.00 per unit shall be due upon the commencement of the aforesaid terms which shall all be for a duration of one year. For payments made after the applicable due date the fee shall be $125.00 per unit. In order to implement this Ordnance the Bureau of Permits and Inspections shall pro-rate the annual fee for the unbilled part of the year prior to the applicable due date. No fee shall be required for units owned by the City, the Millville Housing Authority or another governmental agency.

B. No residential rental unit shall be occupied unless it is registered with the City and is occupied in compliance with these regulations and Article V, Property Maintenance Code, of this chapter.

C. Upon submission of a complete registration form and payment of the registration fee, the City shall issue a registration permit for each property containing a residential rental unit. No registration shall be accepted unless an agent has been designated as provided in § 11-68 below. Upon receipt of the completed form and fee, the City will schedule a timely inspection of the unit or units that are the subject of the registration. If the inspection results in a satisfactory rating, a certificate of continued occupancy shall be issued. However, the Housing Inspector may reinspect any residential rental unit at any time when he or she has reasonable grounds to believe that the unit is no longer in compliance with the property maintenance code or these regulations.

D. As a condition of receiving a registration permit, the owner or manager of a multiple dwelling shall provide proof that said multiple dwelling is under contract with a private waste hauler for the collection of its solid waste.

E. The registration fee shall include the administrative cost of the registration permit and two inspections during the calendar year for which the permit applies. Any additional inspection or reinspection required by the Housing Inspector or any cancellation of an appointment for inspection on less than 48 hours' notice during the same year shall result in an additional charge of $50 per inspection.

F. The owner shall notify the Bureau of Permits and Inspections forthwith whenever a unit has been vacated, and prior to any reoccupancy of the residential rental unit.

SECTION 2

Should any provision of this ordinance be deemed invalid for any reason that invalidity shall not affect the remaining provisions of the ordinance, and the provisions and sections of the ordinance are hereby declared to be severable with respect to their validity.

SECTION 3

This ordinance shall take effect twenty (20) days after final passage, according to law.

FIRST READING: _____

Moved By: _____
Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

SECOND READING: _____

Moved By: _____
Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of a Resolution adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on _____, 2020.

_____
Jeanne M. Hitchner, City Clerk

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 30 ("LAND USE AND DEVELOPMENT REGULATIONS") IN ORDER TO ADOPT A PORTION OF THE COMPREHENSIVE REWRITE PERTAINING TO SOLAR USES FOLLOWING THE MASTER PLAN LAND USE ELEMENT ADOPTION

WHEREAS, the City of Millville engaged the New Jersey Department of Community Affairs Local Planning Services (LPS) on March 1, 2016 by Resolution R92-2016 to update the current Land Use Plan Element of the City's Master Plan to address the City's current goals and objectives; and

WHEREAS, the Resolution established a working committee including representatives from the Commission, the Planning Board and Planning Department; and

WHEREAS, the LPS and Working Committee hosted public focus groups to assist in the development of goals and recommendations for the Land Use Plan Element as was attended by the business community, property owners, non-profit organizations, City representatives and interested residents; and

WHEREAS, the goals and recommendations including those from the public focus group were incorporated into a plan entitled City of Millville Land Use Plan Element dated January 2017 and adopted by the City Planning Board on January 9, 2017 following procedures for preparation and notification provided for in Municipal Land Use Law 40:55D-1 et seq.; and

WHEREAS, the City Commission introduced a comprehensive rewrite of Chapter 30 Land Use and Development Regulations to implement the zoning ordinance recommendations Resolution on first reading at a regularly scheduled meeting on January 21, 2020 and referred it to the Planning Board for review of consistency with the master plan; and

WHEREAS, the Planning Board held a public hearing at a regularly scheduled meeting on February 10, 2020 and with extensive input from the public and discussion recommended via Resolution 04-2020 substantial revisions to Chapter 30 of the Zoning Code before adoption; and

WHEREAS, in an effort to continue development and government operations during the COVID-19 crisis, the City Commission is desirous to enact a portion of the proposed Chapter 30 rewrite that was not subject of concern during previous public hearings; and

NOW, THEREFORE, BE IT ORDAINED, by the City Commission that Chapter 30 Land Use and Development Regulations shall be amended to add the following language

Add 30.221 ***Utility Scale (Principal Use) Solar Energy Facility***

Within the Zoning Districts

AC Agricultural Conservation District
DR Downtown Riverfront District
LC Land Conservation District
POS Public Open Space District
RC River Conservation District
I-1 General Industry District
I-2 Interchange Mixed Use District
I-3 Air Park Industry District

public utility generating sub or switching stations may be established in accordance with the provisions of the Schedules of District Regulations and the following conditions:

a. Definitions

i. COLLECTOR SURFACE – Any part of a solar collector that absorbs solar energy for use in the collector's energy transformation process. "Collector surface" does not include frames, support and mounting hardware.

ii. PRESERVED OPEN SPACE AND PRESERVED FARMLAND – Land on which a development easement was conveyed to, or retained by, the State Agricultural Development Committee, a board, or a qualifying tax exempt nonprofit organization pursuant to the provisions of section 24 or N.J.S.A. 4:1C-31, section 5 of N.J.S.A. 4:1C-31.1, section 1 of N.J.S.A. 4:1C-38, section 1 of N.J.S.A. 4:1C-43.1, section 37 through 40 of N.J.S.A. 13.8C-37 through 13:8C-40, or any other State law enacted for farmland preservation purposes.

iii. RENEWABLE ENERGY FACILITY – A facility that engages in the production of electric energy from solar technologies, photovoltaic technologies, or other solar-based technology.

iv. SOLAR COLLECTOR – A device, structure or part of a device or structure in which a substantial purpose is used to transform solar energy into thermal, mechanical, chemical or electrical energy.

v. SOLAR ENERGY – Direct radiant energy received from the sun.

vi. SOLAR PANEL – A structure containing one or more receptive cells or collector devices, the purpose of which is to use solar radiation to create usable electrical energy.

vii. UTILITY SCALE [PRINCIPAL USE] SOLAR ENERGY SYSTEM – One or more solar panels and all associated equipment involved in the conversion of solar radiation to electrical energy which functions as the only principal use on the land on which such system is situated.

a. Utility Scale Solar Energy System

~~i.~~ Where permitted as set forth in the Schedule of District Regulations, solar energy systems shall be a permitted as conditional uses on a minimum lot size of 200 acres (lot area includes all land associated with the overall development of the utility scale solar project).

ii. The Utility Scale Solar System shall constitute the principal use of the lot on which it is located. For all such systems major site plan approval is required.

iii. A person who owns a preserved farmland may construct, install and operate solar energy systems

on an area less than the ten acre minimum for such a use on the preserved portions of the farm or on any portion excluded from preservation in accordance with P.L. 2009, c. 213 of New Jersey.

iv. *A site plan application for a solar energy system shall address, and not be limited to, buffering, care and maintenance of all property associated with the installation, security, visual impacts, drainage, traffic to and from the site and shall include. Installations shall be subject to the following requirements, in additional to applicable development application submission, review and performance standards:*

a) *No Utility Scale Solar System shall be located within a 2 miles readius of an existing or permitted solar facility.*

b) *All solar facilities must meet or exceed the standards and regulations of the Federal Aviation Administration (FAA), Board of Public Utilities (BPU), and any other agency of the local, state, or federal government with the authority to regulate such facilities that are in force at the time of the application.*

c) *The location of ground mounted arrays and freestanding collectors shall be setback a distance of fifty (100) feet from all property lines.*

d) *Ground mounted arrays shall not exceed twenty (20) feet in height when oriented at maximum tilt.*

e) *A thirty (30) foot wide perimeter landscaped buffer that includes a combination of evergreen trees and shrubs-The landscape buffer shall be required along the road frontages and where visual impact may affect immediately adjacent residential uses. The purpose of the buffer is not to completely screen the solar use, but rather to provide an aesthetic component to the project . A six (6) foot tall fence shall be located inside the landscape perimeter. Evergreen trees shall not be a lesser height than that of the perimeter fence, and shall be of a species that will be expected to grow to a height of the solar panels within 5 years of the time of planting. Natural vegetation or landforms on site may provide such screening as determined by the Board.*

f) *No more than eighty percent 80%) of "under panel" surface of the total lot area shall be utilized for a solar energy system installation, inclusive of 25% maximum impervious coverage exclusive of the panel areas as prescribed by N.J.A.C. 40:55D-38.1.*

v. *A site plan application submission shall include:*

a. *Visual Impact Analysis: Discuss the potential visual effects from the projects. Identify any measures to avoid, minimize, or mitigate visual effects.*
b. *An economic impact and alternative site analysis.*
c. *Proposed storm-water measures: Identify specific erosion control, sedimentation control or stabilization measures to address soil limitations during and after project construction.*
d. *Screening Plan: Include any site grading and/or landscape plantings proposed along public roads or abutting residential and commercial properties.*
e. *A Maintenance Plan for grounds and landscaping buffers.*
f. *A site plan application shall also include a Decommissioning Plan including time line, means and methods with engineering and demolition specifics as*

well as a plan for cleaning and restoration of the property to its pre-installed condition, including grading and vegetative re-stabilization to eliminate any negative impacts to surrounding properties.

vi. *To the extent reasonably possible, solar energy panels, regardless of how they are mounted, shall be oriented and/or screened year round so that glare is directed away from adjoining properties and streets.*

vii. *To the extent reasonably possible, solar energy systems shall be designed using such features as colors, materials, textures, screening and landscaping so as to blend into their settings and avoid visual blight. The solar energy systems shall remain painted or finished in the color or finish that was originally applied by the manufacturer. The exterior surface of any visible components shall be non-reflective, neutral color like white, grey or another non-obtrusive color. Finishes shall be matter or non-reflective.*

viii. *Solar energy systems shall not be used for the display of advertising.*

ix. *All solar energy system collector installations must be performed by a qualified solar installer, and prior to operation the electrical connections must be inspected by the Construction Office or other appropriate electrical inspection agency as determined by the City. In addition, any interconnection to the public utility grid must be inspected by the appropriate public utility.*

x. *When solar storage batteries are included as part of the solar energy collector system, they must be placed in a secure container or enclosure meeting the requirements of the New Jersey State Building Code when in use and when no longer used shall be disposed of in accordance with the laws and regulations of the State of New Jersey and other applicable laws and regulations.*

xi. *Clearing of natural vegetation for the installation of a solar energy system shall be limited to that which is necessary for the construction, operation and maintenance of the system and as otherwise prescribed by of §30-184 as well as any other applicable laws, regulations and ordinances.*

xii. *Any trees to be removed to accommodate the installation of a solar energy system shall be accompanied by a plan demonstrating the need to remove the trees. Any applicant shall locate a solar energy system so that tree removal is not required to the extent practical.*

xiii. *Any ancillary buildings and any outside storage associated with a solar energy system shall use materials, colors, textures, screening and landscaping that will blend the facility into the natural setting and existing environment.*

i. *Buffer widths shall meet the requirements of an industrial use to neighboring properties as shown in the 030d Required Minimum Buffer Width Table at the beginning of this Chapter and it shall meet all the screening requirements of §30-155.*

1. Decommissioning of Utility Scale Solar and Wind Energy Systems

a. *The Facility Owner and Operator shall, at its expense, complete decommissioning of the Utility Scale Solar or Wind (including individual wind turbines) System, and all related improvements, within (12) twelve months after the end of the useful life of the facility or individual wind turbines, or when use has been discontinued or abandoned by the facility owner*

and/or operator. The Utility Scale Solar or Wind (including individual wind turbines) System will be presumed to be at the end of its useful life, discontinued or abandoned if no electricity is generated for a continuous period of twelve (12) months.

b. *Decommissioning shall include all the following relevant parts of the system including removal of the solar panels and support apparatus, both above and below ground, wind turbines, buildings, cabling, electrical components, roads, foundations to a depth of 36 inches, and any other associated facilities.*

c. *Disturbed earth shall be graded, re-seeded and/or reforested to reclaim the site back to its predevelopment condition, based on the subdivision/land development plan or documented predevelopment condition, unless the landowner requests in writing that the access roads or other land surface areas not be restored.*

d. *An independent and certified Professional Engineer shall be retained to estimate the total cost of decommissioning ("Decommissioning Costs") without regard to salvage value of the equipment, and the cost of decommissioning net salvage value of the equipment ("Net Decommissioning Costs"). Said estimates shall be submitted to the City of Millville after the first year of operation and every fifth year thereafter.*

e. *Decommissioning Funds*

   i. *The Facility Owner or Operator shall post and maintain Decommissioning Funds in an amount equal to Net Decommissioning Costs; provided that at no point shall Decommissioning Funds be less than one hundred percent (100%) of Decommissioning Costs.*

   ii. *The Decommissioning Funds shall be posted and maintained with a bonding company or Federal or Commonwealth chartered lending institution chosen by the Facility Owner or Operator and participating land owner posting the financial security, provided that the bonding company or lending institution is authorized to conduct such business within New Jersey and is approved by the City.*

   iii. *Decommissioning Funds may be in the form of a performance bond, surety bond, letter of credit, corporate guarantee or other form of financial assurance as may be acceptable to [municipality].*

f. *If the Facility Owner or Operator fails to complete decommissioning within the period, prescribed above, then the landowner shall have six (6) months to complete decommissioning.*

g. *If neither the Facility Owner or Operator, nor the landowner complete decommissioning within the periods described above then the City of Millville may take such measures as necessary to complete decommissioning. The entry into and submission of evidence of a Participating Landowner agreement to Millville shall constitute agreement and consent of the parties to the agreement, their respective heirs, successors and assigns Millville may take such action as necessary to implement the decommissioning plan.*

h. *The escrow agent shall release the Decommissioning Funds when the Facility Owner or Operator has demonstrated, and the city concurs, that decommissioning has been satisfactorily completed, or upon written approval of Millville in order to implement the decommissioning plan.*

SECTION 2

Should any provision of this ordinance be deemed invalid for any reason that invalidity shall not affect the remaining provisions of the ordinance, and the provisions and sections of the ordinance are hereby declared to be severable with respect to their validity.

SECTION 3

All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4

This ordinance shall take effect twenty (20) days after final passage, according to law.

Moved By:

Seconded By:

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on April 7, 2020.

_____

Jeanne M. Hitchner, City Clerk

RESOLUTION NO.

RESOLUTION AUTHORIZING THE DEDICATION OF LAND FOR USE AS A PUBLIC LIBRARY

WHEREAS, the State of New Jersey voters approved the New Jersey Library Construction Bond Act on November 7th, 2017 which authorizes $125 million in State General Obligation Bonds; and

WHEREAS, on January 6th, 2020, the New Jersey State Library solicited applications for an $87.5 million grant program under this Bond Act for Library Construction Projects; and

WHEREAS, the City of Millville Commission has been working on behalf of local community groups and the Board of Trustees of the Millville Public Library to plan for renovation of and addition to the existing public library facility; and

WHEREAS, property located at 210 Buck Street is owned and controlled by the City of Millville and whereas the Construction Bond Act requires that the Library land be devoted solely to library use.

NOW BE IT RESOLVED by the City of Millville Commission that the land which is owned and referred to as 210 Buck Street is hereby dedicated for use as a public library for a period of no less than twenty (20) years.

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held March 17, 2020.

_____

Jeanne Hitchner, City Clerk

RESOLUTION_____

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE:

That the following charges be refunded from the Tax records due to Veteran Exemption

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
562.05	8		602 Pinebrook Terr	20	1	$	1,904.51		Tax

That the following charges be refunded due to smoke cert waiver

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
387	10		312 N 7th St			$	45.00		Fire Cert

That the following be transferred within the Tax and Utility records

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
101	2		125 Brandriff Ave	20	1	$	294.76		Tax
101	2		125 Brandriff Ave	19	4	$	(294.76)		Tax
332	2		702 N 5th St	20	2	$	(480.00)		Tax
70.01	29		418 Debbie Ln	20	1	$	480.00		Tax
66	30	1627-0	201 Maria Dr	Ovr	Pay	$	201.40		Sewer
99	4	2339-0	334 W Main St	20	3	$	(201.40)		Sewer
128.02	53	3035-0	1215 Cedar St	20	1	$	25.00		Water
128.02	53	3035-0	1215 Cedar St	20	1	$	(25.00)		Sewer
64	4		1619 Acorn Dr	20	3	$	250.00		Tax
64	4		1619 Acorn Dr	19	4	$	(250.00)		Tax
562.05	8		602 Pinebrook Terr	20	1	$	266.13		Tax
562.05	8	12047-0	602 Pinebrook Terr	20	1	$	(65.00)		Water
562.05	8	12047-0	602 Pinebrook Terr	20	1	$	(130.00)		Sewer
562.05	8	12047-0	602 Pinebrook Terr	20	2	$	(71.13)		Sewer

That the following be added back to Tax and Utility records due to returned checks

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
132	11		20 Wildwood Ave			$	45.00		Fire Cert
443	13		1203 Sassafras St			$	45.00		Fire Cert
125	18		2441 Cedar St	20	1	$	252.56	$ 0.73	Tax
						$	20.00		NSF Fee
495	62	8696-0	231 Giessinger Ave	20	1	$	30.00		Water
						$	10.00		NSF Fee
				20	1	$	130.00		Sewer
						$	10.00		NSF Fee
103	28		301 W Main St	20	1	$	884.94	$ 6.29	Tax
459	17		111 S 9th St			$	3,045.00		Miscellaneous
						$	20.00		NSF Fee
516	6	9077-0	207 Hazel Blvd	20	1	$	30.00	$ 0.07	Water

				20	1	$	130.00	$	0.32	Sewer
299	9		811 North St	20	1	$	694.20	$	7.10	Tax

That the following charges be canceled from the Utility records due to actual read

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
510	3	8901-0	2311 E Main St	20	1	$	(49.00)		Water
394	8	7163-0	706 E Vine St	20	1	$	(94.50)		Water
				19	4	$	(7.00)		Water
400	6	7279-0	1199 E Broad St	20	1	$	(17.50)		Water
248	6	4788-0	5 Sunset Dr	20	1	$	(87.50)		Water
251	6	4815-0	106 Sharp St	19	4	$	(49.00)		Water

That the following charges be canceled from the Utility records due to bill error

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
398	12	7243-0	516 N 9th St	19	4	$ (25.00)		Water

That the following charges be canceled from the Tax records due to Veteran Exemption

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
562.05	8		602 Pinebrook Terr	20	1	$ (2,170.64)		Tax
				20	2	$ (2,170.64)		Tax

That the following charges be canceled from the Utility records due to turn-off

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
492	3	10904-4	1712 E Main St	19	4	$ (114.50)		Water
				20	1	$ (110.50)		Water
				19	4	$ (200.50)		Sewer
				20	1	$ (214.50)		Sewer
449	10	8029-1	618 E Main St	20	1	$ (30.00)		Water
				20	1	$ (130.00)		Sewer

That the following charges be canceled due to billed incorrectly

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
436	2	7854-0	805 E Pine St	20	1	$ (30.00)		Water

That the following be canceled by resolution from the Utility records per Water Maintenance

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
120	3	2776-0	5 Cedar St	20	2	$ 30.00		Water
				20	2	$ 130.00		Sewer

That the following charges be added by resolution to the Utility records due to turn on

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
34	26	6185-0	317 D St	20	1	$ 254.00		Water
				20	1	$ 130.00		Sewer

That the following charges be added due to Forclosure Judgement Vacated

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
23	7		203 Morias Ave	15	3	$ 164.82		Tax
				15	4	$ 164.82		Tax
				16	1	$ 165.13		Tax
				16	2	$ 165.13		Tax
				16	3	$ 172.71		Tax
				16	4	$ 172.71		Tax
				17	1	$ 168.92		Tax
				17	2	$ 168.92		Tax
				17	3	$ 173.23		Tax
				17	4	$ 173.22		Tax
				18	1	$ 171.08		Tax
				18	2	$ 171.07		Tax
				18	3	$ 174.25		Tax
				18	4	$ 174.25		Tax

			19	1	$	168.92	Tax
			19	2	$	168.92	Tax
			19	3	$	183.68	Tax
			19	4	$	183.68	Tax
			20	1	$	176.30	Tax
			20	2	$	176.30	Tax
23	7	203 Morias Ave	15	3	$	1,868.43	Lien
23	9	Fowler Ave	15	3	$	1,868.43	Lien

23	9		Fowler Ave	15	3	$	164.82		Tax
				15	4	$	164.82		Tax
				16	1	$	165.13		Tax
				16	2	$	165.13		Tax
				16	3	$	172.71		Tax
				16	4	$	172.71		Tax
				17	1	$	168.92		Tax
				17	2	$	168.92		Tax
				17	3	$	173.23		Tax
				17	4	$	173.22		Tax
				18	1	$	171.08		Tax
				18	2	$	171.07		Tax
				18	3	$	174.25		Tax
				18	4	$	174.25		Tax
				19	1	$	168.92		Tax
				19	2	$	168.92		Tax
				19	3	$	183.68		Tax
				19	4	$	183.68		Tax
				20	1	$	176.30		Tax
				20	2	$	176.30		Tax

That the following be corrected by reversal due to wrong pay code

Block	Lot	Acct	Property Location	Yr	Prd		Amount	Int	Description
			Motorsports Park			$	2,202.50		Trailer Rent
			Motorsports Park			$	(2,202.50)		AT&T Proceeds
495	62		231 Giessinger Ave			$	20.00		Misc. - Bad Chk
495	62	8696-0	231 Giessinger Ave	20	1	$	(0.56)		Water
495	62	8696-0	231 Giessinger Ave	Ovr	Pay	$	(19.44)		Water

Moved By: _____

Seconded By: _____

VOTING:

	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce L. Cooper				

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held April 5th, 2020.

_____

Jeanne Hitchner, City Clerk

Resolution No. _____

WHEREAS, the City of Millville addresses the Dog licensing Requirements in Ordinance 8:4-A

WHEREAS, per this ordinance any person(s) must register their dogs prior to March 31 of the licensing year.

WHEREAS, the City of Millville addresses in Ordinance 8:4-F; Any person(s) registering their dogs after the March 31, due date will be Charged a 10.00 late fee in addition to the annual license fee.

WHEREAS, the City of Millville recognizes, that due to the COVID-19 outbreak, all person(s) may not be able to meet the required Deadline; and is extending the licensing period to June 1, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE;

1. Dog licensing for the 2020 calendar year, will be extended to June 1, without late penalty.

2. After June 1, a 10.00 late fee will be charged for all person(s) who register their dogs late.

3. This resolution only pertains to the late licensing fee established by Ordinance, it does not supersede state statute and all rabies vaccinations are mandated to be viable through Nov 1, 2020 in order to receive a current 2020 license.

Moved By:
Seconded By:

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held April 7, 2020.

_____
Jeanne Hitchner, City Clerk

RESOLUTION NO. _____

WHEREAS, the City is required to advertise and receive bids for any purchase of materials or supplies or for any contract for the performance of work during the fiscal year, that has a cost exceeding the total amount calculated by the Governor pursuant to N.J.S.A. 40a:11-3, except by State Contract; and

WHEREAS, the City has determined a need for the project entitled "Columbine Avenue Roadway Improvements"; and

WHEREAS, formal competitive bids were received for the Project by the Purchasing Board of the City of Millville on Thursday, March 12, 2020; and

WHEREAS, the funding for the "Columbine Avenue Roadway Improvements project" is made available through the NJDOT FY2019 Municipal Aid Program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE, THAT:

1. The City of Millville hereby awards a Contract for the Project entitled "Columbine Avenue Roadway Improvements" to Charles Marandino, LLC, Milmay, New Jersey 08340, in the amount of $193,246.00.

2. The Mayor is hereby authorized to execute the contract.

Adopted: April 7, 2020

Moved By:

Seconded By:

VOTING		Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held April 7, 2020.

_____

Jeanne M. Hitchner, City Clerk

RESOLUTION NO. _____-2020

AWARDING A PROFESSIONAL SERVICES CONTRACT TO ADVANCED GEO SERVICES, a Montrose Environmental Company (Montrose AGC)

WHEREAS, the City of Millville (hereinafter referred to "Municipality") requires water quality monitoring and other design, permitting and associated engineering services to be performed by **ADVANCED GEO SERVICES, a Montrose Environmental Company (Montrose AGC)** (hereinafter referred to as "Contractor"); and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, provides that contracts for professional services may be awarded without public advertisement therefore; and

WHEREAS, Millville City Code § 2-64.2 provides that Professional Services Contracts in excess of $10,000.00 be awarded pursuant to a **Non-Fair and Open Process**; and

WHEREAS, under the Local Public Contracts Law, the subject contract is a contract for professional services because:

(A) Professional services of the type herein sought are of such a nature as to require a high degree of trust or confidence in the individual entity providing the service and, in fact, may require the creation of a confidential or fiduciary relationship between that individual or entity and the municipality; and

(B) The services required are highly specialized or technical in nature; and

(C) The services require peculiar ability or skill and demand a high degree of specialized knowledge or expertise; and

(D) The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding; and

(E) The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required; and

(F) The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession; and

(G) The services include advice to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials such that competitive bidding is not feasible or practical; and

(H) The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Millville, County of Cumberland and State of New Jersey that:

1. All of the statements of the preamble are incorporated herein by this reference thereto as though the same were set forth at length.

2. The Mayor and City Clerk be and they are hereby authorized to execute a Professional Services Contract retaining the Contractor in an amount not to exceed $10,000.00 the form annexed hereto as Exhibit "A"

with the term of that agreement commencing on April 1, 2020 and terminating on December 31, 2020.

3. The statutory language required by N.J.S.A. 10:2-1 and 10:5-33 hereby incorporated into the contract by reference and the contractor is bound by said language together with the other provisions of the anti-discrimination laws of the State of New Jersey, Chapter 127 of the Laws of 1975.

4. This Resolution shall only be effective when a copy of a certification of availability of funds prepared by Chief Financial Officer of the City is attached hereto.

5. The Business Disclosure Entity Certification and the determination of value shall be placed on file with this Resolution.

6. A notice of the letting of this contract shall be published in the City's official newspaper within ten (10) days of the date of this resolution, which notice shall state that this Resolution and the Contract are on file and available for public inspection in the office of the City Clerk.

7. This Resolution only shall become effective when a copy of the New Jersey Business Registration Certificate of the Contractor herein is submitted to the City of Millville pursuant to the provisions of N.J.S.A. 52:32-44b(1) and a copy of that New Jersey Business Registration Certificate shall be placed on file with this Resolution.

Moved By: _____
Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of a Resolution adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on _____, 2020.

_____
Jeanne M. Hitchner, City Clerk

RESOLUTION NO.

WHEREAS, the City of Millville is in need of professional services with respect to a Hearing Officer in Administrative Proceedings services on behalf of the City of Millville; and

WHEREAS, the City Commission of the City of Millville is desirous of appointing M. Lou Garty, Esquire for the provision of Hearing Officer in Administrative Proceedings services on behalf of the City of Millville; and

WHEREAS, said services shall be provided at a rate of $120.00 per hour not to exceed $8,000.00; and

WHEREAS, funds are now available and have been certified by the Chief Financial Officer; and

WHEREAS, said contract is being awarded in compliance with the non-fair and open process for the duration of one year; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contract for professional services, and the contract itself, must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Millville that M. Lou Garty, Esquire is hereby appointed as Hearing Officer in Administrative Proceedings on behalf of the City of Millville.

Moved By:
Seconded By:

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held

_____
Jeanne M. Hitchner, City Clerk

RESOLUTION NO. _____-2019

AWARDING A PROFESSIONAL SERVICES CONTRACT TO PENNCARE emsCharts

WHEREAS, the City of Millville (hereinafter referred to "Municipality") finds that it requires a billing services provider to assist in the operation of the City's new Emergency Management Service; and

WHEREAS, DM Medical Billings, LLC was the successful bidder to the RFP issued by the City last year and has recommended that the City also engage **PENNCARE emsCharts** (hereinafter referred to as "Contractor") which operates a proprietary web-based computer patient charting system. This system will enable the City EMS to access and manage patient medical data in a timely and efficient manner; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, provides that contracts for professional services may be awarded without public advertisement therefore; and

WHEREAS, Millville City Code § 2-64.3 provides that Professional Services Contracts in excess of $17,500.00 be awarded pursuant to a **Non-Fair and Open Process** unless this requirement is waived by the Board of Commissioners on a case by case basis; and

WHEREAS, under the Local Public Contracts Law, the subject contract is a contract for professional services because:

(A) Professional services of the type herein sought are of such a nature as to require a high degree of trust or confidence in the individual entity providing the service and, in fact, may require the creation of a confidential or fiduciary relationship between that individual or entity and the municipality; and

(B) The services required are highly specialized or technical in nature; and

(C) The services require peculiar ability or skill and demand a high degree of specialized knowledge or expertise; and

(D) The services are such that their relative worth must be judged by subjective considerations that are not susceptible of valuation by competitive bidding; and

(E) The individual or entity who will provide these services has demonstrated competence and particular expertise in the services required; and

(F) The individual or entity who will perform these services is held to and fully adheres to the strict ethical standards that govern the involved profession; and

(G) The services include advice to and consultation with the municipality that require both knowledge and judgment on the part of the individual or entity providing services, as well as the confidence of the municipal officials such that competitive bidding is not feasible or practical; and

(H) The services to be provided are such that their nature, scope and duration are not capable of precise measurement, but rather require a flexibility and discretion that render competitive bidding impractical and inefficient.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Millville, County of Cumberland and State of New Jersey that:

1. All of the statements of the preamble are incorporated herein by

this reference thereto as though the same were set forth at length.

2. The Mayor and City Clerk be and they are hereby authorized to execute a Professional Services Contract retaining **PENNCARE emsCharts** the form annexed hereto as Exhibit "A" with the term of that agreement commencing on JUNE 1, 2020 and terminating on May 31, 2021.

3. The statutory language required by N.J.S.A. 10:2-1 and 10:5-33 hereby incorporated into the contract by reference and the contractor is bound by said language together with the other provisions of the anti-discrimination laws of the State of New Jersey, Chapter 127 of the Laws of 1975.

4. The Business Disclosure Entity Certification and the determination of value shall be placed on file with this Resolution.

5. A notice of the letting of this contract shall be published in the City's official newspaper within ten (10) days of the date of this resolution, which notice shall state that this Resolution and the Contract are on file and available for public inspection in the office of the City Clerk.

6. This Resolution only shall become effective when a copy of the New Jersey Business Registration Certificate of the Contractor herein is submitted to the City of Millville pursuant to the provisions of N.J.S.A. 52:32-44b(1) and a copy of that New Jersey Business Registration Certificate shall be placed on file with this Resolution.

Moved By: _____
Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of a Resolution adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on _____, 2020.

_____
Jeanne M. Hitchner, City Clerk

RESOLUTION NO. _____-2020

RESOLUTION APPROVING FIRST ADDENDUM TO PROFESSIONAL SERVICES CONTRACT OF FRANKLIN J. RIESENBURGER, ESQUIRE OF THE FIRM OF FLASTER GREENBERG

WHEREAS, by Resolution No. 193-2019 adopted on July 16, 2019 the Board of Commissioners of the City of Millville (hereinafter "Municipality") appointed Franklin J. Riesenburger, Esquire of the firm of Flaster Greenberg (hereinafter "Consultant") as special environmental counsel at a rate of $365.00 per hour in an amount not to exceed $130,000.00 for a one year period from July 14, 2019 to July 13, 2020; and

WHEREAS, Consultant has continued to perform extensive services regarding the remediation of the City of Millville Airport as well as the remediation of the City owned property known as the former Wheaton factory located at Block 260, Lot1; and

WHEREAS, Consultant has exceed the original contract award in an amount not to exceed $130,000.00; and

WHEREAS, Consultant estimates he will need an additional amount in a sum not to exceed $50,000.00 over and above the original contract award in order to continue to provide environmental services to the Municipality primarily involving the two aforesaid remediation projects; and

WHEREAS, the Municipality finds it to be in the best interests of the City of Millville that Consultant continue providing the aforesaid services for the duration of his contract; and

WHEREAS, the Chief Financial Officer has certified the availability of additional funds in an amount not to exceed $50,000.00.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Millville, County of Cumberland and State of New Jersey that:

1. The First Amendment to the Professional Services

Contact between the City of Millville and Franklin J. Riesenburger, Esquire of the firm of Flaster Greenberg awarding the Consultant an additional consideration not to exceed $50,000.00 (for a total amended contract amount not to exceed $180,000.00) for the duration of his contract through July 13, 2020.

2. The Mayor and the Clerk are authorized to executed said First Amendment to Professional Services Contract.

Moved By: _____

Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of a Resolution adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on _____, 2020.

_____
Jeanne M. Hitchner, City Clerk