

Richard C. McCarthy Commission
 Chamber, City Hall
 Millville, New Jersey
 May 17, 2016 6:30 p.m.

The Board of Commissioners met in a regular session with Mayor Santiago presiding. Members present: Santiago, Ennis, Porreca Compari and Sooy. Absent: None. Vacant: Commissioner of Revenue & Finance.

Reverend Merki delivered the invocation, followed by the flag salute.

Mayor Santiago made the statement required by the Open Public Meeting Act of 1975.

"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.

The City Clerk/Administrator reviewed the following changes to the agenda:

Additions:

Old Business

A motion to authorize City Clerk to advertise Special Meeting in Open Session on May 25, 2016 at 4:30 p.m. for purpose of Resolution to appoint Municipal Prosecutor.

Additions:

Resolutions:

Item 14.XXII Resolution R-179-2016 supporting the "Click It or Ticket" Mobilization of May 23 - June 5, 2016

Item 14.XXIV Resolution R180-2016 amending a Professional Service Contract with Maley & Associates to perform legal services on behalf of the City of Millville as Special Redevelopment Counsel

Item 14.XXV Resolution R181-2016 amending a Professional Service Contract with Franklin Riesenburger, Esq. of Flaster/Greenberg, P.C. to perform legal services on behalf of the City of Millville as Special Environmental Counsel

Item 14.XXVI Resolution R182-2016 authorizing a Place-To-Place Transfer for Whitetip Partners, LLC t/a the Vaudville, License Number 0610-33-011-004 from a Pocket License to 130 North High St., Millville, NJ 08332

Changes:

Item 14.XII Resolution R168-2016 authorizing Chapter 159 for the Municipal Alliance Program in the amount from \$31,594.00

Item 14.XIV Resolution R170-2016 awarding a contract to Landsman Uniforms for Work Uniforms for the City of Millville, the date of the Purchasing Board in the Resolution was corrected

Item 14.XIX Resolution R175-2016 cancelling funded appropriation for Sewer Utility in the amount of \$2,428.41 was changed from Water to Sewer to correct.

Removals:

Item 14.XXII Resolution R178-2016 appointing Municipal Prosecutor was removed from the agenda at the work session.

A motion was made by Commissioner Sooy, seconded by Commissioner Ennis to approve and dispense with the reading of the minutes from the May 3, 2016 Work Session Minutes and May 3, 2016 Commission Meeting Minutes and to proceed with the regular order of business.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

A motion was made by Commissioner Ennis, seconded by Commissioner Sooy that the following bills be ordered paid, when properly certified, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

SEE BILL LIST FOLLOWING THE MINUTES OF THIS MEETING

Public Comment on Agenda Items Only

Kevin Asselta, 10th Street discussed Resolution R157-2016, authorizing the execution of a modification to Note and Loan Agreement with Levoy Theatre Preservation Society, Inc., deferment of payment, grant funding and business plans.

The Commissioners discussed the Levoy loan, alternatives, ten year sustainability plan, reviewed by the redevelopment attorney, and acquisition of the Levoy by the City would be a financial liability.

Philip VanEmbden, discussed an application for grants made to the New Jersey State Council on the Arts and a number of good faith payments have been made to the City to pay back the loans in excess of \$100,000.00.

Betty Monteleone, Briar Drive, discussed the downtown businesses that are needed, availability of the Levoy Theatre ledgers for review by Commissioners and recommended tabling the Loan Agreement.

Commissioner Porreca Compari discussed the downtown is part of the ongoing Master Plan update process and announced a meeting open to the public for input will take place on June 6, 2016 at 6:00 p.m. at the Glassworks Complex.

Emma Andrews, Peek Avenue inquired where the old Levoy Marque was stored, discussed the Bond Ordinance, better use of tax payer dollars and excessive cost of tickets for shows at the Levoy Theatre.

Mary Messick discussed understanding the position of the Commissioners on the Levoy matter and recommended further review of financial information from the Levoy Theatre Preservation Society.

Commissioner Porreca Compari discussed the \$7,000,000.00 debt and the tax credits which will expire in 2017.

Tim Carty, Lloyd Terrace recommended the Commissioners table Resolution R157-2016 pending review of the Levoy Theatre Preservation Society books and business plan.

George Cooper, Whitemarsh Estates recommended the Levoy Theatre Preservation Society be held responsible for the debt.

Commissioner Sooy motioned to recess for 5 minutes at 7:24 p.m., Commissioner Porreca Compari seconded the motion.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The Commissioners returned to the open session at 7:29 p.m.

Commissioner Sooy discussed his plans to further review the Levoy Theatre Preservation Society financial records, as recommended and discussed his support for the Resolution authorizing the modification to the Note and Loan Agreement.

Old Business

Motion to authorize City Clerk to advertise special meeting in open session on May 25, 2016 at 4:30 p.m. for the purpose of Resolution to appoint a Municipal Prosecutor was made by Commissioner Porreca Compari, seconded by Commissioner Ennis.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Petitions & Letters

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to receive and file correspondence from NJ State Forest Service approving City of Millville's fourth 5-year Community Forestry Management Plan for 2016-2020

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to receive and file correspondence received from Mayor Santiago appointing Jessica Morgan to the Shade Tree Commission to fill the unexpired term of Renee Brecht, expiring December 31, 2018

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Reports of Commissioners Department of Public Works

Commissioner Ennis discussed an upcoming supervisory training to be attended by employees transitioning into supervisor rolls, the recent hiring of a Code Enforcement Officer, goal is for a clean community and the possibility of increasing Municipal Code fines will be discussed further with Commissioner Porreca Compari.

Department of Public Affairs

Commissioner Porreca Compari discussed the collection of foreclosure registration fees being enforced through the Municipal Court to provide additional revenue to the City, abandoned property tax sale to be held in June, Historical Society event on May 21, 2016 at the Wheaton Manson, 821 Columbia Ave., continuing demolitions, the Community Garden, Community Day on May 21, 2016 from 9 to 1 and thanked all volunteers and Habitat for Humanity building projects on Garfield Street are in the discussion stage.

Department of Parks & Public Property

Commissioner Sooy provided information on upcoming events.

Department of Revenue & Finance

Commissioner Sooy motioned, seconded by Commissioner Porreca Compari to receive and file the following:

- 1.) Tax Collector's Report for the month of April 2016
- 2.) Audit Report for the FY ending 1/31/16 for Target Corporation per Financial Agreement between the City of Millville and Target Millville Urban Renewal, LLC
- 3.)
 - a) Atlantic County Municipal Joint Insurance Fund EPL/POL Loss Ration Snapshot & File Summary - 3/31/16
 - b) Atlantic County Municipal Joint Insurance Fund MEL Loss Ratio Snapshot & File Summary-3/31/16
 - c) Atlantic County Municipal Joint Insurance Fund JIF Loss Ratio Snapshot & Open File Summary-3/31/16
- 4.) Current Budget Report as of April 30, 2016

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Department of Public Safety

Mayor Santiago discussed the monthly Fire Report for April 2016 and the arrest of a suspect in the recent bank robbery in Millville and cooperation between Vineland, Millville and New Jersey State Police.

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy to receive and file the Millville Fire Department monthly Activity Report for the month of April 2016.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Ordinances 1ST Reading

The City Clerk/Administrator read the following Ordinance by title only:

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF MILLVILLE: CHAPTER 20. FLOOD DAMAGE PREVENTION

WHEREAS, the Department of Homeland Security's Federal Emergency Management Agency (FEMA) Regional Office is required to approve the legally enforceable floodplain management measures the City of Millville adopts in accordance with Title 44 Code of Federal Regulations Section 60.3(d); and

WHEREAS, the adoption of compliant floodplain management measures will provide protection for the City of Millville and will ensure its continued participation in the National Flood Insurance Program (NFIP); and

WHEREAS, the revisions herein adopt the revised Flood Insurance Study (FIS), Flood Insurance Rate Maps (FIRMs) and the Digital Flood Insurance Rate Maps (DFIRM) panels dated June 16, 2016 and meet or exceed the minimum requirements accepted by FEMA to ensure continued participation in the NFIP.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MILLVILLE AS FOLLOWS:

Chapter 20. Flood Damage Prevention

[HISTORY: Adopted by the Board of Commissioners of the City of Millville 12-18-2001 by Ord. No. 43-2001. This ordinance also superseded former Ch. 20, Flood Hazard Protection, adopted 3-20-1990 as Ch. XIV of the Revised General Ordinances of the City of Millville 1989. Amendments noted where applicable.]

GENERAL REFERENCES

Land use and development regulations — See Ch. 30.

§ 20-1. Statutory authority.

Pursuant to N.J.S.A. 40:48-1 et seq., the Legislature of the State of New Jersey has delegated the responsibility to local government to adopt regulations designed to promote the public health, safety and general welfare of its citizenry.

§ 20-2. Findings.

- A. The flood hazard areas of the City of Millville are subject to periodic inundation which results in health and safety hazards, loss of property, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief and impairment of services, extraordinary public expenditures for flood protection and relief and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.
- B. These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities and, when inadequately anchored, damage uses in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

§ 20-3. Statement of purpose.

It is the purpose of this chapter to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- A. Protect human life and health.
- B. Minimize expenditure of public money for costly flood control projects.
- C. Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public.
- D. Minimize prolonged business interruptions.
- E. Minimize damage to public facilities and utilities such as sewer and water mains, electric, gas and telephone lines, bridges and streets located in the areas of special flood hazard.
- F. Help maintain a stable tax base by providing for the proper use and development of areas of special flood hazard so as to minimize future flood blight areas.
- G. Ensure that potential buyers are notified that property is in an area of special flood hazard.
- H. Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.
- I. To maintain eligibility and good standing in the National Flood Insurance Program enabling residents to purchase flood insurance, which would otherwise be unavailable.

J. § 20-4. Methods of reducing flood losses.

In order to accomplish its purposes, this chapter includes methods and provisions for:

- A. Restricting or prohibiting uses which are dangerous to health, safety and property due to water or erosion hazards or which result in damaging increases in erosion or in flood heights or velocities.
- B. Requiring that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction.
- C. Controlling the alteration of natural floodplains, stream channels and natural protective barriers, which help accommodate or channel floodwaters.
- D. Controlling dredging, filling, grading and other development which may increase flood damage.
- E. Preventing or regulating the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards in other areas.

§ 20-5. Definitions.

As used in this chapter, the following terms shall have the following meanings unless the context clearly indicates that a different meaning is intended:

APPEAL

A request for a review of the Construction Official's interpretation of any provision of this chapter or a request for a variance.

AREA OF SPECIAL FLOOD HAZARD

The land in the floodplain within a community subject to a one-percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone A or AE.

BASE FLOOD

The flood having a one-percent chance of being equaled or exceeded in any given year (one-hundred-year flood).

BASE FLOOD ELEVATION (BFE)

The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zone AE, the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

BASEMENT

Any area of the building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL

A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

COASTAL A ZONE

The portion of the Special Flood Hazard Area (SFHA) starting from a Velocity (V) Zone and extending up to the landward Limit of the Moderate Wave Action delineation. Where no V Zone is mapped the Coastal A Zone is the portion between the open coast and the landward Limit of the Moderate Wave Action delineation. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces. Construction and development in Coastal A Zones is to be regulated the same as V Zones/Coastal High Hazard Areas.

DEVELOPMENT

Any made-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials located within the area of special flood hazard.

DIGITAL FLOOD INSURANCE RATE MAP (DFIRM)

The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

ELEVATED BUILDING

A non-basement building which is built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor or, in the case of a building in a Coastal A Zone, to have the bottom of the lowest horizontal structural member of the elevated floor, elevated above the base flood elevation plus freeboard by means of pilings, columns (posts and piers) or shear walls parallel to the flow of the water, and which is adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of

floodwaters. In Areas of Coastal A Zones, "elevated buildings" also includes a building otherwise meeting the definition of "elevated building" even though the lower area is enclosed by means of breakaway walls.

EROSION

The process of the gradual wearing away of land masses.

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION

A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

FLOOD or FLOODING

A general and temporary condition of partial or complete inundation of normally dry land areas from:

- A. The overflow of inland or tidal waters; and/or
- B. The unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD INSURANCE RATE MAP (FIRM)

The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS)

The official report provided in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Boundary/Floodway Map and the water surface elevation of the base flood.

FLOODPLAIN MANAGEMENT REGULATIONS

Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOODPROOFING

Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY

The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than zero-and-two-tenths-foot.

FREEBOARD

A factor of safety usually expressed in feet above a flood level for purposes of flood plain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

HIGHEST ADJACENT GRADE

The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

HISTORIC STRUCTURE

Any structure that is:

- A. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- B. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- C. Individually listed on a State Inventory of Historic Places in states with historic preservation programs which have been approved by the Secretary of the Interior; or
- D. Individually listed on a Local Inventory of Historic Places in communities with historic preservation programs that have been certified either:
 - (1) By an approved state program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in states without approved programs.

LIMIT OF MODERATE WAVE ACTION (LiMWA)

Inland limit of the area affected by waves greater than 1.5 feet during the Base Flood. Base Flood conditions between the V Zone and the LiMWA will be similar to, but less severe than those in the V Zone.

LOWEST FLOOR

The lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement, is not considered a building's lowest floor, provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

MANUFACTURED HOME

A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a recreational vehicle.

MANUFACTURED HOME PARK or MANUFACTURED HOME SUBDIVISION

A parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

NEW CONSTRUCTION

Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community, and includes any subsequent improvements to such structures.

NEW MANUFACTURED HOME PARK or SUBDIVISION

A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

RECREATIONAL VEHICLE

A vehicle which is:

- A. Built on a single chassis;
- B. Four hundred square feet or less when measured at the longest horizontal projections;
- C. Designed to be self-propelled or permanently towable by light-duty truck; and
- D. Designed primarily not for use as a permanent dwelling but as a temporary living quarters for recreational, camping, travel or seasonal use.

START OF CONSTRUCTION

For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348), includes substantial improvements and means the date the building permit was issued, provided that the actual start of construction, repair, reconstruction, rehabilitation, addition, placement or other improvement was within 180 days of the permit date. The "actual start" means either the first placement of permanent construction of a structure on a site, such as the pouring of a slab or footings, the installation of piles, the construction of columns or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings or piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds, not occupied as dwelling units or not part of the main structure. For a substantial improvement, the "actual start of construction" means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration effects the external dimensions of the building.

STRUCTURE

A walled and roofed building, a manufactured home or a gas or liquid storage tank that is principally above ground.

SUBSTANTIAL DAMAGE

Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50% of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT

Any reconstruction, rehabilitation, addition or other improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure before the start of construction of the improvement. This term includes structures which have incurred substantial damage, regardless of the actual repair work performed. The term does not, however, include either:

- A. Any project for improvement of a structure to correct existing violations of state or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or

- B. Any alteration of an historic structure, provided that the alteration will not preclude the structure's continued designation as an historic structure.

VARIANCE

A grant of relief from the requirements of this chapter which permits construction in a manner that would otherwise be prohibited by this chapter.

VIOLATION

The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

§ 20-6. Applicability.

This chapter shall apply to all areas of special flood hazard within the jurisdiction of the City of Millville.

§ 20-7. Basis for establishing areas of special flood hazard.

The areas of special flood hazard identified by the Federal Emergency Management Agency in a scientific and engineering report titled the "Flood Insurance Study, Volume 1 of 1, Cumberland County, New Jersey (All Jurisdictions), dated June 16, 2016, with accompanying Flood Insurance Rate Map (FIRM) panel numbers 34011C0170E, 34011C0178E, 34011C0179E, 34011C0183E, 34011C0187E, 34011C0189E, 34011C0190E, 34011C0191E, 34011C0192E, 34011C0193E, 34011C0194E, 34011C0213E, 34011C0214E, 34011C0330E, 34011C0331E, 34011C0332E, 34011C0333E, 34011C0334E, 34011C0351E, and 34011C0352E, dated June 16, 2016 is hereby adopted by reference and declared to be a part of this chapter. The Flood Insurance Study and FIRM panels are on file in the office of the City Clerk, 12 South High Street, Millville, New Jersey.

§ 20-8. Violations and penalties.

- A. No land or structure shall hereafter be altered, constructed, converted, extended, re-located to or located without full compliance with the terms of this chapter and other applicable regulations. Violation of the provisions of this chapter by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with condition) shall constitute a misdemeanor.
- B. Any person who violates this chapter or fails to comply with any of its requirements, shall, upon conviction thereof, be fined not more than \$1,000 or imprisoned for not more than 90 days, or both, for each violation and, in addition, shall pay all costs and expenses involved in the case.
- C. Nothing herein contained shall prevent the City of Millville from taking such other lawful action as is necessary to prevent or remedy any violation.

§ 20-9. Abrogation and greater restrictions.

This chapter is not intended to abrogate, impair, or repeal any existing covenants, deed restrictions, or easements. However, where this chapter and another ordinance, covenant, deed restriction, or easement conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

§ 20-10. Interpretation.

In the interpretation and application of this chapter, all provisions shall be:

- A. Considered as minimum requirements.
- B. Liberally construed in favor of the governing body.
- C. Deemed neither to limit nor repeal any other powers granted under state statutes.

§ 20-11. Warning and disclaimer of liability.

- A. The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This chapter does not imply that land outside the areas of special flood hazard or uses permitted within such areas will be free from flooding or flood damage.
- B. This chapter shall not create liability on the part of the City of Millville, any officer or employee thereof, or the Federal Insurance Administration for any flood damages that result from reliance on this chapter or any administrative decision lawfully made thereunder.

§ 20-12. Establishment of development permit.

- A. A development permit shall be obtained before construction or development begins within any area of special flood hazard established in § 20-7. Application for a development permit shall be made on forms furnished by the Construction Official and may include but not be limited to plans, in duplicate, drawn to scale showing the nature, location, dimensions and elevations of the area in question; existing or proposed structures, fill, storage of materials and drainage facilities; and the location of the foregoing.
- B. Specifically, the following information is required:

- (1) Elevation, in relation to mean sea level, of the lowest floor (including basement) of all structures.
- (2) Elevation, in relation to mean sea level, to which any structure has been floodproofed.
- (3) Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in § 20-17B.
- (4) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

§ 20-13. Designation of local administrator.

The Construction Official is hereby appointed to administer and implement this chapter by granting or denying development permit applications in accordance with its provisions.

§ 20-14. Duties and responsibilities of Construction Official.

The duties of the Construction Official shall include but not be limited to:

A. Permit review.

- (1) Review all development permits to determine that the permit requirements of this chapter have been satisfied.
- (2) Review all development permits to determine that all necessary permits have been obtained from federal, state or local governmental agencies from which prior approval is required.
- (3) Review all development permits to determine if the proposed development is located in the floodway and assure that the encroachment provisions of § 20-18A are met.
- (4) Review all development permits in the Coastal A Zone area of the area of special flood hazard to determine if the proposed development alters the terrain so as to increase potential flood damage.
- (5) Review plans for walls to be used to enclose space below the base flood level in accordance with § 20-19B(4).

B. Use of other base flood and floodway data.

When base flood elevation and floodway data have not been provided in accordance with § 20-7, Basis for establishing areas of special flood hazard, the Construction Official shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source in order to administer § 20-17A, Residential construction, and § 20-17B, Nonresidential construction.

C. Information to be obtained and maintained.

- (1) Obtain and record the actual elevation in relation to mean sea level of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- (2) For all new or substantially improved floodproofed structures:
 - i. Verify and record the actual elevation in relation to mean sea level; and
 - ii. Maintain the floodproofing certifications required in § 20-12B(3).
- (3) In Coastal A Zone areas, certification shall be obtained from a registered professional engineer or architect that the provisions of § 20-19B(1) and § 20-19B(2) i. and ii. are met.
- (4) Maintain for public inspection all records pertaining to the provision of this chapter.

D. Alteration of watercourses.

- (1) Notify adjacent communities and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- (2) Require that maintenance is provided within the altered relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

E. Substantial Damage Review

- (1) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- (2) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section.
- (3) Ensure substantial improvements meet the requirements of sections § 20-17A, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and § 20-17B, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

F. Interpretation of FIRM boundaries.

The Construction Official shall make interpretations where needed as to the exact location of the boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in § 20-15.

§ 20-15. Variance procedure.

A. Appeals Board.

- (1) The Cumberland County Construction Appeals Board as established by the County of Cumberland shall hear and decide appeals and requests for variances from the requirements of this chapter.
- (2) The Cumberland County Construction Appeals Board shall hear and decide appeals when it is alleged there is an error in any decision, determination or requirement made by the Construction Official in the administration or enforcement of this chapter.
- (3) Those aggrieved by the decision of the Appeals Board, or any taxpayer, may appeal such decision to the Superior Court, as provided by law.
- (4) In passing upon such applications, the Appeals Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this chapter, and:
 - (a) The danger that materials may be swept onto other lands to the injury of others.
 - (b) The danger to life and property due to flooding or erosion damage.
 - (c) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
 - (d) The importance of the services provided by the proposed facility to the community.
 - (e) The necessity to the facility of a waterfront location, where applicable.
 - (f) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
 - (g) The compatibility of the proposed use with existing and anticipated development.
 - (h) The relationship of the proposed use to the Comprehensive Plan and floodplain management program of that area.
 - (i) The safety of access to the property in times of flood for ordinary and emergency vehicles.
 - (j) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.
 - (k) The cost of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems and streets and bridges.
- (5) Upon consideration of the factors of Subsection A(4) above and the purposes of this chapter, the Appeals Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this chapter.
- (6) The Construction Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

B. Conditions for variances.

- (1) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided that the items in Subsection A(4)(a) through (k) above have been fully considered. As the lot size increases beyond the 1/2 acre, the technical justification required for issuing the variance increases.
- (2) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as an historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- (3) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (4) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (5) Variance shall only be issued upon:
 - (a) A showing of good and sufficient cause;
 - (b) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 - (c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety or extraordinary public expense or create

nuisances or cause fraud on or victimization of the public as identified in Subsection A(4) above or conflict with existing local laws or ordinance.

- (6) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

§ 20-16. General standards.

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required:

A. Anchoring.

- (1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.
- (2) All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include but are not to be limited to use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind force.

B. Construction materials and methods.

- (1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- (2) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

C. Utilities.

- (1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.
- (2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharge from the systems into floodwaters.
- (3) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.
- (4) For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within components during conditions of flooding.

D. Subdivision proposals.

- (1) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage.
- (2) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage.
- (3) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- (4) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least 50 lots or five acres (whichever is less).

E. Enclosure openings.

For all new construction and substantial improvements, fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria:

- (1) A minimum of two openings in at least two exterior walls of each enclosed area, having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.
- (2) The bottom of all openings shall be no higher than one foot above grade.
- (3) Openings may be equipped with screens, louvers or other covering devices, provided that they permit the automatic entry and exit of floodwaters.

§ 20-17. Specific standards.

In all areas of special flood hazard where base flood elevation data have been provided as set forth in § 20-7, Basis for establishing areas of special flood hazard, or in § 20-14B, Use of other base flood and floodway data, the following standards are required:

A. Residential construction.

- (1) For Coastal A Zone construction see § 20-19 Coastal A Zone.

- (2) New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated to or above base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive.

B. Nonresidential construction.

In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial, or other nonresidential structure located in an A or AE zone (for Coastal A Zone construction see § 20-19 Coastal A Zone) shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities:

either

- (1) Elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive;

or

- (2) Be floodproofed so that below the base flood level plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, whichever is more restrictive, the structure is watertight with walls substantially impermeable to the passage of water;
- (3) Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and
- (4) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in § 20-14C(2)ii.

C. Manufactured homes.

- (1) Manufactured homes shall be anchored in accordance with § 20-16A(2).
- (2) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
- i. Be consistent with the need to minimize flood damage,
 - ii. Be constructed as to minimize flood damage,
 - iii. Have adequate drainage provided to reduce exposure to flood damage; and
 - iv. Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive.

§ 20-18. Floodways.

Located within areas of special flood hazard established in § 20-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of floodwaters which carry debris, potential projectiles and erosion potential, the following provisions apply;

- A. Encroachment, including fill, new construction, substantial improvements and other development, shall be prohibited unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- B. If § 20-18A is satisfied, all new construction and substantial improvements shall meet the flood hazard reduction provisions of § 20-16 through § 20-19.
- C. In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the cumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than 0.2 of a foot at any point.

§ 20-19. Coastal A Zone.

Coastal A Zones are located within the areas of special flood hazard established in § 20-7. These areas may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces; therefore, the following provisions shall apply:

A. LOCATION OF STRUCTURES

1. All buildings or structures shall be located landward of the reach of the mean high tide.
2. The placement of manufactured homes shall be prohibited, except in an existing manufactured home park or subdivision.

B. CONSTRUCTION METHODS

1. ELEVATION

All new construction and substantial improvements shall be elevated on piling or columns so that:

- i. The bottom of the lowest horizontal structural member of the lowest floor (excluding the piling or columns) is elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 4-1, whichever is more restrictive, and,

- ii. With all space below the lowest floor's supporting member open so as not to impede the flow of water, except for breakaway walls as provided or in § 20-19B(4).

2. STRUCTURAL SUPPORT

- i. All new construction and substantial improvements shall be securely anchored on piling or columns.
- ii. The pile or column foundation and structure attached thereto shall be anchored to resist flotation, collapse or lateral movement due to the effects of wind and water loading values each of which shall have a one percent chance of being equaled or exceeded in any given year (100-year mean recurrence interval).
- iii. Prohibit the use of fill for structural support of buildings within Coastal A Zones on the community's FIRM.

3. CERTIFICATION

A registered professional engineer or architect shall develop or review the structural design specifications and plans for the construction and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for compliance with the provisions of § 20-19B(1) and § 20-19B(2) i. and ii.

4. SPACE BELOW THE LOWEST FLOOR

- i. Any alteration, repair, reconstruction or improvement to a structure started after the enactment of this ordinance shall not enclose the space below the lowest floor unless breakaway walls, open wood lattice-work or insect screening are used as provided for in this section.
- ii. Breakaway walls, open wood lattice-work or insect screening shall be allowed below the base flood elevation provided that they are intended to collapse under wind and water loads without causing collapse, displacement or other structural damage to the elevated portion of the building or supporting foundation system. Breakaway walls shall be designed for a safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Use of breakaway walls which exceed a design safe loading of 20 pounds per square foot (either by design or when so required by local or State codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions.
 - 1. breakaway wall collapse shall result from a water load less than that which would occur during the base flood and,
 - 2. the elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement or other structural damage due to the effects of wind and water load acting simultaneously on all building components (structural and non-structural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local building standards.
- iii. If breakaway walls are utilized, such enclosed space shall be used solely for parking of vehicles, building access, or storage and not for human habitation.
- iv. Prior to construction, plans for any breakaway wall must be submitted to the Construction Code Official or Building Sub-Code Official for approval.

Moved By: _____

Seconded By: _____

VOTING	In Favor	Against	Abstain	Absent
Michael Santiago				
Lynne Porreca Compari				
David W. Ennis				
Joseph Sooy				

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 _____, 2016.

Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, Seconded by Commissioner Ennis that the foregoing Ordinance be approved and final consideration be held on June 7, 2016.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Ordinance by title only:

Ordinance No. _____

WHEREAS Section 2-69 of the Municipal Code requires that the currently effective ordinances fixing the salaries and rates of compensation of officers and employees of the municipality shall be kept on file in the office of the City Clerk; and

WHEREAS, the governing body of the municipality desires to amend the salary ordinance to amend an existing title's maximum compensation for the following:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Sewerage Plant Superintendent	\$20,000.00	\$90,000.00
Sewer Superintendent**		
Water Superintendent**	\$20,000.00	\$90,000.00

WHEREAS, the governing body of the City of Millville desires to amend the salary ordinance to remove an existing title as follows:

Water Superintendent/ Sewer Superintendent**	\$20,000.00	\$108,543.12
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NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MILLVILLE AS FOLLOWS:

1. The salary ordinance is hereby amended to reflect the change in the maximum salary of the existing title.
2. A copy of the ordinance shall be kept on file in the office of the City Clerk.
3. This amendment to the salary ordinance shall be effective after final approval and publication as required by law.

Moved By:

Seconded By:

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent

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 _____.

Susan G. Robostello, City Clerk

Commissioner Sooy motioned, Seconded by Commissioner Porreca Compari that the foregoing Ordinance be approved and final consideration be held on June 7, 2016.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Ordinance by title only:

**CITY OF MILLVILLE
COUNTY OF CUMBERLAND
STATE OF NEW JERSEY**

ORDINANCE NO. ____ - 2016

BOND ORDINANCE AUTHORIZING IMPROVEMENTS AND REPAIRS TO VARIOUS MUNICIPAL BUILDINGS AND APPROPRIATING FOUR HUNDRED EIGHTY-FOUR THOUSAND FIVE DOLLARS (\$484,005) TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF FOUR HUNDRED FIFTY-NINE THOUSAND EIGHT HUNDRED FOUR DOLLARS (\$459,804) OF BONDS TO FINANCE THE APPROPRIATION, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS

THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE, IN THE COUNTY OF CUMBERLAND, STATE OF NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Appropriation for Project-Down Payment

The improvements described in Section 3 of this Bond Ordinance are hereby respectfully authorized as general improvements to be made or acquired by the City of Millville, in the County of Cumberland, New Jersey (the "**City**"). For said improvements or purposes stated in Section 3, there are hereby appropriated the sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to **FOUR HUNDRED EIGHTY-FOUR THOUSAND FIVE DOLLARS** (\$484,005), including the aggregate sum of **TWENTY-FOUR THOUSAND TWO HUNDRED ONE DOLLAR** (\$24,201), which is hereby appropriated from the Capital Improvement Fund of the City as the down payments for said improvements or purposes as required pursuant to N.J.S.A. 40A:2-11. It is hereby determined and stated that the amount of the down payment is not less than five percent (5%) of the obligations authorized by this Bond Ordinance and that the amount appropriated as a down payment has been made available prior to final adoption of this Bond Ordinance by provisions in prior or current budgets of the City for capital improvements and down payments, including also monies received from the United States of America, the State of New Jersey or the County of Cumberland, or agencies thereof, as grants in aid of financing said improvements or purposes.

Section 2. Authorization of Bonds

For the financing of said improvements or purposes and to meet the **FOUR HUNDRED EIGHTY-FOUR THOUSAND FIVE DOLLARS** (\$484,005) appropriation, negotiable bonds of the City are hereby authorized to be issued in the maximum principal amount of **FOUR HUNDRED FIFTY-NINE THOUSAND EIGHT HUNDRED FOUR DOLLARS** (\$459,804) pursuant to the Local Bond Law of New Jersey (the "**Local Bond Law**") and any other law applicable thereto. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes stated in Section 3, negotiable note(s) of the City in the maximum principal amount of **FOUR HUNDRED FIFTY-NINE THOUSAND EIGHT HUNDRED FOUR DOLLARS** (\$459,804) are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. Description of Projects

The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the appropriations made for and the estimated costs of such purposes (including all work or materials necessary therefore or incidental thereto), and the estimated maximum amount of bonds or notes to be issued for such purposes are as follows:

IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	AMOUNT OF BONDS OR NOTES
Construction of improvements, repairs and renovations to various Municipal Buildings, including the costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.		
Total	\$484,005	\$459,804

The excess of the appropriation made for such improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as stated above, not including the amount of any grant, is the amount of the said down payments for said purposes.

Section 4. Authorization of Notes

In anticipation of the issuance of said bonds and to temporarily finance said improvements, negotiable notes of the City in a principal amount equal to the said principal of bonds not exceeding of FOUR HUNDRED FIFTY-NINE THOUSAND EIGHT HUNDRED FOUR DOLLARS (\$459,804) are hereby authorized to be issued pursuant to the limitations prescribed by the Local Bond Law. All such note(s) shall mature at such time as may be determined by the Chief Financial Officer or such other Financial Officer designated by Resolution for these purposes (both being hereinafter referred to in this Section as Chief Financial Officer); provided that no note shall mature later than one (1) year from its issue date. Such note(s) shall bear interest at a rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with any note(s) issued pursuant to this Ordinance, and the signature of the Chief Financial Officer upon such note(s) shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell the note(s) from time to time at public or private sale in such amounts as the Chief Financial Officer may determine and not less than par, and to deliver the same from time to time to the purchasers thereof upon receipt of the purchase price plus accrued interest from their dates to the date of delivery thereof as payment thereof. Such Chief Financial Officer is authorized and

directed to report in writing to the Mayor and the Commission of the City at the meeting next succeeding the date when any sale or delivery of the note(s) pursuant to this Ordinance is made. Such report shall include the amount, the description, the interest rate, the maturity schedule of the note(s) sold, price obtained and the name of the purchaser. All note(s) issued hereunder may be renewed from time to time for periods not exceeding one (1) year for the time period specified in and in accordance with the provisions and limitations of N.J.S.A. 40A:2-8(a) of the Local Bond Law. The Chief Financial Officer is further directed to determine all matters in connection with said note or notes and not determined by this Ordinance. The Chief Financial Officer's signature upon said note(s) shall be conclusive evidence of such determination.

Section 5. Capital Budget

The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program is on the file with the Clerk and is available there for public inspection.

Section 6. Additional Matters

The following additional matters are hereby determined, declared and recited and stated:

(a) **Capital Expenditures**. The said purposes described in Section 3 of this Bond Ordinance are not current expenses and are properties or improvements which the City may lawfully require or make as a general improvement, and no part of the cost thereof has been or shall be specifically assessed on property specifically benefited thereby.

(b) **Average Period of Usefulness**. The period of usefulness of said purposes authorized herein as determined in accordance with the Local Bond Law is **fifteen (15) years**.

(c) **Supplemental Debt Statement**. This Bond Ordinance does not authorize any additional indebtedness, but merely serves to appropriate certain unfunded portions of several previously adopted bond ordinances of the City as more fully set forth in Section 11, below, the net debt of the City as provided in the Local Bond Law is not increased by this Bond Ordinance, and no supplemental debt statement is required to be filed. The said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by the Local Bond Law.

(d) **Soft Costs**. Amounts not exceeding FORTY-EIGHT THOUSAND FOUR HUNDRED DOLLARS (\$48,400) in the aggregate for interest on said obligations, costs of issuing said obligations, architectural, engineering and inspection costs, legal expenses, a reasonable proportion of the compensation and expenses of employees of the City in connection with the acquisition of such improvement and property as authorized herein, and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law have been included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 7. Ratification of Prior Actions

Any action taken by any officials of the City in connection with the improvements described in Section 3 hereof are hereby ratified and

confirmed notwithstanding that such actions may have been taken prior to the effective date of this bond ordinance and shall be deemed to have been taken pursuant to this bond ordinance.

Section 8. Application of Grants

Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. Full Faith and Credit

The full faith and credit of the City are hereby pledged to punctual payment of the principal and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all of the taxable property within the City for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 10. Official Intent to Reimburse Expenditures

The City reasonably expects to reimburse any expenditures towards the cost of the improvements or purposes described in Section 3 of this Bond Ordinance and paid prior to the issuance of any bonds or notes authorized by this Bond Ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same "control group" as the City, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section yield restrictions or arbitrage rebate requirements.

Section 11. Portion of Prior Bond Ordinances Cancelled

The total appropriation amount of this Bond Ordinance represents the unfunded portions of the following listed previously adopted bond ordinances of the City (the "**Prior Bond Ordinances**") in the aggregate amount of **\$484,005.87**. Such prior appropriations are hereby cancelled and superseded by this Bond Ordinance as of the effective date of this Bond Ordinance.

Ordinance No. and Adoption Date	Unfunded Amounts
12-2009, March 3, 2009	\$59,780.75
19-2012, 36-2012, May 15, 2012	\$150,019.12
4-2013, March 19, 2013	\$274,206.00

All actions previously taken pursuant to the Prior Bond Ordinances for the aforesaid appropriations shall be deemed taken pursuant to this

Bond Ordinance, and those actions are hereby ratified and confirmed to the extent necessary.

Section 12. Effective Date

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

FIRST READING: May 17, 2016
 PUBLICATION: May 23, 2016
 FINAL READING: June 7, 2016
 PUBLICATION WITH STATEMENT: June 10, 2016

CERTIFICATION

I certify that the foregoing is a true copy of a Bond Ordinance adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on May 17, 2016.

 Susan G. Robostello, City Clerk

Commissioner Sooy explained the Bond Ordinance is not appropriating any new debt and the appropriations will be used for projects at the former Wheaton Property to address safety issues.

Commissioner Sooy motioned, Seconded by Porreca Compari that the foregoing Ordinance be approved and final consideration be held on June 7, 2016.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Ordinance by title only:

**CITY OF MILLVILLE
 COUNTY OF CUMBERLAND
 STATE OF NEW JERSEY**

ORDINANCE NO. _____ - 2016

ORDINANCE OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, NEW JERSEY, APPROPRIATING CERTAIN UNEXPENDED PROCEEDS OF THE SALE OF PREVIOUSLY ISSUED BONDS AND NOTES TO FINANCE THE COST OF ADDITIONAL CAPITAL IMPROVEMENTS AND TAKING RELATED ACTIONS

WHEREAS, the City of Millville, County of Cumberland, New Jersey (the "**City**") has, pursuant to the Local Bond Law, Chapter 2 of Title 40A of the New Jersey Statutes, amended and supplemented ("**Local Bond Law**"), and Bond Ordinances Nos. 11-2003, 43-2004 and 11-2011 (the aforesaid Ordinances are hereinafter referred to collectively as the "**Ordinances**"), issued its bonds (the "**City Bonds**") for the purpose of funding various sewer utility projects of the City as more fully specified in the Bond Ordinances (collectively, the "**Sewer Utility Projects**") with low interest loans to be provided through the New Jersey Environmental Infrastructure Trust ("**NJEIT Loans**"); and

WHEREAS, the Sewer Utility Projects have been completed by the City and all costs of such projects have been paid for using a

combination of the proceeds of the NJEIT Loans and funds of the City; and

WHEREAS, the balances that remain funded under the Bond Ordinances as set forth below represent proceeds from the NJEIT Loans that were intended to reimburse the City for permitted soft cost expenditures associated with the Sewer Utility Projects, which to date, have not been used for such authorized reimbursement, are no longer needed for such purpose and remain unexpended ("**Unexpended Proceeds**"); and

WHEREAS, Section 40A:2-39 of the Local Bond Law provides that, if, in the opinion of the Board of Commissioners of the City (the "**Commission**"), it is in the best interest of the City, the Unexpended Proceeds may be appropriated to and used to finance the cost of any other purpose or purposes for which bonds may be issued; and

WHEREAS, the Commission has determined that it is in the best interest of the City to appropriate the Unexpended Proceeds towards the costs of additional capital improvements and projects for the City as hereinafter specified.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), does hereby ordain as follows:

Section 1. **Capital Character of Additional Projects; Authorization.** It is hereby determined that the following listed Unexpended Proceeds shall be used to finance the costs of the purchase of a Sewer Jet and Catch Basin Cleaner, including without limitation all costs of designing, planning and engineering, in the aggregate amount of **\$266,376.84** (the "**Sewer Equipment Purchase**"):

Ordinance No. 11-2003	\$16,840.24
Ordinance No. 43-2004	\$149,536.60
Ordinance No. 11-2011	\$100,000.00
Total	<u>\$266,376.84.</u>

The Sewer Equipment Purchase constitutes a purpose for which bonds may be issued pursuant to the Local Bond Law, having a period of usefulness in excess of five (5) years, as required by Section 40A:2-21 of the Local Bond Law. The implementation of the Sewer Equipment Purchase is hereby authorized to be made as a general improvement in and for the City.

Section 2. **Appropriation of Unexpended Proceeds.** It is hereby determined that, in the opinion of the Commission, it is in the best interest of the City to appropriate the Unexpended Proceeds in the amount of **\$266,376.84** under this Ordinance to finance the costs associated with the Sewer Equipment Purchase, and accordingly, said sum is hereby appropriated.

Section 3. **Capital Budget Amendment.** The capital budget is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital improvement program as approved by the Director, Division of Local Government Services, are on file with the City Clerk and are available for public inspection.

Section 4. **No Additional Indebtedness Authorized.** This Ordinance does not authorize any additional indebtedness, but merely

appropriates proceeds of City Bonds in excess of the amount required to complete the improvements for the financing of which such City Bonds were originally issued.

Section 5. **Repeal of Inconsistent Legislation.** All ordinances and resolutions or parts thereof to the extent inconsistent herewith are hereby repealed or rescinded.

Section 6. **Effective Date.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

First Reading:	May 17, 2016
Publication:	May 21, 2016
Final Reading:	June 7, 2016
Publication:	June 10, 2016

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 May 17, 2016.

Susan G. Robostello, City Clerk

Commissioner Sooy motioned, Seconded by Ennis that the foregoing Ordinance be approved and final consideration be held on June 7, 2016.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Ordinances 2nd Reading

The City Clerk/Administrator read the following Ordinance by title only on Second and Final Reading:

Ordinance No. 19-2016

An Ordinance Amending the Municipal Code of the City of Millville: Be it ordained by the Governing Body of the City of Millville in the County of Cumberland as follows:

CHAPTER 39
MOTOR VEHICLE AND TRAFFIC REGULATIONS

ARTICLE X
Schedule 21
Parking Reserved for Handicapped Persons

Add

<u>Name of Street</u>	<u>Placard Number</u>
318 E. Pine Street	P14942559

Repeal

<u>Name of Street</u>	<u>Placard Number</u>
515 E. Pine Street	P727652

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

Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

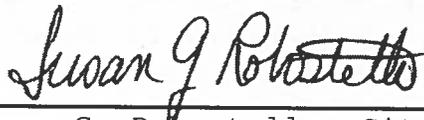
Michael Santiago

 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Ordinance adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held May 17, 2016.



 Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Ordinance be adopted.

Mayor Santiago opened the public hearing on this agenda item only and asked if any persons wished to be heard.

There being no comments, Mayor Santiago closed the public hearing.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Ordinance by title only on Second and Final Reading:

ORDINANCE NO. 20-2016

An Ordinance amending the Salary Ordinance pursuant to the Municipal Code Section 2-69 titled Salaries of officers and employees.

Be it ordained by the governing body of the City of Millville and County of Cumberland as follows:

- (A) The full-time police officers and employees, in the classified civil service shall be paid an annual or hourly rate of pay, as the case may be, within the limits or range set by Exhibit "A" Wage Guide with the specific agreed upon salaries.
- (B) Effective January 1, 2016 a new salary guide shall go into effect, which creates steps for each position in the unit and a 20th step for Senior Officer, which applies to patrolmen who have completed twenty (20) years of service set by Exhibit "A".
- (C) Each member in addition to the base salary will receive \$45.00 for each Municipal Court appearance, \$75.00 for each County Court and Federal Court and other required agency hearings for appearing when such appearance is outside the regular duty hours for the Years 2016, 2017, 2018 and 2019.
- (D) Detective assignment allowance shall be six hundred (\$600.00) each year and K-9 Unit assignment allowance shall be \$600.00 per year.
- (E) Longevity shall be frozen at the amount received by each employee on December 31, 2015. The amount received shall mean the dollar amount, not the percentage. For employees hired on or after January 1, 2016, longevity shall be eliminated.
- (F) This ordinance shall take effect after due publication as provided by law.

(G) The terms of the ordinance shall be effective January 1, 2016 through December 31, 2019, pursuant to negotiated agreements with the appropriate unit representing the affected city employees.

Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Ordinance adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held May 17, 2016.

Susan G. Robostello
 Susan G. Robostello, City Clerk

EXHIBIT "A"

SALARY SCHEDULE

NEW GUIDE	2016	2017	2018	2019
Step 1	36920	37197	37569	37945
Step 2	39127	39420	39815	40213
Step 3	41334	41644	42060	42481
Step 4	43541	43868	44306	44749
Step 5	45748	46091	46552	47018
Step 6	47955	48315	48798	49286
Step 7	50162	50538	51044	51554
Step 8	52369	52762	53289	53822
Step 9	54576	54985	55535	56091
Step 10	56783	57209	57781	58359
Step 11	58990	59432	60027	60627
Step 12	61197	61656	62273	62895
Step 13	63404	63880	64518	65164
Step 14	65611	66103	66764	67432
Step 15	67818	68327	69010	69700
Step 16	70025	70550	71256	71968
Step 17	72232	72774	73501	74236
Step 18	74439	74997	75747	76505
Step 19	76646	77221	77993	78773
St. Pay (20 yrs.)	79855	80438	81242	82055

Senior Officer Rate applies only to Patrolmen who have completed twenty (20) years of service with the Department.

Detective Assignment Allowance - \$600 per annum

K-9 Unit Assignment Allowance - \$600 per annum

For all salary adjustments and longevity payments, an employee's anniversary date shall be on the first day of the month hired if he/she commences employment on or before the fifteenth (15th) day of the month and shall be the first (1st) day of the following month if he/she commences employment after the fifteenth (15th) day of the month of hire.

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Ordinance be adopted.

Mayor Santiago opened the public hearing on this agenda item only and asked if any persons wished to be heard.

There being no comments, Mayor Santiago closed the public hearing.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Ordinance by title only on Second and Final Reading:

ORDINANCE NO. 21-2016

An Ordinance amending the Salary Ordinance pursuant to the Municipal Code Section 2-69 titled Salaries of officers and employees.

Be it ordained by the governing body of the City of Millville and County of Cumberland as follows:

- (A) The full-time Firefighters and employees, in the classified civil service shall be paid an annual or hourly rate of pay, as the case may be, within the limits or range set by Exhibit "A" Salary Guide with the specific agreed upon salaries.
- (B) The Fire Prevention Specialist shall receive a stipend of \$1,860 in addition to his/her normal salary.
- (C) Each full-time firefighter in addition to the base salary will receive compensation of \$45.00 for each Municipal Court appearance and \$50.00 for County, Grand Jury, Motor Vehicle, ABC and other Courts when such appearance is outside the regular duty hours for the Years 2016, 2017, 2018 and 2019.
- (D) Longevity is frozen for all current employees at the amount being paid on December 31, 2015.
No employee hired on or after January 1, 2012 shall receive longevity.
- (E) This ordinance shall take effect after due publication as provided by law.
- (F) The terms of the ordinance shall be effective January 1, 2016 through December 31, 2019, pursuant to the negotiated agreements with the appropriate unit representing the affected city employees.

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Ordinance adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held May 17, 2016.

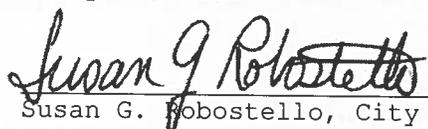

Susan G. Robostello, City Clerk

EXHIBIT "A"

	2016	2017	2018	2019
Step 1	\$ 32,167	\$ 32,408	\$ 32,732	\$ 33,059
Step 2	\$ 34,537	\$ 34,796	\$ 35,144	\$ 35,495
Step 3	\$ 36,907	\$ 37,183	\$ 37,555	\$ 37,931
Step 4	\$ 39,277	\$ 39,571	\$ 39,967	\$ 40,367
Step 5	\$ 41,647	\$ 41,959	\$ 42,379	\$ 42,802
Step 6	\$ 44,017	\$ 44,347	\$ 44,790	\$ 45,238
Step 7	\$ 46,387	\$ 46,735	\$ 47,202	\$ 47,674
Step 8	\$ 48,757	\$ 49,122	\$ 49,614	\$ 50,110
Step 9	\$ 51,127	\$ 51,510	\$ 52,025	\$ 52,545
Step 10	\$ 53,497	\$ 53,898	\$ 54,437	\$ 54,981
Step 11	\$ 55,867	\$ 56,286	\$ 56,848	\$ 57,417
Step 12	\$ 58,237	\$ 58,673	\$ 59,260	\$ 59,853
Step 13	\$ 60,607	\$ 61,061	\$ 61,672	\$ 62,288
Step 14	\$ 62,977	\$ 63,449	\$ 64,083	\$ 64,724
Step 15	\$ 65,347	\$ 65,837	\$ 66,495	\$ 67,160
Step 16	\$ 67,717	\$ 68,224	\$ 68,907	\$ 69,596
Step 17	\$ 70,087	\$ 70,612	\$ 71,318	\$ 72,032
Step 18	\$ 72,457	\$ 73,000	\$ 73,730	\$ 74,467
Step 19	\$ 74,827	\$ 75,388	\$ 76,142	\$ 76,903
Step 20	\$ 77,192	\$ 78,157	\$ 79,329	\$ 80,519
CAPTAIN	\$ 81,745	\$ 82,767	\$ 84,009	\$ 85,269

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Ordinance be adopted.

Mayor Santiago opened the public hearing on this agenda item only and asked if any persons wished to be heard.

There being no comments, Mayor Santiago closed the public hearing.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Resolutions

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R157-2016

RESOLUTION AUTHORIZING THE EXECUTION OF A
MODIFICATION TO NOTE AND LOAN AGREEMENT WITH
LEVOY THEATRE PRESERVATION SOCIETY, INC.

WHEREAS, the City of Millville (the "City") made a loan to Levoy Theatre Preservation Society, Inc. ("Borrower") in the amount of \$1,600,000.00 (the "Loan") upon the terms and conditions set forth in a Construction Loan Agreement dated as of December 5, 2011 by and between the City and Borrower (the "Loan Agreement") as is evidenced by a Note from Borrower to the City dated December 5, 2011 in the amount of \$1,600,000 (the "Note") and secured by, among other things, a Mortgage and Security Agreement dated January 13, 2012 from Borrower in favor of the City which encumbers the real property designated on the municipal tax map of the City of Millville, Cumberland County, New Jersey as 126-130 High Street, Block 416, Lot 3; and

WHEREAS, pursuant to Resolution No. R193-2013, the City agreed to (1) reduce the interest rate payable on the Loan to two percent (2%) per annum, retroactive to the first draw of the construction portion of the Loan through the permanent financing portion of the Loan, (2) suspend principal and interest payments during the period from July 1, 2013 through August 31, 2015, and (3) require principal and interest

payments beginning on September 1, 2015 and continuing each month thereafter for twenty-five (25) years; and

WHEREAS, Borrower and the City have agreed to further modify the Loan to provide for (1) no interest accrual over the next ten (10) years, (2) a fixed schedule of annual principal payments over that period, (3) a resumption of interest accrual for the remainder of the Loan, and (4) monthly principal and interest payments thereafter sufficient to fully amortize the Loan by its maturity date; and

WHEREAS, Borrower and the City desire to enter into an amendment of the Loan Agreement and Note to reflect the agreed upon modifications; and

NOW, THEREFORE, BE IT RESOLVED that the City of Millville is hereby authorized to enter into and execute a Modification to Note and Loan Agreement (the "Modification") in the form attached hereto.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk, or their successors in said titles, are hereby authorized to sign the Modification, and any other documents necessary in connection therewith, subject to the approval of the City Administrator and City Solicitor.

Moved By: Sooy
 Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

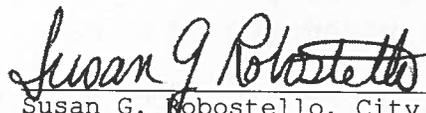
David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.


 Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

Commissioner Sooy stated he believes this is the best resolution for the City.

Commissioner Porreca Compari discussed there is no other choice this year, however, the Commission will continue to review in the future.

Commissioner Ennis assured the public the Commissioners are watching the way tax payer dollars are being spent.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only

RESOLUTION NO. R158-2016

WHEREAS, Chapter 11, Article VI of the Municipal Code of the City of Millville requires that property owners maintain their property in accordance with the standards contained in the Property Maintenance Code of the City of Millville; and

WHEREAS, a Notice of Violation was served on the property owners of the properties listed below, and they failed to correct the condition set forth in the Notice of Violation within the time specified; and

WHEREAS, the Code Official authorized services to be performed to correct the condition at a cost to the City of Millville as hereinafter provided.

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

1. The governing body of the City of Millville hereby authorizes the assessment of a lien against the following properties and the monies owed shall be collected in the same manner as property taxes are assessed and collected pursuant to section 11-6 of the municipal code.

CUT & CLEAN:

Block 49 Lot 9
 536 Hogbin Road
 (Clean Up date 5/1/16) 22.50
 Administrative Fee 250.00

Block 87 Lot 16
 503 Ireland Ave
 (Clean Up date 5/4/16) 150.00
 Administrative Fee 250.00

Block 350 Lot 5
 1016 Whitaker Ave
 (Clean Up date 5/9/16) 97.50
 Administrative Fee 250.00

Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari				
David W. Ennis	X			
Joseph Sooy	X			
	X			

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 May 17, 2016.



Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R159-2016

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a survey to inventory all Bus Stops on State Highway Route 49 within the City of Millville; and

WHEREAS, based upon an investigation conducted by the engineering firm of Taylor, Wiseman & Taylor, and a field review by the NJDOT Bureau of Traffic Engineering (BTE), the bus stop locations below can be recommended for approval; and

WHEREAS, based upon this survey, all currently recommended bus stop locations will be approved by a Traffic Regulation Order which will help consolidate the information and enable the NJDOT to update the regulation files of all existing bus stop locations along Route 49 in the City of Millville, County of Cumberland; and

WHEREAS, in order to legally establish these bus stops, the New Jersey Department of Transportation is required to promulgate a Traffic Regulation Order

(TRO); and

WHEREAS, the initial step in the TRO process is to receive a Resolution of Support from the municipal governing body.

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

Bus Stops:

Along Route NJ 49, eastbound, on the southerly side at:

- A. Sugarman Avenue (CR682) - (far side) (NJ Transit ID# 16892)
Beginning at the prolongation of the easterly curb line of Sugarman Avenue and extending 100 feet easterly therefrom.
- B. Nabb Avenue (CR634) - (far side) (NJ Transit ID# 16893)
Beginning at the prolongation of the easterly curb line of Nabb Avenue and extending 100 feet easterly therefrom.
- C. Morias Avenue (CR714) - (near side) (NJ Transit ID# 16894)
Beginning at the prolongation of the westerly curb line of Morias Avenue and extending 105 feet westerly therefrom.
- D. Hogbin Road (CR625) - (far side) (NJ Transit ID# 16895)
Beginning at the easterly curb line of Hogbin Road and extending 100 feet easterly therefrom.
- E. King Avenue - (far side) (NJ Transit ID# 16896)
Beginning at the easterly curb line of King Avenue and extending 100 feet easterly therefrom.
- F. Rieck Road (CR712) - (far side) (NJ Transit ID# 16897)
Beginning at the easterly curb line of Rieck Road and extending 100 feet easterly therefrom.
- G. Hillcrest Avenue - (far side) (NJ Transit ID# 16898)
Beginning at the easterly curb line of Hillcrest Avenue and extending 100 feet easterly therefrom.
- H. Beech Street (CR698) - (far side) (NJ Transit ID# 16899)
Beginning at the easterly curb line of Beech Street extending 100 feet easterly therefrom.
- I. Sharp Street (CR667) - (near side) (NJ Transit ID# 16900)
Beginning at the prolongation of the westerly curb line of Sharp Street and extending 105 feet westerly therefrom.
- J. Brown Avenue - (near side) (NJ Transit ID# 16901)
Beginning at the westerly curb line of Brown Avenue and extending 105 feet westerly therefrom.
- K. Brandriff Avenue (CR610) - (near side) (NJ Transit ID# 16902)
Beginning at the westerly curb line of Brandriff Avenue and extending 105 feet westerly therefrom.
- L. City Park Drive - (near side) (NJ Transit ID# 16903)
Beginning at the prolongation of the westerly curb line of the City Park Drive and extending 105 feet westerly therefrom.
- M. South Seventh Street - (near side) (NJ Transit ID# 16867)
Beginning at the westerly curb line of South Seventh Street and extending 105 feet westerly therefrom.
- N. South Tenth Street - (near side) (NJ Transit ID# 16868)
Beginning at the westerly curb line of South Tenth Street and extending 105 feet westerly therefrom.

Along Route NJ 49, westbound, on the northerly side at:

- A. North Tenth Street - (near side) (NJ Transit ID# 16869)
Beginning at the easterly curb line of North Tenth Street and extending 105 feet easterly therefrom.
- B. North Seventh Street - (near side) (NJ Transit ID# 16870)
Beginning at the easterly curb line of North Seventh Street and extending 105 feet easterly therefrom.

- C. City Park Drive - (far side) (NJ Transit ID# 16880)
Beginning at the westerly curb line of City Park Drive and extending 100 feet westerly therefrom.
- D. Brandriff Avenue - (near side) (NJ Transit ID# 16881)
Beginning at the easterly curb line of Brandriff Avenue and extending 105 feet easterly therefrom.
- E. Mulford Avenue - (near side) (NJ Transit ID# 16882)
Beginning at the easterly curb line of Mulford Avenue and extending 105 feet easterly therefrom.
- F. Sharp Street (CR667) - (near side) (NJ Transit ID# 16883)
Beginning at the easterly curb line of Sharp Street (CR 667) and extending 105 feet easterly therefrom.
- G. Carmel Road (CR608) - (near side) (NJ Transit ID# 16884)
Beginning at the easterly curb line of Carmel Road (CR 608) and extending 105 feet easterly therefrom.
- H. Hillcrest Avenue - (far side) (NJ Transit ID# 16885)
Beginning at the prolongation westerly curb line of Hillcrest Avenue and extending 100 feet westerly therefrom.
- I. Marlyn Terrace - (near side) (NJ Transit ID# 16886)
Beginning at the easterly curb line of Marlyn Terrace and extending 105 feet easterly therefrom.
- J. Bel Aire Lane - (near side) (NJ Transit ID# 16887)
Beginning at the easterly curb line of Bel Aire Lane and extending 105 feet easterly therefrom.
- K. Hogbin Road (CR625) - (far side) (NJ Transit ID# 16888)
Beginning at the prolongation of the westerly curb line of Hogbin Road (CR625) and extending 100 feet westerly therefrom.
- L. Morias Avenue (CR714) - (near side) (NJ Transit ID# 16889)
Beginning at the easterly curb line of Morias Avenue (CR714) and extending 105 feet easterly therefrom.
- M. Nabb Avenue (CR714) - (near side) (NJ Transit ID# 16890)
Beginning at the easterly curb line of Nabb Avenue (CR634) and extending 105 feet easterly therefrom.
- N. Sugarman Avenue (CR682) - (far side) (NJ Transit ID# 16891)
Beginning at the westerly curb line of Sugarman Avenue (CR682) and extending 100 feet westerly therefrom.

BE IT FURTHER RESOLVED THAT:

- 1.) The City of Millville concurs that any approved bus stop locations or traffic regulations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the Traffic Regulation Order.
- 2.) A certified copy of this Resolution of Support shall be forwarded to the New Jersey Department of Transportation.

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R160-2016

WHEREAS, Payal 3, LLC, trading as City Liquor, License No. 0610-44-002-005, 640 N. High Street is a Plenary Retail Distribution License with an annual renewal fee payable to the City of Millville in the amount of \$690.00; and

WHEREAS, Payal 3, LLC, trading as City Liquor, Alcohol License No. 0610-44-002-005 actually paid \$840.00, to renew their license for the 2015-2016 license term in error; and

WHEREAS, the City Clerk's office has determined that an overpayment was made for the 2015-2016 licensing term in the amount of \$150.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Millville that:

- 1) Payal 3, LLC receive a refund of \$150.00 for the overpayment of the 2015-2016 licensing fee
- 2) A copy of this Resolution will be forwarded to the Chief Financial Officer to proceed with the refunding process.

Moved By: Porreca Compari
 Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

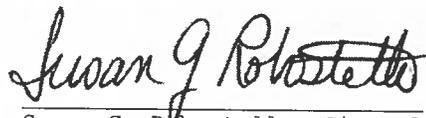
David W. Ennis

Joseph Sooy

	In Favor	Against	Abstain	Absent
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.



Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R161-2016

WHEREAS, Chapter 11, Article III of the Municipal Code of the City of Millville requires that property owners maintain their property in accordance with the standards contained in the Property Maintenance Code of the City of Millville; and

WHEREAS, the Code Official authorized emergency services to be performed to correct the condition at a cost to the City of Millville as hereinafter provided.

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

1. The governing body of the City of Millville hereby authorizes the special assessment against the following properties and the monies owed shall be collected in the same manner as property taxes are assessed and collected pursuant to section 11-6 of the municipal code.

BOARD & SECURE:

Block 103 Lot 19
 327 W Main St
 (Board & Secure date 5-03-16) 258.00
 Administrative Fee 250.00

Block 292 Lot 14
 705 N 2nd St
 (Board & Secure date 5-02-16) 43.00
 Administrative Fee 500.00

Block 293 Lot 4
 218 E Board St
 (Board and Secure date 4-26-16) 43.00
 Administrative Fee 500.00

Block 376 Lot 12
 416 4th St
 (Board and Secure date 5-2-16) 65.50
 Administrative Fee 250.00

Block 564 Lot 25
 1133 Louis Dr.
 (Board and Secure date 4-28-16) 43.00
 Administrative Fee 500.00

Moved By: Sooy
 Seconded By: Porreca Compari

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.

Susan G. Robostello

Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Porreca Compari that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R162-2016

WHEREAS, the Bureau of Traffic Engineering (BTE) recently completed a traffic investigation on Route 49 in the City of Millville; and

WHEREAS, during the investigation no record of a Traffic Regulation Order (TRO) was found for an existing "Mid-Block Crosswalk;" and

WHEREAS, the Bureau of Traffic Engineering (BTE) requires the City Commissioners of the City of Millville to promulgate a Traffic Regulation Order (TRO) for the existing Mid-Block Crosswalk along Route 49 at the entrance/ exit to Holly Heights Elementary School; and

WHEREAS, in order to legally establish the existing Mid-Block Crosswalk, the City of Millville is required to adopt a Resolution of Support by the governing body of the City; and

NOW, THEREFORE, be it resolved that the Commissioners of the City of Millville, County of Cumberland, in the State of New Jersey, support the following:

ROUTE NJ 49
MID-BLOCK CROSSWALK:

The following location is hereby established as a Mid-Block Crosswalk:

<u>Name of Street</u>	<u>Location</u>
Route NJ 49	Beginning at a point 474 feet east of the prolongation of easterly curb line of East Forest Glen Drive and extending 8 feet easterly therefrom.

BE IT FURTHER RESOLVED:

- 1.) That a certified copy of this Resolution shall be forwarded to NJDOT as requested.
- 2.) The City of Millville concurs that any approved traffic regulations in conflict with or inconsistent with the provisions of this Resolution be rescinded upon approval of the Traffic Regulation Order.

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari
David W. Ennis
Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R163-2016

WHEREAS, Fireworks by Pyrotecnico of Vineland must obtain authorization from the municipal governing body to conduct a Fireworks Display on Monday, July 4, 2016, 9:00 p.m., Union Lake Park in the City of Millville sponsored by the City of Millville Parks & Recreation Department; and

WHEREAS, a Fireworks Display Contract between Pyrotecnico Fireworks, Inc. and the City of Millville is on file in the City Clerk's office and has been approved by the City Risk Management Consultant; and

WHEREAS, all documents pertaining to the Department of Community Affairs, Division of Fire Safety for the fireworks permit must be forwarded to the local fire official for final authorization.

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

1. The Monday, July 4, 2016 Fireworks Display at 9:00 p.m. at Union Lake Park, Millville, New Jersey, by Pyrotecnico of Vineland, sponsored by the City of Millville Parks & Recreation Department, are approved subject to any conditions as set forth by the fire official.
2. The Mayor and City Clerk are authorized to execute the fireworks display contract with Pyrotecnico Fireworks, Inc.

Moved By: Sooy
 Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.

Susan G. Robostello
 Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION R164-2016

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

That the following be refunded from the Tax records due to overpayment

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
494	23		234 Geissinger Ave.	16	3	\$ 435.99		TAX

That the following be refunded from the Miscellaneous records Tap Fee & Street Opening

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int.	Description
414	5		227 Pine St			\$ 375.00		TAP FEE
						\$ 225.00		ST. OPENING

That the following transfers were made to the Tax & Utility records

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
52	48.01	10902-W	506 N 10th St.	15	4	\$ 0.34		Sp Charges
		10902-S		15	4	\$ 0.57		Sp Charges
		11419-0		16	2	\$ (0.91)		WATER
399	9	109017-S	1601 Fairton Rd.	15	2	\$ 0.43		Sp Charges
		109017-W		15	2	\$ 0.08		Sp Charges
		7259-0		16	3	\$ (0.51)		WATER
125.01	13	11008-13	25 Airwork St /RTC Site #2	15	3		\$ 2.61	WATER
				15	3		\$ 2.83	SEWER

				15	3		\$	0.09	SEWER
				15	4		\$	2.48	SEWER
				15	4		\$	2.29	WATER
				15	4	\$	(10.30)		SEWER
270	16		802 Coombs Rd.	Ovr	Pay	\$	5.13		WATER
				16	2	\$	(5.13)		SEWER

That the following be added to the Tax records due to returned check

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
52.09	10		119 Oregon St.	16	2	\$ 1,237.25		TAX

That the following be added to the Utility records due to turn on

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
279	12	5269-0	1003 Dock St.	16	2	\$ 130.00		SEWER
476	10	8392-0	321 E. Main St.	16	1	\$ 130.00		SEWER

That the following corrections were made by reversal

Block	lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
58	12		101 E. Oak Dr.	16	2	350.19		TAX
				16	1	3.24	\$ 0.01	TAX
354	11		16 W. Oak St.	16	1	349.59	\$ 3.85	TAX
112	8		209 Fulton St.			445.00		Spec Assmt
							\$ 16.51	Spec Assmt
						(445.00)	\$ (16.51)	CDBG
286	13		906 Buck St.			490.00	\$ 31.58	Spec Assmt
						(490.00)	\$ (31.58)	CDBG
291	16		801 N 2nd St.			271.50	\$ 9.65	Spec Assmt
						(271.50)	\$ (9.65)	CDBG
302	16		409 W. Green St.			475.00	\$ 30.61	Spec Assmt
						(475.00)	\$ (30.61)	CDBG
						294.94	\$ 13.17	Spec Assmt
						(294.94)	\$ (13.17)	CDBG
313	6		10 E Broad St.			490.00	\$ 31.58	Spec Assmt

			(490.00)	\$	(31.58)	CDBG
			680.00	\$	30.37	Spec Assmt
			(680.00)	\$	(30.37)	CDBG
360	11	400 N 3rd St.	543.00	\$	19.31	Spec Assmt
			(543.00)	\$	(19.31)	CDBG
364	12	20 E Vine St.	279.94	\$	12.50	Spec Assmt
			(279.94)	\$	(12.50)	CDBG
			475.00	\$	21.22	Spec Assmt
			(475.00)	\$	(21.22)	CDBG
370	2	228 E. Oak St.	294.94	\$	11.40	Spec Assmt
			(294.94)	\$	(11.40)	CDBG
			120.21	\$	10.32	Spec Assmt
			(120.21)	\$	(10.32)	CDBG
				\$	16.63	Spec Assmt
				\$	(16.63)	CDBG
375	18	422 N 5th St.	385.00	\$	17.20	Spec Assmt
			(385.00)	\$	(17.20)	CDBG
432	3	502 E Main St.	307.84	\$	17.15	Spec Assmt
			15.34			Spec Assmt
			(323.18)	\$	(17.15)	CDBG
445	5	1000 E. Main St.	497.50	\$	35.93	Spec Assmt
			(497.50)	\$	(35.93)	CDBG
470	2	115 S 4th St.	620.00	\$	34.31	Spec Assmt
			(620.00)	\$	(34.31)	CDBG

Moved By: Ennis
 Seconded By: Porreca Compari

VOTING:

Michael Santiago

Lynne Porreca Compari

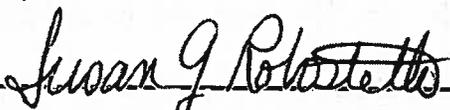
David W. Ennis

Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.


 Susan G. Kobostello, City Clerk

Commissioner Ennis motioned, seconded by Commissioner Porreca Compari that the foregoing Resolution be adopted.

The motion passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R165-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville hereby requests the insertion of an additional item of revenue in the budget of the calendar year 2016 in the sum of ***** \$ 90,000.00 which is now available as a revenue from the **NJ Dept. of Criminal Justice - Safe and Secure Communities Program** pursuant to the provisions of Statute.

Section 2

BE IT FURTHER RESOLVED that a like sum of ***** \$ 90,000.00 be and the same is hereby appropriated in the budget under the caption:
Operations - Excluded from 'CAPS'
State & Federal Programs Offset by Revenues:
NJ Dept. of Criminal Justice
Safe and Secure Communities Program

Section 3

BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) Certification with the Director of the Division of Local Government Services.

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

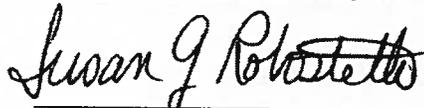
Michael Santiago

Lynne Porreca Compari
David W. Ennis
Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R166-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville hereby requests the insertion of additional items of revenue in the budget of the calendar year 2016 in the sum of \$6,529.54 which is now available as a revenue from NJ Department of Law and Public Safety-Division of Highway Traffic Safety pursuant to the provisions of the Statute.

Section 2

BE IT FURTHER RESOLVED that a like amounts be and the same is hereby appropriated in the budget under the caption:

Operations - Excluded from 'CAPS'
 State & Federal Programs Offset by Revenues:
 NJ – Office of Highway Traffic Safety
 Drunk Driving Enforcement Fund \$6,529.54

Section 3

BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) certification with the Director of the Division of Local Government Services
 Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

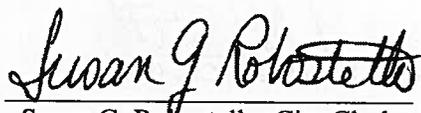
David W. Ennis

Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.


 Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R167-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioner of the City of Millville hereby requests the insertion of an additional item of revenue in the budget of the calendar year '16 in the sum of ** \$4,755.97 which is now available as a revenue from the **Federal - Bulletproof Vest Partnership Grant** pursuant to the provisions of Statute.

Section 2

BE IT FURTHER RESOLVED that a like sum of ***** \$ 4,755.97 be and the same is hereby appropriated in the budget under the caption:

**Operations - Excluded from 'CAPS'
State & Federal Programs Offset by Revenues:
The Bureau of Justic Assistance
Bulletproof Vest Partnership Grant**

Section 3

BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) certifications with the Director of the Division of Local Government Services.

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

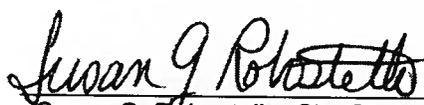
David W. Ennis

Joseph Sooy

	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porrec Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

ResolutionNo.R168-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville hereby requests the insertion of an additional item of revenue in the budget of the calendar year 2016 in the sum of ***** \$ 31,594.00 which is now available as a revenue from the County of Cumberland: Municipal Alliance on Alcoholism and Drug Abuse; pursuant to the provisions of Statute.

Section 2

BE IT FURTHER RESOLVED that a like sum of ***** \$ 31,594.00 be and the same is hereby appropriated in the budget under the caption:

Operations - Excluded from 'CAPS'
State & Federal Programs Offset by Revenues:

Municipal Alliance Program:
Prevent Alcoholism & Drug Abuse

Section 3

BE IT FURTHER RESOLVED that a like sum of ***** \$ 10,531.00 representing the amount necessary to make the municipality's share of the aforementioned undertaking or improvements appears in the budget of calendar Year 2015 under the caption of Matching funds for Grants (Sheet 25), and is hereby appropriated under the caption of MUNICIPAL ALLIANCE PROGRAM: Prevent Alcoholism and Drug Abuse.

Section 4

BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) certification with the Director of the Division of Local Government Services.

Moved By: Porreca Compari
Seconded By: Ennis

VOTING

Michael Santiago
Lynne Porreca Compari
David W. Ennis
Joseph Sooy

Table with 4 columns: In Favor, Against, Abstain, Absent. Rows for Michael Santiago, Lynne Porreca Compari, David W. Ennis, and Joseph Sooy, all with an 'X' in the 'In Favor' column.

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millvil the County of Cumberland, at a meeting thereof held May 17, 2016.

Susan G. Robustello
Susan G. Robustello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

A motion was made by Commissioner Sooy and seconded by Commissioner Porreca Compari to table Resolution No. R169-2016 to the May 25, 2016 Special Commission Meeting. Yeas: Porreca Compari, Ennis, Sooy and Santiago

RESOLUTION NO. R169-2016

WHEREAS, the City of Millville, as a contracting unit may, without advertising for bids, purchase any materials, supplies, services or equipment under any contract or contracts entered into by the NJ Division of Purchase and Property in the Department of the Treasury, for such materials, supplies, services or equipment pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, the City of Millville has a need to purchase various parts for the repair and maintenance of light weight trucks and automobiles; and

WHEREAS, it is desirable for the City of Millville to utilize these state contracts as needed and when it is in the best interest of the City to do so; and

WHEREAS, purchases made utilizing state contracts meet the requirements of using fair and open process; and

WHEREAS, aggregate purchases from this vendor during the next twelve months will exceed \$40,000, and

WHEREAS, the City has sufficient funds appropriated for this equipment.

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

1. Authorize the purchase of various auto parts for the repair and maintenance of lightweight trucks and automobiles to the vendors listed on the attached spreadsheet for Region 8.
2. These vendors include:
 - Uni Select USA
 - Eastern Warehouse Distributors
 - Chapman Ford
 - Vineland Auto Electric
 - Freehold Ford

Moved By:
Seconded By:

VOTING
Michael Santiago

Lynne Porreca
Compari
David W. Ennis
Joseph Sooy

In Favor	Against	Abstain	Absent

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 _____.

Susan G. Robostello, City Clerk

Commissioner Sooy made a motion to table the Resolution to the May 25, 2016 Special Meeting at 4:30 due to the certification of funds is not signed by the CFO. The motion to table was seconded by Commissioner Porreca Compari.

The motion to table was passed by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO.R170-2016

WHEREAS, the City is required to advertise and received sealed bids for items purchased in the fiscal year that have a cost exceeding in total or aggregate the amount set forth in, or the amount calculated by the Governor pursuant to, N.J.S.A. 40A:11-3, except by State Contract; and

WHEREAS, the City of Millville received bids on April 26, 2016 for the City of Millville Work Uniforms and

WHEREAS, the City has adequate funds appropriated for this equipment;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Millville, County of Cumberland and State of New Jersey that that a contract be awarded to contract to Landsman Uniforms, 3958 Black Horse Pike, Mays Landing, NJ 08330 for items 1-12, 17 -20, 54-56 and to Specialty Graphics, 4201 Church Rd, #157, Mt Laurel, NJ 08054 for Items 13 - 16, and 21 -53 at the prices listed on the attached Schedule A.

Moved By: Ennis
 Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

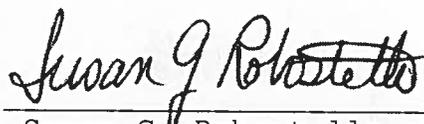
David W. Ennis

Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.



Susan G. Robostello, City Clerk

Commissioner Ennis motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

Commissioner Ennis submitted the appropriate certification as to the availability of funds.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R171-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville hereby requests the insertion of an additional item of revenue in the budget of the calendar year 2016 in the sum of ***** \$ 80,800.17 which is now available as a revenue from the NJ Dept. of Environmental Protection pursuant to the provisions of Statute.

Section 2

BE IT FURTHER RESOLVED that a like sum of ***** \$ 80,800.17 be and the same is hereby appropriated in the budget under the caption: Operations - Excluded from 'CAPS' State & Federal Programs Offset by Revenues: NJ Dept. of Environmental Protection Recycling Tonnage Grant

Section 3

BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) Certification with the Director of the Division of Local Government Services.

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

Michael Santiago
Lynne Porreca Compari
David W. Ennis
Joseph Sooy

Table with 4 columns: In Favor, Against, Abstain, Absent. Rows for Michael Santiago, Lynne Porreca Compari, David W. Ennis, and Joseph Sooy, all with 'X' in the 'In Favor' column.

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 May 17, 2016.

Susan G. Robostello, City Clerk (with signature)

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R172-2016

WHEREAS, NJS 40A:4-87 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 municipality when such item 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.

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville hereby requests the insertion of additional items of revenue in the budget of the calendar year 2016 in the sum of \$5,000.00 which is now available as a revenue from NJ Department of Law and Public Safety-Division of Highway Traffic Safety pursuant to the provisions of the Statute.

Section 2

BE IT FURTHER RESOLVED that a like amounts be and the same is hereby appropriated in the budget under the caption:

Operations - Excluded from 'CAPS'
 State & Federal Programs Offset by Revenues:
 NJ - Office of Highway Traffic Safety
 2016 Click It or Ticket \$5,000.00

Section 3

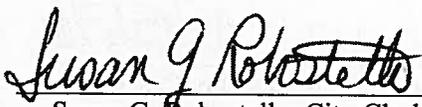
BE IT FURTHER RESOLVED that the Clerk be authorized to file one (1) certification with the Director of the Division of Local Government Services

Moved By: Porreca Compari
 Seconded By: Sooy

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.


 Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION R173-2016

RESOLUTION AUTHORIZING THE RATIFICATION AWARD OF AN EMERGENCY CONTRACT FOR REPAIR OF PUMP STATION WET WELL

WHEREAS, the City of Millville's Sewer Department became aware during a scheduled maintenance that a turbine was severely damaged on April 28, 2016;

WHEREAS, the Municipal Engineer has determined it was an emergency affecting the public health, safety and welfare and needed to be repaired;

WHEREAS, the City is required to contract with outside vendor to repair said Turbine in a timely and safe manner to provide for the safety of its residents;

WHEREAS, the City of Millville Purchasing Agent has declared the need to enter into an emergency contract to repair the Turbine; and,

WHEREAS, Siemans Demag Delaval Turbomachinery, Inc, 840 Nottingham Way, Hamilton, NJ 08638 responded to the emergency and provided the repair service as to the Turbine for a total contract price of \$46,407.

WHEREAS, the City has adequate funds appropriated for the contract.

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

1. Authorizes Regina Burke, Purchasing Agent to enter into an emergency contract with Siemans Demag Delaval Turbomachinery, Inc.;

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

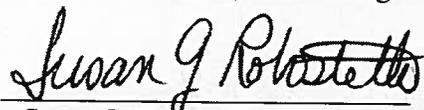
David W. Ennis

Joseph Sooy

	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R174-2016

WHEREAS, an Easement was granted to **CITY OF MILLVILLE** by **DARLENE JOHNSON** encumbering property located at 437 Cedar Lane, also known as Lot 78 in Block 52; and

WHEREAS, in order for the City to maintain the easement, it is necessary for it to have access to the aforesaid Johnson's property;

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

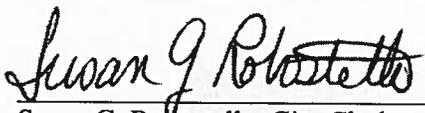
1. The City may gain entry of the aforesaid drainage easement by use of other parts of Johnson's property; and
2. Both parties shall execute a Permissive Use Agreement outlining the agreement between them.

Moved By: Sooy
 Seconded By: Ennis

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennis	X			
Joseph Sooy	X			

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 May 17, 2016.


 Susan G. Robustello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R175-2016

RESOLUTION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, CANCELLING A CERTAIN FUNDED APPROPRIATION BALANCE UNDER A BOND ORDINANCE PREVIOUSLY ADOPTED BY THE CITY OF MILLVILLE FOR A SEWER UTILITY PROJECT IN THE AMOUNT OF \$2,428.41

WHEREAS, the City of Millville, Cumberland County, New Jersey (the "City") previously adopted Bond Ordinance No. 8-2010 ("Bond Ordinance No. 8") for the purpose of funding a sewer utility project of the City as more

fully specified in Bond Ordinance No. 8 (the "Sewer Utility Project"); and

WHEREAS, as of the date hereof, the City has completed the Sewer Utility Project and a portion of the funded appropriation in the amount of \$2,428.41 was not needed to pay the cost of the Sewer Utility Project and remains unexpended as of the date hereof; and

WHEREAS, the City now desires to cancel such appropriation and transfer the funded balance under Bond Ordinance No. 8 to the General Capital Fund of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, as follows:

Section 1. The funded appropriation under Bond Ordinance No. 8 in the amount of \$2,428.41 is hereby cancelled and such funded balance shall be and hereby is transferred to the General Capital Fund of the City as such funds are no longer needed to pay the cost of the Sewer Utility Project authorized under Bond Ordinance No. 8.

Section 2. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 3. This Resolution shall take effect immediately.

Moved By: Sooy
 Seconded By: Ennis

VOTING

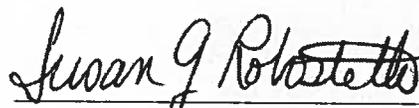
Michael Santiago

 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.


 Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R176-2016

RESOLUTION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, CANCELLING UNFUNDED APPROPRIATION BALANCES UNDER CERTAIN BOND ORDINANCES PREVIOUSLY ADOPTED BY THE CITY OF MILLVILLE FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS IN THE TOTAL AMOUNT OF \$1,303,686.02

WHEREAS, the City of Millville, Cumberland County, New Jersey (the "City") previously adopted Bond Ordinance Nos. 33-2007, 10-2008, 12-2008, 15-2008 as amended by 34-2008, and 2-2007 (collectively, the "Bond Ordinances") for the purpose of funding various capital projects and improvements of the City as more fully specified in the Bond Ordinances (collectively, the "Capital Projects"); and

WHEREAS, as of the date hereof, the City has not funded certain appropriations under the Bond Ordinances for the Capital Projects and now desires to cancel such unfunded appropriations in the total amount of **\$1,303,686.02**, as more fully set forth below.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, as follows:

Section 1. The appropriation amounts associated with the Capital Projects under each of the following Bond Ordinances remain unfunded as of the date hereof and are hereby cancelled as of the date of this Resolution:

(a) Ordinance No. 2-2007	\$839,000.00
(b) Ordinance No. 33-2007	\$83.30
(c) Ordinance No. 10-2008	\$47,871.46
(d) Ordinance No. 12-2008	\$412,419.16
(e) Ordinance No. 15-2008 (as amended by Ord. No 34-2008)	<u>\$4,312.10</u>
Total	<u>\$1,303,686.02</u>

Section 2. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 3. This Resolution shall take effect immediately.

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R177-2016

RESOLUTION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, CANCELLING UNFUNDED APPROPRIATION BALANCES UNDER CERTAIN BOND ORDINANCES PREVIOUSLY ADOPTED BY THE CITY OF MILLVILLE FOR VARIOUS SEWER UTILITY IMPROVEMENT PROJECTS TOTALLING \$123,760.20

WHEREAS, the City of Millville, Cumberland County, New Jersey (the "City") previously adopted Bond Ordinance Nos. 22-2002, 11-2003, 6-2008, and 7-2008 as amended by 19-2009 (collectively, the "**Bond Ordinances**") for the purpose of funding various sewer utility projects and improvements of the City as more fully specified in the Bond Ordinances (collectively, the "**Sewer Utility Projects**"); and

WHEREAS, as of the date hereof, the City has not funded certain appropriations under the Bond Ordinances for the Sewer Utility Projects and now desires to cancel such unfunded appropriations in the total amount of **\$123,760.20**, as more fully set forth below.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MILLVILLE, COUNTY OF CUMBERLAND, STATE OF NEW JERSEY, as follows:

Section 1. The appropriation amounts associated with the Sewer Utility Projects under each of the following Bond Ordinances remain unfunded as of the date hereof and are hereby cancelled as of the date of this Resolution:

(a) Ordinance No. 22-2002	\$791.56
(b) Ordinance No. 11-2003	\$50,000.00
(c) Ordinance No. 6-2008	\$71,424.98
(d) Ordinance No. 7-2008 (as amended by Ord. No 19-2009)	<u>\$1,543.66</u>
Total	<u>\$123,760.20</u>

Section 2. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 3. This Resolution shall take effect immediately.

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.


Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

Resolution No. R179-2016

**Resolution Supporting the *Click It or Ticket*
Mobilization of May 23 – June 5, 2016**

Whereas, there were 560 motor vehicle fatalities in New Jersey in 2015; and

Whereas, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

Whereas, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

Whereas, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

Whereas, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 23 - June 5, 2016 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

Whereas, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 91% to 93%; and

Whereas, a further increase in seat belt usage in New Jersey will save lives on our roadways.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE DO HEREBY declare their support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 23 - June 5, 2016 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

Moved By: Porreca Compari
 Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari

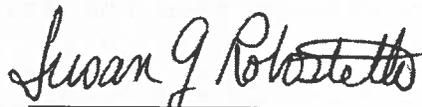
David W. Ennis

Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

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 May 17, 2016.



Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R180-2016

WHEREAS, by Resolution No R16-2016 adopted on January 5, 2016, the Board of Commissioners of the City of Millville awarded a Professional Services Contract to Maley & Associates (hereinafter "Consultant") to perform legal services on behalf of the Municipality as Special Redevelopment Counsel; and

WHEREAS, said Professional Service Contract was awarded through a fair and open process; and

WHEREAS, Consultant has now exhausted the \$10,000.00 amount awarded under said Professional Service Contract due to unforeseen circumstances, to wit, unexpected litigation; and

WHEREAS it is necessary to amend said Professional Service Contract in order to increase the amount awarded by \$10,000.00; and

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF MILLVILLE AS FOLLOWS:

1. The First Amendment to the Professional Service Contract between the Municipality and Consultant is hereby approved so as to increase the amount awarded by \$10,000.00.
2. The Mayor and City Clerk are hereby authorized to execute same.

Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.


 Susan G. Robustello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

Commissioner Porreca Compari submitted the appropriate certification as to the availability of funds.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R181-2016

WHEREAS, by Resolution No. R95-2016 adopted on March 1, 2016, the Board of Commissioners of the City of Millville awarded a Professional Services Contract to Franklin Riesenburger, Esquire of Flaster/Greenberg, P.C. (hereinafter "Consultant") to perform legal services on behalf of the Municipality as Special Environmental Counsel; and

WHEREAS, said Professional Service Contract was awarded through a non-fair and open process; and

WHEREAS, Consultant has now exhausted the \$7,500.00 amount awarded under said Professional Service Contract due to unforeseen circumstances, to wit, unexpected litigation; and

WHEREAS it is necessary to amend said Professional Service Contract in order to increase the amount awarded by \$7,500.00; and

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF MILLVILLE AS FOLLOWS:

1. The First Amendment to the Professional Service Contract between the Municipality and Consultant is hereby amended so as to increase the amount awarded by \$7,500.00.

2. The Mayor and City Clerk are hereby authorized to execute same.

Moved By: Porreca Compari
 Seconded By: Sooy

VOTING

Michael Santiago

 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			

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 May 17, 2016.

Susan G. Robostello

Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Resolution be adopted.

Commissioner Porreca Compari submitted the appropriate certification as to the availability of funds.

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

The City Clerk/Administrator read the following Resolution by title only:

RESOLUTION NO. R182-2016

Whereas, an application has been filed for a Place-to-Place Transfer of Plenary Retail Consumption License Number 0610-33-011-004, issued to Whitetip Partners, LLC, t/a The Vaudeville active license with a mailing address of 900 East Pine Street, Millville, NJ 08332; and

The submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Millville do hereby approve the Place-to-Place Transfer of Whitetip Partners, LLC, t/a The Vaudeville Plenary Retail Consumption effective May 17, 2016 from a Pocket License to a new location at 130 North High Street, Millville, NJ 08332, and does hereby direct the City Clerk to endorse the license certificate as follows:

"License Number 0610-33-011-004 for Whitetip Partners, LLC, t/a The Vaudeville, subject to all of its terms and conditions, is hereby transferred to premises located at 130 North High Street, Millville, NJ 08332."

Moved By: Sooy
 Seconded By: Ennis

VOTING

Michael Santiago

 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
	X		
X			
X			

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 May 17, 2016.

Susan G. Robostello

Susan G. Robostello, City Clerk

Commissioner Porreca Compari inquired if this transfer is a conflict of interest.

Brock Russell, City Attorney advised it is not a conflict of interest.

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Resolution be adopted.

The motion was passed, by the following vote: Yeas: Ennis, Sooy and Santiago Nays: Porreca Compari

New Business

A Motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to authorize the following Special Events on Public Lands

Special Events on Public Lands:

a) Relay for Life Event sponsored by the American Cancer Society, on Friday, May 20, 2016 at 9:00 a.m. through Saturday, May 21, 2016 9:00 a.m., to be held at the Soccer Complex behind Lakeside Middle School

b) Fireworks Display sponsored by the City of Millville's Department of Parks and Recreation on July 4, 2016 at 9:00 p.m., to be held at Union Lake

c) Book Drive sponsored by Millville Community Church on June 4, 2016 from 11:00 a.m. to 2:00 p.m., to be held at Dock Street and Foundry Street

The motion was passed, by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

There being no further business, Mayor Santiago stated we have now reached the public comment portion of our meeting. Anyone who would like to address the commission, please go to the lectern, state your name, and address your concerns. Please limit your comments to approximately 5 minutes.

Gary Meyer, 826 Columbia Avenue, GEM Enterprises, discussed the City of Millville has attractive property values and is business friendly.

Mr. Meyer explained he sometimes receives calls out of his area of authority as the Animal Coordinator of the Feral Cat Program. Mr. Meyer is compiling a report of the many things that need to be done and will present a proposal at a later time to the Commissioners for consideration.

Joe Sutherland, 57 Dorset Avenue, Millville Municipal Alliance discussed PAL flag football, the upcoming Officer Christopher Reeves Poker Run on June 5, 2016 and thanked the Board for their continued support.

Tim Carty, discussed considering using Clean Community Grants to pay various clubs and church organizations to do clean ups to avoid the need for coin drops. Mr. Carty also discussed the use of the sidewalk sweeper, crime and Shot Spotter.

Commissioner Ennis intends to share the sweeper with the Parks Department to work towards a clean community.

Betty Monteleone, Briar Drive, discussed Shot Spotter, the Municipal Prosecutor appointment, the Wheaton Property and the Levoy Theatre liquor license.

Brian McGahhey, discussed code enforcement fines, E-Waste and hours of operation of the Municipal Public Works facility.

There being no further comments Mayor Santiago declared the public comment portion closed and asked for final comments by the Commissioners.

Commissioner Sooy thanked Joe Sutherland for his work with the students in the Millville Municipal Alliance program. Commissioner Sooy discussed Shot Spotter support, improving crime, redoing the Master Plan, cleaning up the city and the 10 year Levoy Theatre loan agreement.

Commissioner Ennis announced the upcoming symposium regarding incarceration and recidivism to be held at Cumberland County College on May 25, 2016.

Commissioner Ennis requested the Commissioners schedule a business symposium to discuss ways to keep businesses in the City.

Commissioner Porreca Compari announced recent Planning Board activity; Espoma is expanding and a "green" grocery store will be built near Walmart and both will add new jobs.

Mayor Santiago announced the Cumberland County Homeless Trust Fund Task Force formulated by the Cumberland County Freeholders and requested anyone interested in representing the city on the Task Force to contact the City Clerk by May 24, 2016.

Mayor Santiago also reported the Shot Spotter grant application has been submitted.

There being no further business the meeting was adjourned subject to the call of the chair, by the following vote. Yeas: Ennis, Porreca Compari, Sooy and Santiago.

Moved By: Ennis
 Seconded By: Sooy

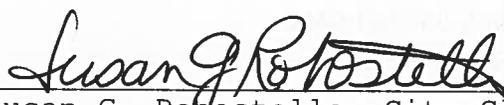
VOTING

Michael Santiago
 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Commission Meeting Minutes adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held June 7, 2016.


 Susan G. Rostello, City Clerk

BILL LIST
CITY OF MILLVILLE
MEETING MAY 17, 2016

ACTION SIGNES & AWARDS	100.00
ADAMS EVIDENCE GRD TECHNOLOGY	1,795.00
ALL INDUSTRIAL SAFETY PROD INC	182.68
ARAMARK UNIFORM SERVICES, INC	1,858.81
MICKEY RIGGIN (04400)	3,000.00
ARBRISCO ENTERPRISE, INC	25,022.00
A-TEL COMMUNICATIONS INC	116.10
ATLANTIC CITY ELECTRIC	85,625.63
ATLANTIC CO UTILITIES AUTHORITY	21,417.75
DONALD S. AYRES	2,048.40
BARKER, GELFAND & JAMES, PC	1,965.21
BAKER TILLY VIRCHOW KRAUSE LLP	12,909.75
DAVID J. BATTISTINI	3,150.00
BIRCH'S COMMUNICATIONS, LLC	72.99
SARAH BIRDSALL	300.00
BLANEY & KARAVAN, PC	4,056.00
KAVANAGH & KAVANAGH	2,750.00
REGINA BURKE	35.00
BURLINGTON CTY BD OF CHOSEN	3,152.40
CATERINA TREE SERVICE LLC	1,200.00
CITY OF MILLVILLE	947.16
COIA'S FARM & GARDEN MARKET	495.00
COMCAST, INC	1,177.18
COMPLETE CONTROL SERVICE, INC	995.00
CDW GOVERNMENT, INC	6,078.12
CONTINENTAL FIRE & SAFETY, INC	150.00
COWARD ENVIRONMENTAL SYS, INC.	4,235.03
CUSTODIAN OF SCHOOL MONIES	747,094.10
GANNETT SATTELLITE INFORMATION	302.29
DELTRONICS CORP	1,231.20
DISPLAY SALES, INC	193.00
JOSEPH C. ELWELL, SR	125.00
ENFORSYS, INC.	792.75
EUROFINS QC, INC.	96.00
FELISHMAN DANIELS LAW OFF, LLC	2,905.00
FORESTRY SUPPLIES, INC.	135.62
GARRISON ENTERPRISE INC	202,816.70
GENSERVE, INC.	212.50
GOVDEALS, INC.	566.02
W.W. GRAINGER, INC	5,097.01
HACH COMPANY, INC.	583.49
JEANNE HITCHNER	49.71
HOLLY CITY DEVELOPMENT CORP	494.40
CARL L. HUND PLUMBING, HEATING	597.50
IDEXX DISTRIBUTION INC.	1,797.34
INSPIRIA HLTH NTRWK URGENT CARE	588.00
JERSEY FIRE & SAFETY PRODS LLC	1,406.76
JESCO, INC.	2,341.42
KEYSTONE DIGITAL IMAGE INC.	165.00
JOHN W. KRAUSE, LLC	600.00

LAWMEN SUPPLY CO, INC.	35.00
LAW OFF OF NONA L OSTROVE LLC	3,750.00
LEXIS NEXIS	435.00
LOWES CO., INC	1,411.62
MAINIERO'S INC.	799.00
MARINA ENERGY LLC	16,682.31
MARSHALL GEOSCIENCE, INC.	8,359.25
MASTER WIRE MANUFACTURING INC.	150.50
MES/ALL SAFE, INC. PENNSYLVANIA	455.00
MGL PRINTING SOLUTIONS	846.50
MILLVILLE GLASS CENTER, INC.	451.50
MILLVILLE PUBLIC LIBRARY	14,430.78
NEILL CARILLON SERVICE LLC	2,497.50
VERIZON	168.40
TREASURER, STATE OF NJ	820.00
NJ STATE DEPT OF HEALTH	306.60
NJ DEPT OF TRANSPORTATION	790.00
ONE CALL CONCEPTS, INC.	392.50
PACER SERVICE CENTER	48.00
JOSEPH G POLLARD CO INC	255.38
POST & SCHELL, P.C.	30,483.86
PRESIDIO NETWORKED SOLUTN, INC	38,118.68
KEVIN RAGSDALE	600.00
RENTAL COUNTRY, INC.	56.09
RICOH USA, INC	477.64
RIGGINS	14,133.26
ROUX ASSOCIATES INC.	2,841.80
BROCK D. RUSSELL, LLC	13,295.00
DOREEN SEDDON	2,672.51
SERVICE TIRE TRUCK CENTER, INC.	96.00
SHARON L SMITH	1,689.30
SOUTHERN NEW JERSEY NIGP	30.00
SJ GAS COMPANY	1,888.22
SOUTH JERSEY PAPER PRODUCTS	635.52
SOUTH JERSEY SANITATION CO INC	117,226.80
SPECIALTY AUTOMOTIVE EQUIPMENT	3,600.00
TIDELAND SIGNAL CORP	604.00
TRI CITY PAPER & JAN SUPPLIES	146.90
TRI-STATE TECHNICAL SALES CORP	2,591.00
TRINITY CODE INSPECTIONS, LLC	11,378.10
UNITED PARCEL SERVICE	463.78
USPS	2,984.00
NATHAN VAN EMBDEN, ESQ.	767.00
VERIZON WIRELESS	6,483.11
VINELAND AUTO ELECTRIC, INC.	377.23
VINELAND LANDSCAPING	4,285.03
WASTE MANAGEMENT OF SJ INC	256.95
WATER ENVIRONMENTAL FEDERATION	225.00
W.B. MASON COMPANY INC	235.79
WITMER PUBLIC SAFETY GRP, INC.	2,300.00
WOODRUFF ENERGY US, LLC	107.20
WATER WORKS SUPPLY CO., INC.	23,859.29
XEROX CORPORATION	4,877.46
BEACON TITLE SERVICES	906.99
RICHARD & MARILYN GOLDSTINE	435.99
DAVID KING JR	495.00
STATEWIDE CLOSING SERVS, LLC	948.07

STAVITSKY & ASSOCIATES LLC	14,896.50
TRIDENT LAND TRANSFER CO OF NJ	495.38
TOTAL BILLS FOR 05/17/16	1,516,075.31
CITY OF MILLVILLE SALARY ACCOUNT	530,733.64
TOTAL VOUCHERS&SALARY 05/17/16	2,046,808.95