

Richard C. McCarthy Commission
Chamber, City Hall
Millville, New Jersey
September 6, 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 Harris 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 changes to the agenda as follows:

Changed:

17.X1 The Resolution was corrected to remove that David Battistini would be provided engineering services at the Waste Water Treatment Plant, Phase II project.

Commissioner Sooy presented a Certification of Appreciation to Mary Messick for organizing the recent Community Day Event and thanked city employees and volunteers for participating.

Mayor Santiago presented a Certification of Appreciation to Robert McQuade for assisting with police in apprehending a subject on August 17, 2016.

Fire Chief Lippincott introduced Paul T. Williams, Jr. and congratulated him on his appointment of full-time firefighter.

Susan Robostello, City Clerk administered the ceremonial Oath of Office.

A motion was made by Commissioner Sooy, seconded by Commissioner Ennis to approve and dispense with the reading of the minutes from the August 16, 2016 Work Session, August 16, 2016 Commission Meeting, August 23, 2016 Special Meeting and August 23, 2016 Closed Session 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 and passed by the following vote: Yeas: Ennis, Porreca Compari, Sooy and Santiago.

SEE BILL LIST FOLLOWING THE MINUTES OF THIS MEETING

properly certified and passed 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

Mayor Santiago opened the public comment portion on agenda items only and asked if any persons wished to be heard.

There being no comments, Mayor Santiago closed the public comment portion.

Old Business

A motion was made by Commissioner Sooy, seconded by Commissioner Ennis to receive and file the following reports received from the Purchasing Agent:

August 11, 2016

Project known as "15th Street Fencing and Gates"

COMMISSIONERS

MICHAEL SANTIAGO, MAYOR
Director of Public Safety
JANNE PORRECA COMPARI
Director of Public Affairs
DAVID W. ENNIS
Director of Public Works
JOSEPH SOOY
Director of Parks & Public Property



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www.millville.nj.gov

OFFICERS

SI SAN G. ROBOSTILLO
City Clerk/Administrator
MARCELA SHEPARD
Chief Financial Officer
SHERRI J. BAI.L.
Tax Collector
BRIAN P. ROSENBERGER
Tax Assessor

August 30, 2016

TO: Board of Commissioners

FROM: Regina Burke, QPA

On August 11, 2016, the Purchasing Board received proposals for 15th Street Fencing and Gates Project. Three Proposals were received.

Accent Fence Inc. - \$113,500.00
NINSA LLC. - \$89,600.00
All Vinyl Fencing - \$79,650.00

The Purchasing Board concurs with the Engineer's recommendation to award to the lowest Bidder - All Vinyl Fencing, 453 Middle Road, Hammonton, NJ 08037 for \$79,650.


Regina Burke, Purchasing Agent

August 18, 2016

Project known as "Solar Energy System at the 15th Street Facility"

COMMISSIONERS

MICHAEL SANTIAGO, MAYOR
Director of Public Safety
LYNNE PORRICA COMPARI
Director of Public Affairs
DAVID W. ENNIS
Director of Public Works
JOSEPH SOOY
Director of Parks & Public Property



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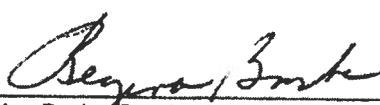
August 30, 2016

TO: Board of Commissioners

FROM: Regina Burke, QPA

On August 18, 2016, the Purchasing Board received proposals for Solar Energy System at the 15th Street Facility.

One proposal was received from Eznergy NJ LLC, 1561 Lakewood Road, Toms River, NJ 08755. This proposal is being reviewed by the appropriate department and the Purchasing Board will make a recommendation at a later date.


Regina Burke, Purchasing Agent

August 23, 2016

Project known as "CY2016 Auto Parts for OEM and NON OEM Vehicles"

COMMISSIONERS

MICHAEL SANTIAGO, MAYOR
Director of Public Safety
LYNNE PORRECA COMPARI
Director of Public Affairs
DAVID W. ENNIS
Director of Public Works
JOSEPH SOOY
Director of Parks & Public Property



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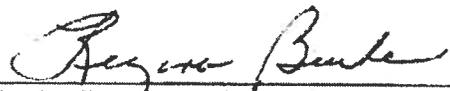
August 30, 2016

TO: Board of Commissioners

FROM: Regina Burke, QPA

On August 23, 2016, the Purchasing Board received proposals for CY 2016 Auto Parts for OEM and NONOEM Vehicles.

One proposal was received from Gentilini Ford, Woodbine, NJ 08270. Since the city only receive one bid and it was limited to Ford parts, the Purchasing Board recommends the City rebid this project.


Regina Burke, Purchasing Agent

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

Petitions & Letters

A motion was made by Commissioner Ennis, seconded by Commissioner Sooy to receive and file Resolution adopted by the Millville Industrial Commission recommending the City Commissioners adopt a resolution in support of the elimination of the northern portion from the Millville Airport Historical District.

Commissioner Porreca Compari thanked the Industrial Commission for their efforts and stated the goal is to increase business at the airport.

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 Ennis to receive and file correspondence received from Verizon concerning errors in the recently delivered Verizon Yellow Pages phonebook.

Commissioner Porreca Compari discussed the errors in the yellow pages phone book.

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

Reports of Commissioners

Department of Public Works

No report at this time.

Department of Public Affairs

Jane Morton Galetto, President, Citizens United to Protect the Maurice Rive and its Tributaries, Inc. and Clara Rossini, Project Manager, presented the brochure of the Maurice River Bicycle and Walking Trail and invited the public to attend a Community Walk on October 1, 2016 and a waterways cleanup on September 17, 2016.

Commissioner Porreca Compari announced upcoming events and provided a demolition update and discussed the foreclosure and vacant property ordinance second reading.

Department of Parks & Public Property

Commissioner Sooy provided information on upcoming events and reviewed the Streets and Roads Department activity report.

Department of Revenue & Finance

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to receive and file the Tax Collector's Report for the month of July 2016.

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

Department of Public Safety

Mayor Santiago reviewed the monthly Fire Department Activity Report and the Police Department Activity Report.

Ordinances 1ST Reading

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

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

ORDINANCE NO.

AN ORDINANCE REPEALING ARTICLE VI OF CHAPTER 33 ("SECONDHAND GOODS") AND ARTICLE XIII ("PAWNBROKERS") AND ENACTING NEW AMENDED ARTICLE VI ("SECOND-HAND GOODS LICENSING")

WHEREAS, the Board of Commissioners of the City of Millville finds that the theft of precious metals and second hand goods from the inhabitants of the City has become a serious, widespread problem affecting the quality of life within the City;

WHEREAS, the Board of Commissioners desires to become a member of the Regional Automated Property Information Database ("RAPID") system in order to better combat burglary and theft within the City;

WHEREAS, the RAPID system will require pawn, second hand, precious metal and scrap metal dealers to comply with certain system registration requirements;

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

SECTION 1

ARTICLE VI ("Dealers in Secondhand Goods") Sections 39 through 50 and ARTICLE XIII ("Pawnbrokers") of Chapter 33, Sections 93 through 101 are each hereby repealed in their entirety and replaced by new amended ARTICLE VI as set forth in Section 2 below.

SECTION 2

ARTICLE VI

Dealers in Precious Metals, Gems and Secondhand Goods

33-39	Purpose of Intent.
33-40	Definitions.
33-41	Registration and Issuance of License.
33-42	License Fee; Non-Transferability.
33-43	Revocation of License.
33-44	Dealers' Responsibilities, Requirements and Recordkeeping
33-45	Non-Applicability.
33-46	Purchases from Minors.
33-47	Violations and Penalties.

§33-39. Purpose and Intent.

- A. The purpose and intent of this article is to assist law enforcement officials and victims of crime in recovering stolen precious metals, gems, gemstones and/or other articles by requiring reasonable reporting, maintenance and distribution criteria for secondhand and transient dealers.
- B. No person shall use, exercise or carry on the business, trade or occupation of buying, receiving, receiving for pawn or selling of any property described in Appendix I of this Ordinance or operate as a dealer of said property within the City of Millville, without having first obtained a license from the City of Millville Clerk's Office as hereinafter provided.

§33-40. Definitions.

For the purposes of this article, the following terms, phrases, words and their derivations shall have the meanings ascribed herein. Words used in the present tense shall include the future, words in the plural number shall include the singular number and words in the singular number shall include the plural number. The word "shall" is always mandatory and not merely directory.

ACCEPTABLE IDENTIFICATION - Acceptable forms of identification include a current valid New Jersey driver's license or identification card issued by the N.J. Motor Vehicle Commission, a current valid photo driver's license issued by another U.S. state, other verifiable United States government-issued photo identification with address, or valid United States passport and evidence of current address. All of the above-listed

identification procedures require the dealer to capture/record evidence of the person's current address.

ARTICLE - Any article of merchandise, including any portion of such article, whether a distinct part thereof or not, including every part thereof whether separable or not, and also including material for manufacture, and as so defined in N.J.S.A. 51:6-1.

CHIEF OF POLICE - The Chief of Police of the City of Millville or his designee/representative.

DATABASE - A computerized Internet-capable database with hardware and software compliant with standards set by the Chief of Police.

DEALER - Any person, partnership, corporation, or other entity, whether permanent or itinerant, who on one or more occasions (through any means) buys or sells, receives for pawn or otherwise exchanges or trades any property as described in Appendix I of this ordinance and includes anyone advertising the purchase, sale or receipt for pawn of any of the aforementioned items.

GIFT CARD - Is a restricted monetary equivalent or scrip that is issued by retailers or banks to be used as an alternative to a non-monetary gift.

ITINERANT BUSINESS - Any business conducted intermittently within the City of Millville or at varying locations.

PAWN - A bailment of personal property as security for any debt or engagement redeemable upon certain terms and with the implied power of sale or default.

PERSON - Any individual natural person, partnership, joint venture, business, society, associate, club, trustee, trust, corporation, or unincorporated group, or an officer, agent, employee, servant, factor or any form of personal representative of any thereof, in any capacity, acting for self or on behalf of another.

PRECIOUS METALS - Comprised of gold, silver, sterling, platinum and/or their alloys as defined in N.J.S.A. 51:5-1 et seq., N.J.S.A. 51:6-1 et seq. and/or N.J.S.A. 51:6A-1 et seq.; gems, gemstones, coins and all forms of jewelry herein contained.

PUBLIC - Individuals and other retail sellers, not to include businesses engaged primarily in wholesale transactions.

PURCHASE - The exchange of money or other consideration for the pledge, sale, conveyance or trade of any property described in Appendix I of this Ordinance.

REPORTABLE TRANSACTION - Every transaction conducted by a dealer in which property described in Appendix I of this Ordinance is purchased, pawned or exchanged from or with the public, as that term is defined in this section.

SECONDHAND GOODS - Any article previously sold, acquired, exchanged, conveyed, traded or otherwise formerly owned, but limited to scrap gold, old gold, silver, jewelry, platinum, all other precious metals and other items listed in Appendix I.

TRANSIENT BUYER - A dealer who has not been in any retail business continuously for at least six months at that address in the municipality where the dealer is required to register. The term "transient buyer" will also include a dealer who intends to close out or discontinue all retail business in the City of Millville within six months, or as so defined in N.J.S.A. 51:6A-5 and N.J.A.C. 13:47C-1.1. Vendors doing business during a community event sponsored/sanctioned by the City of Millville shall not be considered a transient buyer.

§ 33-41. Registration and issuance of license.

Every dealer conducting business or intending to conduct business within the jurisdiction of the City of Millville shall first register with the Clerk's Office. He or she shall provide fingerprints in a manner determined by the Police Chief who shall institute such an investigation of the applicant's moral character and business responsibility as he deems necessary for the protection of the public welfare. In the event that the dealer is a business entity other than a sole proprietorship, the officers in a corporation or the partners in a partnership (or limited partnership) shall be deemed to be the applicant(s) who shall be fingerprinted and investigated in accordance with this article. Upon completion of the investigation, the Clerk of the City of Millville shall either issue or deny the license based upon the results of his investigation. Upon issuance of the license, the applicant shall be given a copy of this article.

§ 33-42. License fees; non-transferability.

1. Prior to final issuance of a license, a fee of \$400 shall be paid to the Clerk of the City of Millville.

2. A license issued under the provisions of this article shall not be transferable and shall terminate on December 31 of the year in which said license is issued, unless it is renewed pursuant to the provisions of Paragraph 3 below.
3. On or about November 1 of each year, the Clerk's Office shall make available a renewal application for each licensed dealer under this article. Upon submission of the renewal application and required annual fee of \$400, the license will be renewed unless the dealer has violated provisions of §33-43. In such case, the Clerk of the City of Millville will notify the dealer, who may request a hearing as described in §33-43.

§ 33-43. Revocation of license.

1. Licenses issued under the provisions of this article may be revoked by the Board of Commissioners of the City of Millville after a hearing, upon notice to the applicant, for any of the following causes:
 - a. Fraud, misrepresentation, or false statement contained in the application for license;
 - b. Fraud, misrepresentation, or false statement made in the course of carrying on the business as a dealer in property as described in Appendix I of this Ordinance;
 - c. Any violation of this article;
 - d. Conviction of any crime;
 - e. Conviction of any disorderly persons offense involving moral turpitude;
 - f. Conviction of an offense under the laws of the United States or any other state which is substantially equivalent to the offenses named in paragraph d. or e. above; or;
 - g. Conducting the business of soliciting or canvassing in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.
2. Notice of the hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the licensee at his last known address at least 10 business days prior to the date set for the hearing. The hearing shall be conducted by the Board of Commissioners.

§ 33-44. Dealers' responsibilities, requirements and record keeping.

Every dealer within the City of Millville shall, upon the purchase, receiving for pawn, or receiving for consignment, of any property described in Appendix I of this Ordinance, from the public, as this term is defined in Section 33-40, be required to:

1. Record using a unique transaction number the name, address and telephone number of the seller or sellers; the time and date of the transaction; the net weight in terms of pounds Troy, pennyweight (Troy) or kilograms/grams of the precious metals; fineness in terms of karats for gold, and sterling or coin for silver, in accordance with N.J.S.A. 51:5-1 et seq. and N.J.S.A. 51:6-1 et seq. and any property containing a serial number.
2. Document, through use of an electronic database software system as designated by the Chief of Police, the information listed in Subsections 3(a) through (f) below. These records shall be subject to the inspection of any sworn police officer acting in the performance of his or her duties.
3. Through the use of applicably required computer equipment, and using the electronic format approved by the Chief of Police, enter all transactions into the electronic database within 48 hours from the date of purchase, including the following information:
 - a. The name, address, date of birth, telephone number, and governmental identification number of the seller;
 - b. A full description of property sold or pawned by the seller, including, but not limited to, marks, numbers, dates, sizes, shapes, initials, monograms and serial numbers, face value and identifying numbers of gift cards;
 - c. The price paid for the property;
 - d. The entry must include the name of the clerk or the dealer who made the transaction so as to readily identify that individual.

- e. A color photograph or color image of the seller's presented governmental photo identification scanned into the transaction record.
 - f. A color photograph or color image of all property sold scanned into the transaction record. When photographing or imaging, all property must be positioned in a manner that makes it readily and easily identifiable.
4. All of the above-described property cannot be sold or disposed of and shall be made available for inspection by any sworn police officer in the performance of his or her duties for a period of fifteen (15) business days from the date the information required above is received by the Chief of Police in the prescribed electronic format. The property shall remain in the same condition as when purchased and shall not be changed, modified, melted or disposed of by the dealer until the three-day period has expired. If the property is such that it would create a hardship on the dealer by holding the property for such period, the dealer may present the property to the Chief of Police in order that it may be photographed and, if deemed necessary by the Chief of Police, an investigation be implemented. The Chief of Police has the authority to grant the dealer a waiver of the requirement under this section.
 5. In the event of a database failure or dealer's computer equipment malfunctions, all transaction information is required to be submitted on paper forms approved by the Chief of Police. In the event that paper forms are used, the dealer is responsible to enter all required transaction information described in Subsections 3(a) through (f) above into the database as soon as possible upon the dealer's equipment being repaired or replaced or the database coming back into service. Failure by the dealer to properly maintain computer equipment in a reasonable fashion, or failure by the dealer to replace faulty computer equipment, may result in the dealer being cited for a violation of the ordinance and may result in the revocation of the dealer's license under Section 33-43 of this Ordinance.
 6. It shall be the requisite duty of every dealer, and of every person in the dealer's employ, to admit to the premises during business hours any member of the Millville Police Department or any other sworn police officer acting in the performance of their duties to examine any database, book, ledger, or any other record on the premises relating to the purchase of property from the public as defined in Section 33-40. City of Millville police officers are empowered to take possession of any property known by a police officer or official to be missing or to have been stolen or where the officer or official has probable cause to believe the article is missing or stolen. A receipt will be provided to the dealer for any property seized by the Millville Police Department.

§ 33-45. Non-Applicability.

This article shall not apply to purchases made by dealers from wholesalers or other legitimate suppliers but shall only apply to those purchases made from the public which includes other retail sellers as defined in Section 33-9. The dealer shall keep records of all wholesale purchases for a period of six months from the date of such purchase, which records shall be opened to investigation by the Millville Police Department or any sworn police officer in the performance of their duties.

§ 33-46. Purchases from minors.

No dealers within the City of Millville shall purchase any property as defined in Appendix I from any person under the age of 18 years.

§33-47. Violations and penalties.

Violation of any provision of this Chapter shall, upon conviction thereof, be punished by a minimum fine of \$100 or a maximum of \$2,000 and/or by imprisonment for a term not exceeding 90 days and/or by a period of community service not exceeding 90 days. Each and every violation shall be considered a separate violation. Each day that a violation continues shall be a separate violation. Each violation shall result in a ten-day suspension of the dealer's license under this article.

**APPENDIX I
PROPERTY AS FOLLOWS:**

Scrap gold
Old gold
Silver
Jewelry
Coins
Platinum
All other precious metals

SECTION 3

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

SECTION 4

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

Moved By:
Seconded By:

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

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

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 September 6, 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 September 20, 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.

**AN ORDINANCE AMENDING ARTICLE III
("PARKING, STOPPING AND STANDING") OF
CHAPTER 39 ("MOTOR VEHICLE AND
TRAFFIC REGULATIONS"), SECTION 20
("LOADING ZONES") SO AS TO
ESTABLISH A LOADING ZONE FOR
MUNICIPAL AND OTHER GOVERNMENTAL
VEHICLES ON HIGH STREET**

WHEREAS, the Board of Commissioners of the City of Millville finds that there is a need for marked parking spaces for loading purposes on that part of South High Street immediately in front of the Police Administration and Municipal Complex buildings. The Board finds that vehicles operated by members of the Police Department, by members of the Cumberland County Sheriff's Department, by municipal employees and by other government officials from time to time need loading spaces convenient to the entrances of the Police Administration Building and the Municipal Complex for the purpose of loading and unloading persons, inmates as well as municipal documents and other property; and

WHEREAS, the Chief of the Millville Fire Department has been consulted and advises that the establishment of such marked parking spaces for loading purposes will not compromise or otherwise affect the ability of emergency vehicles to have access to the aforesaid buildings; and

WHEREAS, pursuant to N.J.S.A. 39:4-197 said marked parking spaces shall be consistent with the current standards prescribed by the Manual on Uniform Traffic Control Devices for Streets and Highways as certified by the City Engineer's office;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE that Article III of Chapter 39, Section 20 is hereby amended as follows:

SECTION 1

§ 39-20. Loading zones.

a. In General.

The locations described in Schedule 12 of Article X, attached to and made a part of this chapter, are hereby designated as loading zones. No person shall park a vehicle in the locations listed during the times indicated other than for the loading or unloading of goods and materials.

b. Loading Zone Restricted to Police and Other Governmental Vehicles.

Parking spaces shall be established at the southern terminus of High Street adjacent to the City Police Administration Building and the City Municipal Complex. Said spaces shall be designated solely for the loading and unloading of police, municipal or other governmental vehicles. Said parking spaces shall be established, marked and signed consistent with the Manual on Uniform, Traffic Control Devices for Streets and Highways pursuant to N.J.S.A. 39:4-197. No other person shall park in the aforesaid spaces for loading or unloading or for any other purpose.

SECTION 2

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

SECTION 3

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

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 Sooy motioned, seconded by Commissioner Porreca Compari that the foregoing Ordinance be approved and final consideration be held on September 20, 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 reflect the creation of a new part-time title and range of compensation for the following:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Supervising Field Representative Property Improvement/PT	\$20.00 ph	\$50.00 ph

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 creation of a new title and salary range of compensation.
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

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

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 Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Ordinance be approved and final consideration be held on September 20, 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.

AMENDING CHAPTER 46 ("PERSONNEL POLICIES")

WHEREAS, as a general matter the Personnel Policies of the City of Millville are codified in Chapter 46 of the Millville City Code; and

WHEREAS, Ordinance 31-2016 amending Chapter 46 ("Personnel Policies") was adopted on August 2, 2016; and

WHEREAS, after further review and recommendation from Cumberland County Council No. 18, revisions to Article 1 and Article 10 are recommended to clarify the policies; and

WHEREAS, Article 38 was added on February 2, 2016 by Ordinance No. 5-2016 and deleted in error from Ordinance 31-2016 adopted on August 2, 2016.

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners as follows:

Article 1. General Personnel Policies

§ 46-3 Disclaimer

Addition of the following language:

"The governing body of the City reserves the right to amend or repeal these policies, together with the standard operating procedures, rules and regulations, at any time with or without notice to the employees. None of these policies and procedures or rules and regulations shall be deemed to create a vested contractual right in any employee nor to limit the power of the governing body to amend or repeal them. Nothing contained herein in these personnel policies and procedures is intended to restrict, eliminate, or interfere with an employee's rights under a collective negotiation agreement, Civil Service laws and regulations, the New Jersey Employer-Employee Relations Act, or other statutory entitlements and provisions."

Article 10. Discipline

§ 46-41 System of Progressive Discipline

Deletion of the following language enclosed in brackets found in paragraph 2F:

"The employee will be asked to sign copies of this document attesting to his or her receipt [and understanding] of the corrective action outlined in these documents.

All supervisory and managerial employees must follow the progressive discipline policy set forth in this handbook.

Employees can appeal disciplinary actions pursuant to the rules of the New Jersey Civil Service Commission, with notification to the City Commissioner.

Article 38. Settlement of Certain Claims Made by Employees

§ 46-157 Board Approval Required

All settlements of claims by employees against the City or its municipal officers, servants, agents and employees for monetary damages shall not be authorized unless approved by resolution adopted by the Board of Commissioners.

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

Moved By:
Seconded By:

VOTING

Michael Santiago

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

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

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 September 6, 2016.

Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Ennis that the foregoing Ordinance be approved and final consideration be held on September 20, 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. _____

**ORDINANCE AMENDING ARTICLE XXI
("RESIDENCY REQUIREMENT") OF CHAPTER 46
OF THE CITY OF MILLVILLE CODE, SECTION 102
("APPOINTMENT"), SECTION 103
("CLASSIFICATION OF QUALIFIED APPLICANTS")
AND SECTION 105 ("SPECIAL SKILLS")
AND TO DELETE SECTION 104
("APPOINTMENT IN CLASS ORDER")**

WHEREAS, the Board of Commissioners finds that the residency requirement contained in existing Article XXI of Chapter 46 of the City of Millville Code does not allow the appointing authority sufficient discretion to hire certain employees, such as police officers, who may possess special skills, but who may not qualify under the special skills exception contained in the existing ordinance;

WHEREAS, the Board of Commissioners finds that this amendment will allow the appointing authority to hire Class II police officers who already possess substantial training as regular police officers thereby saving the City considerable training time and expense;

WHEREAS, the Board of Commissioners finds the aforesaid amendment to be in the best interest of the City;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE that Article XXI ("Residency Requirement") of Chapter 46 is hereby amended as follows:

SECTION 1

§ 46-102 Appointment.

All applicants for initial appointment to an employment position with the City, excluding policemen, shall be residents of the City of Millville and must maintain continuous residency within the City of Millville from the announced closing date of the Department of Personnel examination up to and including the date of appointment.

§46-103 Classification of Qualified Applicants.

Where the appointing authority shall determine that there cannot be recruited a sufficient number of qualified residents for available specific positions or employments, the appointing authority may, in its discretion, hire nonresidents for such positions or employments; with applicants to be classified in the following manner in accordance with N.J.S.A. 40A:14-123.1(a):

- A. Residents of Cumberland County
- B. Residents of counties contiguous to Cumberland County
- C. Residents of the State of New Jersey
- D. All other applicants

The hiring authority shall first appoint those in Class A and then those in each succeeding class in the order above listed and shall appoint a person or persons in any such class only to a position or positions, or employment or employments, remaining after all qualified applicants of the preceding class or classes have been appointed or have declined an offer of appointment. The preference established by this section shall in no way diminish, reduce or affect the preferences granted pursuant to any other provisions of the law.

§46-104 Special Skills. [renumbered from § 105]

The City reserves the right to hire or appoint without reference to the residency requirement any officer or employee with special talents or skills necessary for the operation of government.

§46-105 (Reserved).

SECTION 2

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

SECTION 3

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

Moved By:
Seconded By:

VOTING
Michael Santiago

Lynne Porreca Compari
David W. Ennis
Joseph Sooy

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

CERTIFICATION

I 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 on _____, 2016.

Susan G. Robostello, City Clerk

Commissioner Porreca Compari motioned, seconded by Commissioner Sooy that the foregoing Ordinance be approved and final consideration be held on September 20, 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:

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

ORDINANCE NO. 35-2016

**ORDINANCE AMENDING ARTICLE II
("ABANDONED PROPERTIES")
OF CHAPTER 11 OF THE MILLVILLE CITY
CODE IN ORDER TO REQUIRE THE REGISTRATION
AND INSPECTION OF VACANT PROPERTIES
BY MAKING CERTAIN REVISIONS TO SECTION 13
("DEFINITIONS") AND ADDING NEW SECTIONS
19A TO 19F**

WHEREAS, the Board of Commissioners of the City of Millville finds that there are numerous structures vacant in whole or in large part in the City; and

WHEREAS, in many cases, the owners and responsible parties of or for these structures are neglectful of them, are not maintaining or securing them to an adequate standard or restoring them to productive use; and

WHEREAS, it has been established that vacant and abandoned structures cause severe harm to the health, safety and general welfare of the community, including diminution of neighboring property values, increased risk of fire and potential increases in criminal activity and public health risks; and

WHEREAS, the City incurs disproportionate costs in order to deal with the problems of vacant and abandoned structures, including but not limited to, excessive police calls, fire calls and property inspections; and

WHEREAS, it is in the public interest for the City to establish minimum standards of accountability on the owners or other responsible parties of vacant and abandoned structures in order to protect the health, safety and general welfare of the residents of the City; and

WHEREAS, it is in the public interest for the City to impose a fee in conjunction with the registration of vacant and abandoned structures in light of the disproportionate costs imposed on the City by the presence of these structures.

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

SECTION 1

§ 11-13. Definitions.

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

ABANDONED PROPERTY - Any property that is determined to be abandoned pursuant to P.L. 2003, c.210 (N.J.S.A. 55:19-78 et seq.).

LIENHOLDER or MORTGAGE HOLDER - Any person or entity holding a note, mortgage or other interest secured by the building or any part thereof.

MUNICIPALITY - Any borough, City, town, City or village situated within the boundaries of this state and shall include a qualified rehabilitation entity that may be designated by the City pursuant to N.J.S.A. 55:19-90 to act as its agent to exercise any of the City's rights pursuant thereto.

OWNER - The holder or holders of the title to an abandoned property.

PROPERTY - Any building or structure and the land appurtenant thereto.

PUBLIC OFFICER - The person designated by the City pursuant to N.J.S.A. 40:48-2.5.

QUALIFIED REHABILITATION ENTITY - Any entity organized or authorized to do business under the New Jersey statutes which shall have as one of its purposes the construction or rehabilitation of residential or nonresidential buildings, the provision of affordable housing, the restoration of abandoned property, the revitalization and improvement of urban neighborhoods, or similar purpose, and which shall be well qualified by virtue of its staff, professional consultants, financial resources, and prior activities set forth in P.L. 2003, c.210 (N.J.S.A. 55:19-78 et seq.) to carry out the rehabilitation of vacant buildings in urban areas.

REPRESENTATIVE - The individual registered with the City as the representative of the property owner. If the property owner is an LLC or a corporation, the registered agent, president or managing partner of same are also "representatives" of the owner upon whom service may be made.

VACANT PROPERTY - any building used or to be used as a residence which is not legally occupied or at which

substantially all lawful construction operations or residential occupancy has ceased, and which is in such condition that it cannot legally be re-occupied without repair or rehabilitation, including but not limited to any property meeting the definition of abandoned property in N.J.S.A. 55:19-80; provided, however, that any property where all building systems are in working order, where the building and grounds are maintained in good order, or where the building is in habitable condition, and where the building is being actively marketed by its owner for sale or rental, shall not be deemed a vacant property for purposes of this ordinance.

11-19 A - Registration Requirements.

Effective January 1, 2016, the owner of any vacant property as defined herein shall, within 30 calendar days after the building becomes a vacant property or within 30 calendar days after assuming ownership of the vacant property, whichever is later; or within 10 calendar days of receipt of the notice by the City, file a registration statement for such vacant property with the public officer on forms provided by the City for such purposes. Failure to receive notice by the City shall not constitute grounds for failing to register the property.

- a. Each property having a separate block and lot number as designated in official records of the City shall be registered separately.
- b. The registration statement shall include the name, street address, telephone number, and email address (if applicable) of a person twenty-one (21) years or older, designated by the owner or owners as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding on behalf of such owner or owners in connection with the enforcement of any applicable code; and the name, street address, telephone number, and email address (if applicable) of the firm and the actual name(s) of the firm's individual principal(s) responsible for maintaining the property. The individual or representative of the firm responsible for maintaining the property shall be available by telephone or in person on a 24-hour per day, seven-day per week basis. The two (2) entities may be the same or different persons. Both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.
- c. The registration shall remain valid for one (1) year from the date of registration. The owner

shall be required to renew the registration annually as long as the building remains a vacant property and shall pay a registration or renewal fee in the amount prescribed in section 11-19D, for each vacant property registered. The owner shall be required to renew the registration annually as long as the building remains a vacant property and shall pay a registration or renewal fee in the amount prescribed in section 11-19D, for each vacant property registered.

- d. The owner shall notify the Clerk within thirty (30) calendar days of any change in the registration information by filing an amended registration statement on a form provided by the Clerk for such purpose.
- e. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the City against the owner or owners of the building.

§11-19B Access to Vacant Properties.

The owner of any vacant property registered under this section shall provide access to the City to conduct exterior and interior inspections of the building to determine compliance with municipal codes, upon reasonable notice to the property owner or the designated agent. Such inspections shall be carried out on weekdays during the hours of 9:00 a.m. and 4:00 p.m., or such other time as may be mutually agreed upon between the owner and the City.

§11-19C Responsible Owner or Agent.

- a. An owner who meets the requirements of this section with respect to the location of his or her residence or workplace in the State of New Jersey may designate him or herself as agent or as the individual responsible for maintaining the property.
- b. By designating an authorized agent under the provisions of this section the owner consents to receive any and all notices of code violations concerning the registered vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent

under the provisions of this section shall be deemed to consent to the continuation of the agent's designation for the purposes of this section until the owner notifies the City of Millville in writing of a change of authorized agent or until the owner files a new annual registration statement.

- c. Any owner who fails to register vacant property under the provisions of this section shall further be deemed to consent to receive, by posting on the building, in plain view, and by service of notice at the last known address of the owner of the property on record within the City of Millville by regular and certified mail, any and all notices of code violations and all process in an administrative proceeding brought to enforce code provisions concerning the building.

§11-19D Fee Schedule.

The initial registration fee for each building shall be five hundred (\$500.00) dollars. The fee for the first renewal is one thousand (\$1,000.00) dollars, and the fee for the second renewal is one thousand five hundred (\$1,500.00) dollars. The fee for any subsequent renewal beyond the second renewal is two-thousand (\$2,000.00) dollars.

Vacant Property Registration Fee Schedule.

Initial Registration	\$ 500.00
First Renewal	\$ 1,000.00
Second renewal	\$ 1,500.00
Subsequent renewal	\$ 2,000.00

§11-19E Requirement of Owners of Vacant Property.

The owner of any building that has become a vacant property, and any person maintaining or operating or collecting rent for any such building that has become vacant shall, within thirty (30) days thereof:

- a. Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the city code, or as set forth in the rules and regulations supplementing those codes; and
- b. Post a sign affixed to the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process (if designated pursuant section 11-19C and the person responsible for the day-to-day supervision and

management of the building, if such person is different from the owner holding title or authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than eight (8") inches by ten (10") inches; and

- c. Secure the building from unauthorized entry and maintain the sign until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete; and
- d. Ensure that the exterior grounds of the structure, including yards, fences, sidewalks, walkways, right-of-ways, alleys, retaining walls, attached or unattached accessory structures and driveways, are well-maintained and free from trash, debris, loose litter, and grass and weed growth; and
- e. Continue to maintain the structure in a secure and closed condition, keep the grounds in a clean and well-maintained condition, and ensure that the sign is visible and intact until the building is again occupied, demolished, or until repair and/or rehabilitation of the building is complete.

§11-19F Violations.

- a. Any person who violates any provision of this section or of the rules and regulations issued hereunder shall be fined not less than one hundred (\$100.00) dollars and not more than one thousand (\$1,000.00) dollars for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this section shall be recoverable from the owner and shall be a lien on the property.
- b. For purposes of this section, failure to file a registration statement within thirty (30) calendar days after a building becomes vacant property or within thirty (30) calendar days after assuming ownership of a vacant property, whichever is later, or within ten (10) calendar days of receipt of notice by the City, and failure to provide correct information on the registration statement, or failure to comply with the provisions of such provisions contained herein shall be deemed to be violations of this section.

SECTION 2

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

SECTION 3

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

Moved By: Porreca Compari

Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

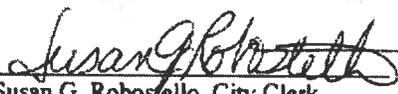
David W. Ennis

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 September 6, 2016.


Susan G. Robustello, City Clerk

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

Mayor Santiago opened the public hearing 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:

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

ORDINANCE NO. 36-2016

**ORDINANCE AMENDING CHAPTER 11, SECTION 7
("VIOLATION AND PENALTIES") OF THE
CODE OF THE CITY OF MILLVILLE**

WHEREAS, the Board of Commissioners of the City of Millville finds that the minimum fine set forth in City Code Section 11-7C of \$200.00 for each offense is an error and contrary to statute; and

WHEREAS, the Board of Commissioners desires to amend the Ordinance to bring it in conformity with state statute, N.J.S.A. 40:49-5, which provides that a minimum penalty for an Ordinance violation may not exceed \$100.00.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS that Chapter 11, Section 7 of the Millville City Code is hereby amended as follows:

SECTION 1

§ 11-7. Violations and penalties.

- A. It shall be unlawful for any person to be in conflict with, or in violation of, any of the provisions of this chapter.
- B. Each day that a violation continues, after the notice of violation and order for compliance has been served and the time specified in the order has expired, shall constitute a separate offense.
- C. Any person who shall violate the regulations contained herein shall be subject to a fine of not less than \$100 for each offense. The maximum penalties are set forth in Chapter 1, General Provisions, Article III.

SECTION 2

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

SECTION 3

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

Moved By: Porreca Compari
Seconded By: Sooy

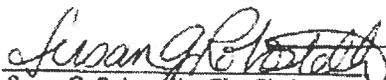
VOTING
Michael Santiago

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

Lynne Porreca Compari
David W. Ennis
Joseph Sooy

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 September 6, 2016.


Susan G. Robosello, City Clerk

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

Mayor Santiago opened the public hearing 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

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

ORDINANCE NO. 37-2016

**ORDINANCE AMENDING CHAPTER 11,
ARTICLE XVIII ("FORECLOSURE
PROPERTIES") IN ORDER TO MAKE CERTAIN
REVISIONS TO SECTION 134 ("REGISTRATION") AND SECTION 138
("VIOLATIONS AND PENALTIES")**

WHEREAS, the Board of Commissioners of the City of Millville finds that there are numerous properties in the City of Millville in the legal foreclosure process which are abandoned and constitute a public nuisance; and

WHEREAS, the Board of Commissioners finds that the current registration fees of \$250.00 for the first year and \$500.00 for the second year to be inadequate to reimburse the City for inspection, policing and other expenses associated with such properties in the legal foreclosure process.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE that Article VIII ("Foreclosure Properties") of Chapter 11 of the Millville Code is hereby amended as follows;

SECTION 1

511-134. Registration.

- A. A creditor filing a summons and complaint to foreclose a mortgage on residential property within the municipality must also register the dwelling with the municipality through the Bureau of Permits and Inspections within 30 days from the date when the complaint was filed with the court.
- B. The registration form shall include the full name and contact information of an individual located within the State of New Jersey who is authorized to accept service on behalf of the creditor. The registration form shall be accompanied with an annual registration fee of \$500 for the initial registration, \$1,000.00 for the first renewal, \$1,500.00 for the second renewal and \$2,000.00 for each subsequent annual renewal. Registration forms shall be available at the Bureau of Permits and Inspections. Registrants shall mail the completed and executed form to the Bureau along with a check made payable to the municipality. A registration form is required for each house, commercial property, townhouse, condominium or duplex that is the subject of a foreclosure action.
- C. The cost of inspections is included in the fee charged above.
- D. Property registration shall be renewed every 12 months. The renewal form shall be due on the anniversary date following the original registration date. Failure to register a property on a timely basis shall result in the assessment of civil penalties. It shall be the responsibility of the registrant to notify the Bureau in writing whenever there is a change in the contact information of the registrant.

§11-138. Violations and Penalties.

- A. It shall be unlawful for any person to be in conflict with, or in violation of, any of the provisions of this chapter.
- B. Each day that a violation continues, after the notice of violation and order for compliance has been served and the time specified in the order has expired, shall constitute a separate offense.
- C. Any person who shall violate the regulations contained herein shall be subject to a fine of not less than \$100 nor more than \$1,000 for each offense.

SECTION 2

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

SECTION 3

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

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

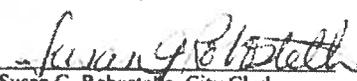
Michael Santiago

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 September 6, 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 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:

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

ORDINANCE NO. 38-2016

**AN ORDINANCE AMENDING ARTICLE IV
("COLLECTION AND DISPOSAL OF
SOLID WASTE") AND ARTICLE V ("SOURCE
SEPARATION OF RECYCLABLE MATERIALS"),
SPECIFICALLY BY AMENDING SECTIONS
61-25 AND 61-36 SO AS TO MAKE
CLEAR THAT OWNERS OF MULTI-FAMILY
DWELLINGS ARE TO PROVIDE DUMPSTERS FOR
THE COLLECTION OF SOLID WASTE AND
RECYCLABLE MATERIALS**

WHEREAS, Article IV of Chapter 61 currently provides in Section 25 ("Residential Dwelling Compliance Requirements") that the owner of multi-family dwellings is responsible for setting up and maintaining a solid waste collection program in accordance with rules and regulations established by the Municipality; and

WHEREAS, Article V of Chapter 61 ("Source Separation of Recyclable Materials") currently provides in Section 36 ("Residential Dwelling Compliance Requirements") that owners of multi-family dwellings are responsible for separating and collecting recyclables in accordance with the rules and regulations established by the Municipality; and

WHEREAS, the Board of Commissioners finds that it is in the best interest of the City to clarify said sections to make clear that the owners of multi-family dwellings are responsible for providing separate dumpsters for the collection of solid waste as well as the separation and collection of recyclables at their own expense and subject to a reasonable periodic collection schedule;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE that Articles IV and V of Chapter 61 are hereby amended as follows:

SECTION 1

§ 61-25. Residential dwelling and compliance requirements.

- A. The owner, occupant or tenant of any residential dwelling shall comply with the rules and regulations established by the municipality.
- B. For multifamily dwellings, the management or owner is responsible for providing an appropriately sized dumpster sufficient to accommodate solid waste collection from its units at its own expense. Solid waste shall be collected from said dumpster on a schedule of at least one time per week. Violations and penalty notices shall be directed to the owner or management in those instances where the violator is not easily identifiable. The management shall issue notification and collection rules to new tenants when they arrive and every six months during their occupancy.

SECTION 2

§ 61-36 Residential dwelling compliance requirements.

- A. The owner, occupant or tenant of any residential dwelling shall comply with the rules and regulations established by the municipality.
- B. For multifamily dwellings, the management or owner is responsible for the proper separating of recyclable materials and providing an appropriate dumpster sufficient to accommodate recyclables from its units. Recyclables shall be collected from said dumpster on a schedule of at least one time per week. Violations and penalty notices will be directed to the owner or management in those instances where the violator is not easily identifiable. The management shall issue notification and collection rules to new tenants when they arrive and every six months during their occupancy.

SECTION 3

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

SECTION 4

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

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 Ordinance adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held September 6, 2016.


Susan G. Robosillo, City Clerk

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

Mayor Santiago opened the public hearing 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:

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

RESOLUTION NO. R283-2016

WHEREAS, the Board of Commissioners of the City of Millville desires to become a member of the Regional Automated Property Information Database ("RAPID") system in order to better combat the rate of burglary and theft within the City; and

WHEREAS, the implementation of the system will require the City to enter into an Agreement with Business Watch International (USA) INC. hereinafter ("BWI") because said entity is the developer of the RAPID System which enables the electronic transmission between business entities involved in pawn and second hand goods and police departments of information regarding the purchase or pawn of such items; and

WHEREAS, this contract is being awarded on a non-fair and open process because BWI has unique expertise in providing this service; and

WHEREAS, other municipalities in the South Jersey area have become members of the RAPID system which require the engagement of BWI; and

WHEREAS, there will be no cost to the City in becoming a member of the RAPID system as the licensing fees charged by the City will cover the cost of said services.

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

1. The Board hereby approves the Memorandum of Agreement between the City of Millville and Business Watch International (USA) Inc.;
2. The Mayor and City Clerk are hereby authorized to execute same.
3. This Agreement is awarded without competitive bidding as a Memorandum of Agreement through a non-fair and open process.
4. Notice of this action shall be published in the Daily Journal.

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 Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting there of held September 6, 2016.

Susan G. Robustello
Susan G. Robustello, City Clerk

Commissioner Ennis 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. R284-2016

WHEREAS, Chapter II, 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 298 Lot 25 101 W McNeal Street (Clean Up date 8/8/16)	120.00
Administrative Fee	250.00
Block 42 Lot 23 118 Rieck Ave (Clean Up date 8/9/16)	150.00
Administrative Fee	250.00
Block 370 Lot 32 532 N 4 th Street (Clean Up date 8/9/16 & 8/10/16)	210.00
Administrative Fee	500.00
Block 213 Lot 434 116 Dell Place (Clean Up date 8/10/16)	90.00
Administrative Fee	500.00
Block 120 Lot 4 9 Cedar Street (Clean Up date 8/11/16)	120.00
Administrative Fee	500.00
Block 287 Lot 20 12 E McNeal Street (Clean Up date 8/11/16)	120.00
Administrative Fee	250.00
Block 297 Lot 8 5 W McNeal Street (Clean Up date 8/12/16)	120.00
Administrative Fee	250.00
Block 273 Lot 14 1011 Church Street (Clean Up date 8/15/16)	150.00
Administrative Fee	500.00

Block 297 Lot 9 3 W McNeal Street (Clean Up date 8/15/16)	90.00
Administrative Fee	250.00
Block 478 Lot 5 213 S 2 nd Street (Clean Up date 8/16/16)	240.00
Administrative Fee	250.00
Block 87 Lot 42 535 Carlton Ave (Clean Up date 8/17/16)	240.00
Administrative Fee	250.00
Block 317 Lot 4 909 N 5 th Street (Clean Up date 8/18/16)	60.00
Administrative Fee	250.00
Block 426 Lot 18 105 N 5 th Street (Clean Up date 8/18/16)	90.00
Administrative Fee	250.00
Block 285 Lot 5 125 W Foundry Street (Clean Up date 8/18/16)	90.00
Administrative Fee	500.00
Block 303 Lot 12 315 W Green Street (Clean Up date 8/19/16)	240.00
Administrative Fee	250.00
Block 353 Lot 40 101 W Broad Street (Clean Up date 8/22/16)	90.00
Administrative Fee	250.00
Block 563 Lot 10 517 Richard Drive (Clean Up date 8/22/16)	120.00
Administrative Fee	500.00
Block 99 Lot 6 328 W Main Street (Clean Up date 8/23/16)	150.00
Administrative Fee	250.00
Block 424 Lot 26 219 N 4 th Street (Clean Up date 8/25/16)	60.00
Administrative Fee	500.00
Block 375 Lot 14 417 E Oak Street (Clean Up date 8/25/16)	90.00
Administrative Fee	500.00
Block 478 Lot 6 209 S 2 nd Street (Clean Up date 8/25/16)	45.00
Administrative Fee	250.00
Block 478 Lot 7 207 S 2 nd Street (Clean Up date 8/25/16)	45.00
Administrative Fee	250.00

Block 562 Lot 28
514 Menantico Ave
(Clean Up date 8/26/16)
Administrative Fee 90.00
250.00

Block 375 Lot 10
419 N 4th Street
(Clean Up date 8/29/16)
Administrative Fee 105.00
250.00

Moved By: Sooy
Seconded By: Porreca Compari

VOTING

Michael Santiago

In Favor	Against	Abstain	Absent
X			
X			
X			
X			

Lynne Porreca Compari

David W. Ennis

Joseph Sooy

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 there of held September 6, 2016.

Susan G. Robustello
Susan G. Robustello, 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. R285-2016

1 of 3

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 Over Payment

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
65	1		2214 E. Oak St.	16	4	\$ 912.42		TAX
284	12		206 W. McNeal St.	16	4	\$ 180.68		TAX
288	24		103 W. McNeal St.	16	3	\$ 780.16		TAX
430	1		324 E. Main St.	16	3	\$ 1,299.88		TAX
442	8		1310 E. Main St.	16	3	\$ 423.84		TAX
				16	4	\$ 783.83		TAX
						TOTAL \$ 1,217.67		
488.03	7		41 Ettie Dr.	16	3	\$ 1,784.42		TAX

That the following be refunded from the Utility records due to Homestead Rebate

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
344	27		913 Hill Lane	16	3	\$ 1,373.28		TAX

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

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
52	74.01	12851-0	4 Du Mont Dr.	Ovr	Pay	\$ 20.00		WATER
				16	3	\$ (20.00)		SEWER
108	3.01		608 Fulton St.	16	3	\$ 130.00		TAX
		12828-0		16	3	\$ (130.00)		SEWER
125.03	6		1802 Buchshutem Rd.	16	4	\$ 425.67		TAX
				17	1	\$ 532.25		TAX
				16	3	\$ (987.92)		TAX
234.01	29		2004 Wheaton Ave.	16	3	\$ 487.56		TAX
				17	1	\$ (487.56)		TAX
324	11		706 F St.	16	4	\$ 160.00		TAX
				16	3	\$ (30.00)		WATER
				16	3	\$ (130.00)		SEWER
384	7	6838-1	412 N High St.	Ovr	Pay	\$ 33.12		SEWER
				16	3	\$ 130.00		SEWER
		6838-2		16	2	\$ (30.00)	\$ (0.19)	WATER
				16	1	\$ (1.00)	\$ (0.02)	WATER
				16	2	\$ (130.00)	\$ (0.84)	SEWER
				16	3	\$ (1.07)		SEWER
388	9	7023-0	204 N 7th St.	Ovr	Pay	\$ 19.33		SEWER
				16	3	\$ (19.33)		WATER

402	4.04	11784-0	601 Kimberly Dr.	Ovr Pay \$	48.25				
				16 3 \$	(48.25)			WATER	
								SEWER	
408	37	10669-1	210 Buck St.	16 3 \$	30.00			WATER	
				16 3 \$	(29.06)			TAX	
				16 4 \$	(0.94)			TAX	
424	9	7860-0	423 Mulberry St.	16 2 \$	130.00			WATER	
				16 3 \$	(130.00)			SEWER	
436	6	7887-0	816 Pine St.	Ovr Pay \$	70.00			WATER	
				16 3 \$	(70.00)			SEWER	
465	20	8210-0	301 S. 5th St.	Ovr Pay \$	45.00			SEWER	
				16 3 \$	(45.00)			WATER	
472	1	8288-0	302 S 6th St.	Ovr Pay \$	30.00			WATER	
				16 3 \$	(30.00)			SEWER	
477	10	8408-0	214 Smith St.	Ovr Pay \$	5.00			WATER	
				16 3 \$	(5.00)			SEWER	
505	14.01	8757-0	2214 E. Main St.	16 3 \$	30.00			WATER	
				16 4 \$	130.00			SEWER	
103	15	2481-0	335 W. Main	16 3 \$	(130.00)			SEWER	
				16 3 \$	(30.00)			WATER	
535	9	9368-0	824 S 3rd St.	Ovr Pay \$	4.84			WATER	
				16 3 \$	(4.84)			SEWER	
536	30	9386-0	606 S 2nd St.	Ovr Pay \$	28.00			WATER	
				16 3 \$	(28.00)			SEWER	
538	6	9387-0	707 Shar Lane Blvd	Ovr Pay \$	70.00			WATER	
				16 3 \$	(70.00)			SEWER	
547	27	9608-0	404 Menantico Ave.	Ovr Pay \$	19.67			SEWER	
				16 3 \$	(19.67)			WATER	
562.01	4		803 Menantico Ave	16 3 \$	279.73			TAX	
		12382-0		16 3 \$	(224.00)			WATER	
				16 3 \$	(55.73)			SEWER	
				Ovr Pay \$	204.50			SEWER	
				16 3 \$	130.00			SEWER	
				16 3 \$	(334.50)			WATER	
562.01	8	11860-0	1116 Yellowwood	Ovr Pay \$	6.60			WATER	
				16 3 \$	(6.60)			SEWER	

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

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
119	9		426 Cedar St.	18	3	\$ 126.36		TAX
119	10		426 Cedar St.	18	3	\$ 126.36		TAX
128.03	25		53 Tomasetto Dr.	18	3	\$ 2,167.97		TAX
236	133		1400 Canal St.	18	3	\$ 773.42		TAX
376	11		416 N 4th St.	18	3	\$ 609.13		TAX
408	9	11433-0	447 Manor Ave.	18	3	\$ 30.00		WATER
408	12		435 Crest Ave.	18	3	\$ 1,250.27		TAX

That the following be canceled from the Utility records due to read error

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
245	7	4756-0	80 N Sharp St.	18	1	\$ (227.50)		WATER
				18	4	\$ (238.00)		WATER
270	4	8119-0	1813 Wheaton Ave.	18	3	\$ (262.00)		WATER
				18	3	\$ (130.00)		SEWER
374	17	6827-0	407 N 5th St.	18	3	\$ (17.50)		WATER
533	57	9346-0	912 B 2nd St.	18	3	\$ (70.00)		WATER
846	34	9878-0	2120 B 2nd St.	18	3	\$ (36.00)		WATER

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

Block	Lot	Acct	Property Location	Yr	Prd	Amount	Int	Description
639	1	9473-0	501 Whitall Ave.	18	3	\$ (130.00)		WATER

That the following be corrections were made by reversal to the Tax records

227	2.01	X	2100 N 2nd St.	18	3	\$ 57,768.77		TAX
				18	3	\$ (67,768.77)		ABATEMENT

Moved By Sooy

Seconded By Ennis

VOTING

- Michael Santiago
- Lynne Porreca Compari
- David W. Ennis
- Joseph Sooy

In Favor	Abstain	Abstain	Abstain
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 September 8, 2016.

Susan G. Rossetto
Susan G. Rossetto, 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. R286-2016

WATER/SEWER TERMINATION NOTICE

WHEREAS, Section 56-18 of the Municipal code of the City of Millville authorizes the termination of water/sewer service to a customer where water/sewer user charges are in default and compliance with Ordinance is in default; and

WHEREAS, Section 56-52 outlines the procedural requirements which must be satisfied by the City before water service may be terminated for failure to comply with the Utility Ordinance; and

WHEREAS, a Notice of Violation, and an Order to Show Cause were served on the following customers of the Water/Sewer Utility as required by the aforesaid Ordinance; and

WHEREAS, a hearing is to be held before the Public Works Committee on Tuesday, August 30, 2016, regarding the termination of water/sewer service as a result of the failure to comply with the Utility Ordinance for the following customers of the Water/Sewer Utility, and the Board of Commissioners finds that all procedural due process requirements required by the Ordinance were satisfied, and that the following customers of the Water/Sewer Utility are not in compliance with said Ordinance.

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

1) That the Water/Sewer Utility shall **TERMINATE** the water/sewer service to the following customers at the property locations listed effective September 26, 2016:

Acct Id	Property Location	Total Balance
716-0	322 OAK ST E	218.09
4446-0	2052 WHEATON AVE	218.93
4450-0	2120 WHEATON AVE	218.76
4468-0	30 CALORIS AVE	53.75
4566-0	1208 ROBIN RD	226.84
4605-0	616 QUAIL DR	250.05
4628-0	1225 STARLING ST	309.19
4662-0	728 MALLARD ST	218.81
4664-0	719 GLENSIDE RD	214.79
4673-0	1226 ROBIN RD	218.72
4759-0	86 SHARP ST N	246.15
4791-0	2 HOMESTEAD DR	479.69
4813-0	304 UNION LAKE RD	77.32
4821-0	15 OAKDALE DR	270.64
4834-0	304 SHARP ST N	218.72
4891-0	1211 FOREST DR	217.00
5131-0	9 KEMBLE AVE	216.44
5136-0	18 KEMBLE AVE	219.19
5192-0	1014 ARCHER ST	280.24
5213-0	1037 NORTH ST	280.91
5223-0	107 SHARP ST N	251.94
5236-0	1100 DOCK ST	90.82
5241-0	106 ARNOLD DR	216.25
5242-0	108 ARNOLD DR	152.48
5249-0	122 ARNOLD DR	78.75
5267-0	1009 DOCK ST	139.65
5350-0	207 FOUNDRY ST W	241.59
5372-0	113 FOUNDRY ST W	299.18
5454-0	800 3RD ST N	426.04
5457-0	801 2ND ST N	218.72
5459-0	807 2ND ST N	219.74
5460-0	809 2ND ST N	464.10

5465-0	209 E ST	190.61
5528-0	816 HIGH ST N	791.12
5536-0	6 GREEN ST E	227.22
5547-0	5 MCNEAL ST W	161.95
5558-0	24 GREEN ST W	238.51
5578-0	111 MCNEAL ST W	52.77
5579-0	109 MCNEAL ST W	437.51
5592-0	230 GREEN ST W	218.72
5595-0	236 GREEN ST W	53.31
5604-0	209 MCNEAL ST W	474.86
5610-0	300 GREEN ST W	81.76
5629-0	418 GREEN ST W	218.72
5630-0	803 COLUMBIA AVE	252.86
5632-0	825 COLUMBIA AVE	222.42
5637-0	401-403 MCNEAL ST W	547.53
5655-0	300 POWELL ST W	218.72
5666-0	315 GREEN ST W	252.24
5703-0	716 HIGH ST N	385.83
5712-0	701 BUCK ST	242.80
5734-0	645 BUCK ST	223.80
5737-0	17 POWELL ST E	248.70
5750-0	108 BROAD ST W	164.66
5755-0	124 BROAD ST W	926.44
5815-0	321 G ST	166.50
5817-0	325 G ST	218.72
5822-0	324-326 F ST	578.16
5849-0	900 5TH ST N	350.73
5851-0	402-404 F ST	245.06
5877-0	901 6TH ST N	53.10
5887-0	908 8TH ST N	118.19
5919-0	901 F ST	229.90
5921-0	905 F ST	217.56
5961-0	607 F ST	213.57
5963-0	611 F ST	241.81
5969-0	604 E ST	307.30
5974-0	803 5TH ST N	327.56
5980-0	815 5TH ST N	219.06
5987-0	510 E ST	174.22
6001-0	816 5TH ST N	216.12
6003-0	812 5TH ST N	217.64
6037-0	315 E ST	229.02
6038-1	317-319 E ST	274.85
6065-0	711 4TH ST N	454.65
6095-0	704 10TH ST N	227.31
6099-0	709 9TH ST N	216.60
6118-0	814 BROAD ST E	202.78
6135-0	705 D ST	230.99
6153-0	413 D ST	251.51
6156-0	621 4TH ST N	249.24
6178-0	333 D ST	214.89
6191-0	613 3RD ST N	212.42
6198-0	805 10TH ST N	218.72
6232-0	920 HILL LN	237.21
6267-0	1017 PINEVIEW TERR	57.14
6272-0	919 HILL LN	79.02
6274-0	926 PINEVIEW TERR	234.21
6296-0	1209 HANCE BRIDGE RD	57.14
6297-0	1215 HANCE BRIDGE RD	68.19
6365-0	502 SHARP ST N	224.01
6373-0	524 SHARP ST N	216.77
6374-0	526 SHARP ST N	278.40
6375-0	528 SHARP ST N	220.35
6384-0	519 SHARP ST N	209.92
6403-0	576 COLUMBIA AVE	229.05

6415-0	546 COLUMBIA AVE	221.12
6498-0	515 DOCK ST	266.88
6548-0	530 2ND ST N	216.35
6551-0	516 2ND ST N	640.50
6620-0	126 VINE ST E	173.83
6667-0	411 DOCK ST	307.77
6675-0	25 VINE ST E	240.21
6679-0	124 MULBERRY ST	140.01
6692-0	129 VINE ST E	235.01
6704-0	301 2ND ST N	293.69
6708-0	223 VINE ST E	291.92
6729-0	533 3RD ST N	388.07
6767-0	503 4TH ST N	481.58
6773-0	519 4TH ST N	216.95
6778-0	501 BROAD ST E	552.95
6812-0	509 OAK ST E	114.39
6841-0	427 4TH ST N	218.72
6866-0	320 VINE ST E	216.02
7099-0	515 10TH ST N	259.83
7105-0	501 10TH ST N	223.74
7137-0	402 10TH ST N	216.44
7138-0	908 VINE ST E	178.99
7145-0	809 OAK ST E	228.91
7147-0	410 9TH ST N	162.11
7156-0	701 OAK ST E	53.28
7160-0	722 VINE ST E	305.73
7162-0	712 VINE ST E	131.43
7168-0	603 OAK ST E	440.84
7198-0	523 6TH ST N	201.85
7211-0	703 BROAD ST E	216.25
7215-0	715 BROAD ST E	205.86
7228-0	515 7TH ST N	172.68
7231-0	523 7TH ST N	223.78
7245-0	500 9TH ST N	243.24
7280-0	1203 BROAD ST E	104.65
10247-0	13 VINE ST E	349.89
10265-1	905-907 3RD ST N	157.06
10265-2	905-907 3RD ST N	216.40
10347-1	529-531 5TH ST N	381.23
10347-2	529-531 5TH ST N	381.23
10375-1	308-310 D ST	240.19
10375-2	308-310 D ST	270.29
10377-2	208-210 D ST	160.37
10640-2	502 HIGH ST N	140.01
10776-1	1-3 BROAD ST E	552.95
11371-0	512 SHARP ST N	211.33
11455-0	16 BROAD ST W	258.76
11871-0	2052 EASY ST	573.53
11879-0	2049 EASY ST	140.01
11890-0	2032 MILLER AVE	224.01
11943-0	2048 MILLER AVE	555.50
11962-0	2037 EASY ST	64.29
12016-0	913 EASY ST	213.93
12167-0	904 DOCK ST	248.49
12179-0	2036 EASY ST	225.19
12460-0	600 DOVE DR	234.75
4910-0	1306 HIGH ST N	216.67
5031-0	1901 WHEATON AVE	60.96
5289-0	1022-1024 HIGH ST N	370.91
5514-0	801 HIGH ST N	211.75
5738-1	19 POWELL ST E	244.01
6148-0	424 BROAD ST E	81.49
6383-0	521 SHARP ST N	375.02
6538-1	531-533 HIGH ST N	216.30

6538-2	531-533 HIGH ST N	378.43
6539-0	545 HIGH ST N	756.51
10528-1	2 BROAD ST E	309.46
10528-2	2 BROAD ST E	177.87
10622-1	1600 HIGH ST N	216.67
10622-2	1600 HIGH ST N	149.72
10676-1	221 BROAD ST E	682.52
10726-1	1500 10TH ST N	52.22
10726-2	1500 10TH ST N	218.72
10776-2	1-3 BROAD ST E	218.72
12110-7	1601 HIGH ST N	164.81
4910-0	1306 HIGH ST N	216.67
5031-0	1901 WHEATON AVE	60.96
5289-0	1022-1024 HIGH ST N	370.91
5514-0	801 HIGH ST N	211.75
5738-1	19 POWELL ST E	244.01
6148-0	424 BROAD ST E	81.49
6383-0	521 SHARP ST N	375.02
6538-1	531-533 HIGH ST N	216.30
6538-2	531-533 HIGH ST N	378.43
6539-0	545 HIGH ST N	756.51
10528-1	2 BROAD ST E	309.46
10528-2	2 BROAD ST E	177.87
10622-1	1600 HIGH ST N	216.67
10622-2	1600 HIGH ST N	149.72
10726-1	1500 10TH ST N	52.22
10726-2	1500 10TH ST N	218.72
10776-2	1-3 BROAD ST E	218.72
12110-7	1601 HIGH ST N	164.81

2) That the termination shall remain in effect until the Properties listed above are in full compliance with the utility ordinance and all water/sewer user charges including interest due the City of Millville have been paid in full together with any turn on and turn off charges authorized by the Municipal Code; in CASH, MONEY ORDER or CERTIFIED FUNDS.

3) That a copy of this Resolution shall be mailed to the property owners last known address and a copy posted on the property where the water/sewer service is to be terminated.

Moved By: Sooy
 Seconded By: Porreca Compari

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

CERTIFICATION

I certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners, of the City of Millville, in the County of Cumberland, at a meeting thereof held on September 6, 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. R287-2016

WATER/SEWER TERMINATION NOTICE

WHEREAS, Section 56-18 of the Municipal code of the City of Millville authorizes the termination of service to a customer where compliance with the Utility Ordinance is in default; and

WHEREAS, Section 56-52 outlines the procedural requirements which must be satisfied by the City before water service may be terminated for failure to comply with the Utility Ordinance; and

WHEREAS, a Notice of Violation was served on the following customers of the Water/Sewer Utility as required by the aforesaid Ordinance; and

WHEREAS, an Order to Show Cause for termination of services was served on the following customers of the Water/Sewer Utility in accordance with the requirements of the Ordinance; and

WHEREAS, a hearing is to be held before the Public Works Committee on Tuesday, August 30, 2016 regarding the termination of water/sewer service as a result of the failure to comply with the Utility Ordinance for the following customers of the Water/Sewer Utility, and the Board of Commissioners finds that all procedural due process requirements required by the Ordinance were satisfied, and that the following customers of the Water/Sewer Utility are not in compliance with said Ordinance.

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

1) That the Water/Sewer Utility shall **TERMINATE** the water/sewer service to the property location listed effective September 26, 2016:

Acct Id	Property Location	Description
6488-0	14 W OAK ST	ESTIMATED READS
553-0	17 WESTWOOD TERR	ESTIMATED READS
2196-0	617 W MAIN ST	ESTIMATED READS
2599-0	409 HOWARD ST	ESTIMATED READS
8357-0	216 S 4 TH ST	ESTIMATED READS
7878-0	527 MULBERRY ST	ESTIMATED READS
9372-0	638 S 3 RD ST	ESTIMATED READS
10380-1	124-126 S 4 TH ST	ESTIMATED READS

2) That the termination shall remain in effect until the properties listed above are in compliance with the utility ordinance; the water meter must be repaired or replaced and any turn on and turn off charges authorized by the Municipal Code has been paid in full.

3) That a copy of this Resolution shall be mailed to the property owners last known address and a copy posted on the property where the water/sewer service is to be terminated.

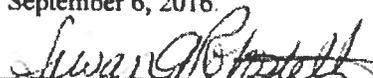
Moved By: Porreca Compari

Seconded By: Sooy

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

CERTIFICATION

I certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners, of the City of Millville, in the County of Cumberland, at a meeting thereof held on September 6, 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. R288-2016

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 AND SECURE:

Block 99 Lot 6 328 W Main St (Board and Secure Date 8-15-16)	43.00
Administrative Fee	250.00
Block 99 Lot 6 328 W Main St (Board and Secure Date 8-23-16)	21.50
Administrative Fee	500.00
Block 103 Lot 19 327 W Main St (Board and Secure Date 8-19-16)	86.00
Administrative Fee	500.00
Block 322 Lot 4 905 F St (Board and Secure Date 8-22-16)	129.00
Administrative Fee	250.00
Block 360 Lot 5 422 N 3rd St (Board and Secure Date 8-16-16)	172.50
Administrative fee	500.00
Block 370 Lot 32 532 N 4 th St (Board and Secure Date 8-16-16)	537.50
Administrative Fee	250.00
Block 370 Lot 32 532 4 th St (Board and Secure Date 8-19-16)	215.00
Administrative Fee	500.00
Block 377 Lot 1 328 Mulberry St (Board and Secure Date 8-16-16)	43.50
Administrative Fee	500.00
Block 377 Lot 1 328 Mulberry St (Board and Secure Date 8-18-16)	21.50
Administrative fee	500.00

Block 445 Lot 5
 1000 E Main St
 (Board and Secure Date 8-18-16) 43.00
 Administrative Fee 500.00

Block 478 Lot 5
 213 S 2nd St
 (Board and Secure Date 8-11-16) 64.50
 Administrative Fee 500.00

Block 478 Lot 21
 119 S 2nd St
 (Board and Secure Date 8-16-16) 559.00
 Administrative fee 500.00

Block 478 Lot 35
 124 S 3rd St
 (Board and Secure Date 8-16-16) 559.00
 Administrative Fee 500.00

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 Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held September 6, 2016.


 Susan G. Robuffello, 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: R289-2016

Mitigation Plan for Four New Jersey Counties

A Resolution of the City of Millville Board of Commissioners adopting the Mitigation Plan for Four New Jersey Counties

WHEREAS, the City of Millville Board of Commissioners recognizes the threat that natural hazards pose to people and property within the City of Millville; and

WHEREAS, The City of Millville has participated in the preparation of the Mitigation Plan for Four New Jersey Counties, a multi-jurisdictional, multi-hazard mitigation plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Mitigation Plan for Four New Jersey Counties includes:

- The Regional Hazard Mitigation Plan and Annexes that include summary information common to all participating jurisdictions in the four county region, and
- The City of Millville Appendix that identifies mitigation goals, strategies, and measures specifically for Millville to reduce or eliminate long-term risk to people and property from the impacts of future hazard events and disasters; and

WHEREAS, adoption by the City of Millville Board of Commissioners demonstrates commitment to hazard mitigation and achieving the goals outlined in the Mitigation Plan for Four New Jersey Counties.

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

1. The Board of Commissioners adopts the Mitigation Plan for Four New Jersey Counties and the City of Millville Appendix including authorizing the formation and duties of the City of Millville Hazard Mitigation Working Group (Working Group):

2. The Working Group shall be convened by the City of Millville Emergency Management Coordinator and will include representatives of the following departments, agencies, and organizations and other interested parties:

- OEM Coordinator
- OEM Deputy Coordinators
- City Commissioners
- City Administrator
- Fire, EMS, and Police Chiefs
- City Water and Sewer utilities supervisor
- Municipal Engineer
- City department of Planning and Zoning
- Municipal Construction Official

3. The Working Group shall convene to conduct plan implementation and maintenance activities as identified in the Regional Hazard Mitigation Plan and City of Millville Appendix including monitoring, evaluation, and updating the City of Millville Appendix and providing annual reports to the City of Millville Board of Commissioners and the Cumberland County Office of Emergency Management.

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 there of held September 6, 2016..


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. R290-2016

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

WHEREAS, the City has determined a need for the project entitled "15th Street Fencing and Gates"; and

WHEREAS, formal competitive bids were received for this project by the Purchasing Board of the City of Millville on Thursday, August 11, 2016; and

WHEREAS, funds for this project are available through Municipal Bond Ordinance No. 4-2013; and

WHEREAS, the bids received have been reviewed by the Office of the Municipal Engineer, and a report of recommendation has been submitted by the Office of the Municipal Engineer; and

WHEREAS, the Purchasing Agent has reviewed the bids and concurs with the recommendation of the Municipal Engineer.

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

The City of Millville hereby awards a Contract for the project entitled "15th Street Fencing and Gates" to All Vinyl Fencing, LLC, 453 Middle Road, Hammonton, NJ 08037 in the total amount of \$79,650.00.

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 September 6, 2016


Susan G. Robustello, City Clerk

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

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

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. R291-2016

Whereas, there exists various accounts/contracts payable or encumbrances with balances; and

Whereas, the various purchase orders and contracts creating these accounts/contracts payable or encumbrances have been investigated and it has been determined that these should be canceled;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Millville, that the following accounts/contracts payable or encumbrances indicated below are hereby canceled:

P.O. No.	Date	Vendor	Amount Canceled
Y4-00069	10/07/14	MARSHALL GEOSCIENCE, INC.	53,668.00
Y4-00025	01/08/14	JCI JONES CHEMICALS, INC.	2,050.00
Y4-00026	11/08/14	GREER LIME CO., INC.	467.50
Y4-00028	01/08/14	UNIVAR USA INC.	1,000.00
Y4-00029	01/08/14	GEORGE S COYNE CHEMICAL CO INC	1,000.00
Y4-00043	04/15/14	PERFECT TOUCH LANDSCAPING, INC	14,371.01
Y4-00071	11/03/14	URBAN ENTERPRISE ZONE	4,305.54
Y4-00074	12/16/14	MCMANIMON, SCOTLAND & BAUMANN LLC	1,550.16
10-00061	04/14/10	XEROX CORPORATION	10,803.87
13-00052	05/06/13	BRUCE D. TURNER, ARCHITECT	67.58
13-00053	05/07/13	BRUCE D. TURNER, ARCHITECT	5,425.00
13-00066	06/18/13	GEI CONSULTANTS, INC.	140.18
14-00025	12/04/13	KLEINFELDER EAST, INC.	11,029.74
15-00004	12/16/14	KAVANAGH & KAVANAGH	937.50
15-00006	12/16/14	EDWARD DUFFY	3,867.00
15-00007	12/16/14	BLANEY & KARAVAN, PC	305.50
15-00011	01/20/15	CHARLES A. FIORE	4,500.00
15-00013	01/20/15	HOLLY CITY DEVELOPMENT CORP.	887.20
15-00039	07/25/15	RICKY SLADE CONSTRUCTION INC.	1,600.00
15-00043	07/07/15	LAW OFF OF NONA L. OSTROVE LLC	10,193.50
15-00057	02/03/15	MICHAEL R. MAZZONI, P.A.	14,714.84
16-00013	12/30/15	LONG MARMERO LLP	64,425.00
16-00017	01/05/16	MICHAEL R. MAZZONI, P.A.	38,062.47
15-00065	01/06/15	ARBRISCO ENTERPRISE, INC.	850.73
15-00002	04/15/14	DAVID J. BATTISTINI	39,000.00
15-00015	02/03/15	ROUX ASSOCIATES INC.	46.80
15-00024	04/07/15	LANDSMAN UNIFORMS INC.	2,824.75
15-00021	11/02/15	OCEAN CONSTRUCTION LLC	9.00
15-00018	02/03/15	CATERINA SUPPLY INC.	47.60
15-00039	07/07/15	RICKY SLADE CONSTRUCTION INC.	1,600.00
Total			\$280,550.47

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 September 6, 2016.

Susan G. Robertello
Susan G. Robertello, 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:

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

RESOLUTION NO. R292- 2016

WHEREAS, the Board of Commissioners has engaged in a full scale re-examination of its personnel policies including Rules and Regulations governing the Police Department and the Fire Department over the past several months; and

WHEREAS, the Board of Commissioners finds that the newly revised Police Department Rules and Regulations to be in the best interest of the City; and

WHEREAS, the Board of Commissioners likewise finds that the newly revised Fire Department Rules and Regulations to be in the best interest of the City;

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

1. The Millville Police Department Rules and Regulations ("Updated 2016") are hereby approved.
2. The Millville Fire Department Rules and Regulations ("Updated 2016") are hereby approved.

Moved By Ennis

Seconded By Sooy

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

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 September 6, 2016

Susan G. Robustello
Susan G. Robustello, City Clerk

Commissioner Ennis 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:

**CITY OF MILLVILLE
COUNTY OF CUMBERLAND**

RESOLUTION NO. R293-2016

WHEREAS, the Board of Commissioners of the City of Millville entered into a Professional Services Contract with **Battistini Consulting Services** to perform Professional Services as Consultant Engineer for the Municipality as approved by Resolution No. R52-2016 adopted on February 2, 2016; and

WHEREAS, Consultant's services are now required in the City Engineering Office while the City Engineer is engaged in the Waste Water Treatment Program Phase II. The City Engineer anticipates that construction will begin on said project starting in November of this year; and

WHEREAS, the City Engineer estimates that an additional amount of \$7,500.00 needs to be added to the aforesaid Professional Services Contract in order to assist the City Engineering Department while the City Engineer is engaged in the Waste Water Treatment Program Phase II project; and

WHEREAS, said Professional Services Contract was awarded under a fair and open process.

WHEREAS, the Chief Financial Officer has certified the availability of funds; and

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

1. The First Amendment to the Professional Services Contract is hereby approved.
2. The Mayor and City Clerk are hereby authorized to execute the agreement.

Moved By: Sooy
Seconded By: Ennis

VOTING

Michael Santiago

Lynne Porreca Compari
David W. Ennis
Joseph Sooy

In Favor	Against	Recused	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 September 6, 2016.

Susan G. Robyello
Susan G. Robyello, City Clerk

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

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

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

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

**CITY OF MILLVILLE
COUNTY OF CUMBERLAND**

RESOLUTION NO. R294-2016

WHEREAS, the City of Millville hereinafter ("Municipality") previously retained **Blaney & Karavan, P.C.** (hereinafter "Consultant") as Special Labor Counsel under a Professional Services Contract approved by Resolution R100-2016 adopted on March 15, 2016 providing for an award not to exceed \$20,000.00; and

WHEREAS, Consultant is handling all non-police labor law matters on behalf of the Municipality and now has exhausted the amounts previously awarded under the original Professional Services Contract and the Supplemental Contract; and

WHEREAS, the Board of Commissioners finds that it is in the best interest of the Municipality that Consultant continue to handle the same; and

WHEREAS, said Contract was awarded on a non-fair and open basis in compliance with the requirements of Millville City Code Section 2-64.3.

WHEREAS, the Chief Financial Officer has certified the availability of funds.

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

1. The First Amendment to the aforesaid Professional Services Contract is hereby approved for an additional amount not to exceed \$20,000.00.
2. The Mayor and City Clerk are hereby authorized to execute the agreement.

Moved By: Sooy
Seconded By: Porreca Compari

VOTING

Michael Santiago

Lynne Porreca Compari

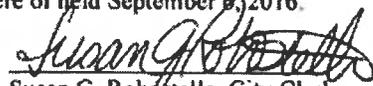
David W. Ennis

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 there of held September 6, 2016.


Susan G. Robostello, City Clerk

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

Commissioner Sooy 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:

**CITY OF MILLVILLE
COUNTY OF CUMBERLAND**

RESOLUTION NO. R295-2016

WHEREAS, the Municipality previously retained the **Law Offices of Nona L. Ostrove, LLC** to perform professional legal services as special bankruptcy counsel for the Municipality under a Professional Services Contract dated January 5, 2016 as approved by Resolution No. R14-2016 adopted by the Board of Commissioners on January 5, 2016; and

WHEREAS, said Professional Services Contract was approved in an amount not to exceed \$15,000.00; and

WHEREAS, Ms. Ostrove has been performing extensive services in connection with bankruptcy litigation regarding the City's acquisition via tax sale of the former Wheaton factory property located in the City and has now exhausted said award; and

WHEREAS, it is necessary for the Municipality to continue to have the benefit of Consultant's services; and

WHEREAS, said Professional Services Contract was awarded to Consultant under a fair and open process; and

WHEREAS, the Chief Financial Officer has certified the availability of an additional amount not to exceed \$10,000.00.

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

1. A First Amendment to the Professional Services Contract between the Municipality and the Law Offices of Nona L. Ostrove, LLC is hereby approved in an amount not to exceed an additional \$10,000.00.
2. The Mayor and City Clerk are hereby authorized to execute the agreement.

Moved By: Porreca Compari
Seconded By: Sooy

VOTING

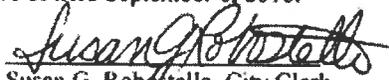
Michael Santiago

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 there of held September 6, 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. R296-2016

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 New Jersey State Interoperability 700 MHZ Communication System Equipment Upgrade (NCIS) for Public Safety; 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 a fair and open process; and

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

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 New Jersey State Inoperability 700 MHZ Communication System Upgrade (NCIS) from Motorola Solutions, in care of Wireless C&E, 153 Cooper Road, West Berlin, NJ 08091 for \$799,993.76

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 September 6, 2016.

Susan G. Robertello
Susan G. Robertello, City Clerk

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

Commissioner Sooy 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. R297-2016

WHEREAS, in accordance with Chapter 33, Article 20 of City of Millville Municipal Code the operator of each taxicab engaged in the taxi business within the City shall obtain an operator's license; and

WHEREAS, the following individual has submitted a license application which is on file with the City Clerk:

- 1. **Javier M. Oteyza**
1106 Yellow Wood Terrace, Millville, NJ 08332
- 2. **Arnulfo J. Arteta**
604 North 10th Street, Apt B, Millville, NJ 08332

WHEREAS, the Chief of Police and the Traffic Safety Bureau have completed the required investigations and have determined the applicants meet the qualifications pursuant to the City of Millville Municipal Code §33-162.A License procedure for Taxicab Operator's License.

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

- 1. The Taxicab Operator License is approved for the period covering January 1, 2016 through December 31, 2016.
- 2. The Taxicab Operator License shall be prepared by the Office of the City Clerk.

Moved By: Porreca Compari
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 there of held September 6, 2016.


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.

New Business

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy to authorize the following Social Affair Permit, Bingo Licenses and Raffle Licenses:

Social Affair Permit

a) On behalf of the Millville Elk's Lodge BPOE# 580 for Rob's Pre-Winter Poker Run to be held on September 25, 2016, 2:00 p.m. to 7:00 p.m. at 1815 E. Broad Street.

Bingo License

a) On behalf of Special Olympics of New Jersey, for a Bag Bingo to be held at the Millville Elk's Lodge on October 22, 2016 from 7:00 pm to 10:00 pm.

b) On behalf of Complete Care Health Network, for a Bag Bingo to be held at the Millville Elk's Lodge on November 4, 2016 from 7:00 pm to 10:00 pm.

c) On behalf of Petway Parent Staff Association, Inc., for a Bag Bingo to be held at the Millville Elk's Lodge on October 21, 2016 from 6:00 pm to 11:00 pm.

Raffle License

a) On behalf of Special Olympics of New Jersey, for a On-Premise Merchandise to be held at the Millville Elk's Lodge on October 22, 2016 from 7:00 pm to 10:00 pm.

b) On behalf of Special Olympics of New Jersey, for a On-Premise 50/50 to be held at the Millville Elk's Lodge on October 22, 2016 from 7:00 pm to 10:00 pm.

c) On behalf of Levoy Theatre Preservation Society, Inc., for a On-Premise 50/50 to be held at the Levoy Theatre for various dates from 8:00 pm to 10:00 pm.

d) On behalf of Complete Care Health Network, for a On-Premise Merchandise to be held at the Millville Elk's Lodge on November 4, 2016 from 7:00 pm to 10:00 pm.

e) On behalf of Petway Parent Staff Association, Inc. for a On-Premise Merchandise to be held at the Millville Elk's Lodge on October 21, 2016 from 6:00 pm to 11:00 pm.

f) On behalf of Petway Parent Staff Association, Inc. for a On-Premise 50/50 to be held at the Millville Elk's Lodge on October 21, 2016 from 6:00 pm to 11:00 pm.

g) On behalf of Ellison Elementary School, Inc., for a On-Premise 50/50 to be held at the Cumberland County Fairgrounds on October 16, 2016 from 9:00 am to 4:00 pm.

h) On behalf of the Riverfront Renaissance Center for the Arts, for a Off-Premise 50/50 to be held at the RRCA on December 10, 2016 at 9:00 pm.

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 Ennis to authorize the City Clerk to advertise for bids for the project known as "Rebid CY 2016 Automotive and Light Duty Truck OEM and Non OEM Parts" with said bids to be returned to the Purchasing Board on September 22, 2016 at 10:00 AM

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

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy to authorize the following Cumberland

County Fairgrounds- Other Events Applications:

- a) Suicide Prevention Walk sponsored by the Cumberland County Department of Human Services to be held on Saturday, October 15, 2016, 6:00 a.m. to 3:00 p.m.
- b) Mud Bog & Truck Pull sponsored by the Cumberland County Cooperative Fair Association to be held on Saturday, September 24, 2016, 10:00 a.m. to 8:00 p.m.
- c) Mud Run Fundraiser sponsored by the Bill Bottino Cancer Foundation to be held on Saturday, September 17, 2016, 8:00 a.m. to 4:00 p.m.

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

A motion as made by Commissioner Sooy, seconded by Commissioner Porreca Compari to approve the following Special Event on Public Lands:

- a) Nascar Parade sponsored by the New Jersey Motorsports Park to be held on Thursday, September 15, 2016 from 6:00 p.m. to 8:00 p.m. beginning on High Street to Main Street to Cedar Street to Dividing Creek Road.

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.

Robert McQuade discussed picking up abandoned televisions from city properties and recognized Tyler Petitt for his assistance.

Mary Messick thanked the city and vendors and volunteers for participating with the recent Lunch with a Cop and Community Day.

Pastor Steve Harris thanked Mary Messick for her volunteerism and discussed the Warming Center at Trinity Church and the upcoming fund raiser on October 25, 2016.

Pastor Harris was recently appointed the President of the Millville Ministerial Association and his goal is to unite all church pastors.

Joe Sutherland, 51 Dorset Ave., Millville Municipal Alliance, announced the upcoming Millville PAL golf classic on October 1, 2016 at Buena Vista Country Club.

Brian Huen, Council for New Jersey Motorsports Park thanked city officials for a recent meeting, encouraged communication and thanked the 34 individuals in the audience for their support and attendance.

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

Commissioner Sooy discussed recent employee complaint investigation result and encouraged a change in how complaints are handled to save money.

Commissioner Ennis discussed a recent employee complaint against him.

Commissioner Sooy motioned Point of Order and discussed reasons why.

Commissioner Porreca Compari discussed the Cedar Street infrastructure project, employee complaint investigations and the procedure followed.

Commissioner Porreca Compari announced Thursdays are TV pickup day and to call Robert McQuade at 609-501-2437 to request pick up.

Commissioner Porreca Compari announced that she and Commissioner Sooy will be on the radio on 92.1 on Saturday, September 10, 2016 and encouraged the public to call in at 696-0092 with questions.

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: 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 Commission Meeting Minutes adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held September 20, 2016.



Susan G. Robstello, City Clerk

CITY OF MILLVILLE
MEETING SEPTEMBER 6, 2016

ACTION SIGNS & AWARDS	20.00
NAT ALEXANDER CO., INC.	825.88
ALLMAX SOFTWARE, INC.	1,510.00
ANIMAL CLINIC OF MILLVILLE	403.90
ARBRISCO ENTERPRISE, INC.	1,661.90
A-TEL COMMUNICATIONS INC	109.00
ATLANTIC CAPE COMMUNTY COLLEGE	1,198.00
ATLANTIC CITY ELECTRIC	50,656.67
ATLANTIC TIME SYSTEMS, INC.	5,370.23
BAKER TILLY VIRCHOW KRAUSE LLP	9,014.24
BARKER, GELFAND & JAMES, PC	631.16
BATTELINI TRANSPORTATION SYSTM	260.00
BOUCHER & JAMES INC.	1,139.70
JAMES D. BOYCE ASSOC., INC.	370.00
CARMEUSE LIME, INC.	6,403.20
CATERINA SUPPLY INC.	650.00
CENTRAL JERSEY EQUIPMENT LLC	95.49
CEUNION	89.00
CITY OF MILLVILLE	684.28
CITY OF MILLVILLE UTILITY	5,513.04
CIVICPLUS	9,885.44
COMCAST, INC.	1,380.67
COMEGNO LAW GROUP, P.C.	845.10
CDW GOVERNMENT, INC.	4.33
COUNTY OF CUMBERLAND	693.75
CROP PRODUCTION SERVICES, INC.	135.90
LUCAS CRUZ	448.00
SAMANTHA CRUZ	120.00
CCIA	169.71
CUMBERLAND VALVE INC	140.49
CUMBERLAND TREE SERVICE, LLC	750.00
GANNETT SATELLITE INFORMATION	630.81
LINDA A. DEDRICK	600.00
DEERFIELD ELECTRIC CONST.,INC.	5,014.30
DELPHI ENGINEERING &	22,900.00
BEATRICE MACKIE	150.00
DRAEGER SAFETY DIAGNOSTICS INC	169.00
EARTH TECH CONTRACTING, INC.	340.00
ENFORSYS, INC.	157.50
EUROFINS QC, INC	898.00
EXETER SUPPLY CO., INC.	371.71
FAIL SAFE TESTING. LLC	1,050.00
JOSEPH FAZZIO, INC.	12,145.99
FEDEX	50.00
FLASTER GREENBERG PC	36,592.31
GARDEN STATE HIGHWAY PROD. INC	1,647.30
GARRISON ENTERPRISE INC	17,022.40
GENERAL SALES ADMINISTRATION	1,520.00
GENSERVE, INC.	275.00

GENTILINI CHEVROLET LLC	958.61
GENTILINI FORD, INC.	96.04
GILES & RANSOME, INC.	211.87
GLOBAL EQUIPMENT COMPANY	199.00
GLOUCESTER CO. POLICE ACADEMY	1,200.00
W.W.GRAINGER, INC.	3,271.63
IDEXX DISTRIBUTION INC.	1,143.32
INSIDE THE TAPE	295.00
ITALIANO BROS TRUCK REPAIR INC	169.00
JCI JONES CHEMICALS, INC.	890.00
WAYNE E. JOHNSON ENGINEERING	15,772.00
KAVANAGH & KAVANAGH	3,437.50
KIMBALL MIDWEST	679.91
LAWMEN SUPPLY CO, INC.	200.00
LILLISTON CHRYSLER/PLYM., INC.	608.00
LOWE'S CO., INC.	3,016.07
DONALD MACAVOY	83.34
MAGLOCLEN	400.00
MARLEE CONTRACTORS, LLC	15,910.63
WILLIAM MCCAFFERTY	50.00
MES/ALL SAFE,INC.-PENNSYLVANIA	436.45
MILLVILLE NAPA AUTO PARTS	6,715.84
MILLVILLE CHAMBER OF COMMERCE	159.00
MILLVILLE GLASS CENTER, INC.	3,151.50
MILLVILLE PUBLIC LIBRARY	47,475.61
MTS SAFETY PRODUCTS, INC.	1,399.02
MULTI-TEMP MECHANICAL INC.	520.00
MUNICIPAL CLERKS ASSN OF NJ	175.00
VERIZON	270.46
TREASURER, STATE OF NJ	500.00
NJ DEPT OF LABOR&WORKFRCE DEV	10,584.65
NJWEA	434.00
ONE CALL CONCEPTS, INC.	1,018.75
JOHN PANGBURN JR.	998.00
TIM PATRICK	60.00
PENDERGAST SAFETY EQUIPMENT CO	732.99
PENN JERSEY MACHINERY, INC.	811.93
PITNEY BOWES INC	207.00
POLYDYNE, INC.	9,072.00
POSTMASTER, CITY OF VINELAND	7,500.00
THE PRESS & SUNDAY PRESS, INC.	51.51
PRINT, SIGNS & DESIGNS	75.00
PROTECTION ONE	2,452.84
PUMA, TELSEY & RHEA, P.A.	4,500.00
PYROTECNICO	10,500.00
REGISTRARS' ASSN OF NEW JERSEY	130.00
ROBINSON & ROBINSON	200.00
RR DONNELLEY	73.50
BROCK D. RUSSELL, LLC	13,250.00
SERVICE TIRE TRUCK CENTER, INC	138.80
SHOPRITE OF MILLVILLE	107.11
SIGN MEDIA GROUP, LLC	1,177.00
SIRCHIE ACQUISITION CO., INC.	297.46
SITEONE LANDSCAPE SUPPLY, LLC	1,079.73

S & J PIZZA, INC.	262.00
SJ GAS COMPANY	581.89
SOUTH JERSEY PAPER PRODUCTS	594.12
SOUTH STATE MATERIALS, LLC	894.61
STAPLES ADVANTAGE	143.63
JOSEPH SUTHERLAND	1,200.00
TEPS POWER EQUIPMENT	1,031.03
W.E.TIMMERMAN CO.	4,214.00
TOMLIN BROTHERS AUTO BODY, INC	2,422.91
HD SUPPLY FACILITIES MAINT LTD	85.30
U.S. MUNICIPAL SUPPLY INC.	359.13
VERIZON WIRELESS	1,040.32
VERIZON BUSINESS	5,320.51
VINELAND AUTO ELECTRIC, INC.	1,030.02
WASTE MANAGEMENT OF SJ, INC.	767.03
WATSON & SONS	23,300.00
W. B. MASON COMPANY, INC.	3,965.23
WEST PUBLISHING CORP.	493.86
WOODRUFF ENERGY US, LLC	88.20
XEROX CORPORATION	1,077.64
XPRESS ELECTRONIC SERVICES INC	140.00
XTEL COMMUNICATIONS, INC.	20,254.34
RICHARD ATKINSON	43.44
BRENNAN TITLE ABSTRACT, LLC	780.16
FREEDOM PROPRTIES&HOLDINGS LLC	1,299.98
LANDIS TITLE CORPORATION	1,373.28
MARY JANE STEWART	1,784.42
TOTAL VOUCHERS FOR 09/06/16	452,107.52
CITY OF MILLVILLE SALARY ACCOUNT	521,768.17
TOTAL VOUCHERS&SALARY 09/06/16	973,875.69