

Richard C. McCarthy Commission
Chamber, City Hall
Millville, New Jersey
September 20, 2016 6:30 p.m.

The Board of Commissioners met in a regular session with Mayor Santiago presiding. Members present: Santiago, Porreca, Compari and Sooy. Absent: Ennis. Vacant: Commissioner of Revenue & Finance.

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

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

"This meeting is being conducted in accordance with the Open Public Meetings Act of 1975", was advertised, posted and made available to the public as required by Statute. The Municipal Clerk is directed to include a statement in the minutes of this meeting.

The City Clerk/Administrator reviewed the changes to the agenda as follows:

Addition:

5.1 Old Business

Motion to receive and file report received from the Purchasing Agent recommending award of bids received on September 15, 2016 for project known as "South Millville Water Main Replacement Phase I-Columbine Avenue" to Garrison Enterprise Inc, 211 W. Elmer Road, Vineland, NJ 08360 in the amount of \$190,549.00

Correction:

6.11 Petitions & Letters

b) Appointing Larry O'Donnell, Class IV Member to fill the unexpired term of Natakia Chestnut for a term expiring November 8, 2016

Addition:

13.1 Ordinance 1st Reading

An Ordinance approving and authorizing an application to the Cumberland County Roadway Department for the Millville American Little League and Millville Lightning to hold a coin drop on November 5, 2016 and November 6, 2016 at the intersection of Buckshutem and Cedarville Roads

Amendment:

15.V Resolution authorizing First Amendment to Professional Service Contract approved by Resolution No. R85-2014 on April 1, 2014 Post & Schell, P.C., Four Penn Center, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103 to extend the duration through to July 29, 2016 and to provide for an additional amount not to exceed \$10,475.89 for providing legal services in connection with certain environmental conditions at the vicinity of the Millville Airport

Addition:

15.1X Resolution authorizing First Amendment to Professional Service Contract with Sarah Birdsall, PO Box 243, Greenwich, NJ 08323 to perform as Planning Consulting for an addition amount of \$5,000.00

15.X Resolution authorizing award of contract to Garrison Enterprise, Inc, 211 W. Elmer Road, Vineland, NJ 08360 for project known as "South Millville Water Main Replacement Phase I-Columbine Avenue" in the amount of \$190,549.00

15.X1 Resolution affirming the City of Millville's Civil Rights Policy with respect to all official, appointees, employees, prospective employees, volunteers, independent contractors and members of the public that come into contact with municipal employees, officials and volunteers

Addition:

16.11 New Business(2)

Cumberland County Fairgrounds-Other Events

b) Music Festival to be held on October 9, 2016, 7:00 am to 11:00 pm pending approval of insurance

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to approve and dispense with the reading of the minutes from the September 6, 2016 Work Session, September 6, 2016 Closed Session and September 6, 2016 Commission Meeting and to proceed with the regular order of business.

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

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari that the following bills be ordered paid, when properly certified and passed by the following vote: Yeas: 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 Porreca Compari to receive and file report received from the Purchasing Agent recommending award of bids received on September 15, 2016 for project known as "South Millville Water Main Replacement Phase I-Columbine Avenue" to Garrison Enterprise Inc, 211 W. Elmer Road, Vineland, NJ 08360 in the amount of \$190,549.00

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

Petitions & Letters

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy to receive correspondence from Natakia Chestnut-Lee submitting her resignation as a member of the Millville Planning Board effective September 12, 2016.

Commissioner Porreca Compari thanked Ms. Chestnut-Lee for her years of service on the Planning Board and Zoning Board.

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

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy to receive correspondence from Mayor Michael Santiago appointing the following as members of the Millville Planning Board:

a) Reappointing George Mitchell, Class IV Member for a term expiring November 8, 2020

b) Appointing Larry O'Donnell, Class IV Member to fill the unexpired term of Natakia Chestnut for a term expiring November 8, 2016

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

Reports of Commissioners Department of Public Works

Department of Public Affairs

Commissioner Porreca Compari discussed the Cedar Street paving project, sewer plant upgrade project, the importance of having healthy discussions, grants and loans, forensic investigation preliminary findings, demolition update and Dollar General store update.

Department of Parks & Public Property

Commissioner Sooy discussed brush collection, compost capacity, use of Clean Communities funding and announced upcoming events.

Department of Revenue & Finance

Commissioner Sooy discussed the Streets and Roads Operating Expense budget balance, reallocating expenses in November, the reasons for overspending, plan for Capital Projects, Manor Estates drainage basin update and budget savings.

Department of Public Safety

Mayor Santiago reviewed the Police Report for the period covering September 1 through September 15, 2016.

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy to receive and file the Fire Report for the month of August 2016.

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

Ordinances 1ST Reading

The City Clerk/Administrator read the following Ordinance by title only: **Ordinance No. _____**

An Ordinance approving and authorizing an application to the Cumberland County Roadway Department for the Millville American Little League and Millville Lightning to hold a coin drop on November 5, 2016 and November 6, 2016 at the intersections of Buckshutem Road and Cedarville Road; and

WHEREAS, the State Legislature amended N.J.S.A. 39:4-60 to allow charitable organizations to solicit contributions in the roadway of a County road provided that the charitable organization obtains authorization from the respective municipal governing body and further provided that charitable organization obtains the approval of the Cumberland County Board of Chosen Freeholders; and

WHEREAS, the Act further provides that a county shall not be civilly liable for property damage or personal injury resulting from a motor vehicle accident arising out of or in the course of roadway solicitations for soliciting contributions conducted by charitable organizations; and

WHEREAS, an application for Roadway Charitable Solicitation Permit Application to the Cumberland County Board of Chosen Freeholders is necessary to ensure that safety considerations and traffic flow requirements are adequately addressed; and

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

(1) That the request from the Millville American Little League and Millville Lightning, to hold a coin drop on November 5, 2016 and November 6, 2016 at the intersections of Buckshutem Road and Cedarville Road is hereby approved pursuant to review and approval of the City of Millville Chief of Police and subject to final authorization by the Cumberland County Board of Chosen Freeholders; and

(2) That if at any time the coin drop starts to back traffic up onto Buckshutem Road or Cedarville Street beyond the normal amount of traffic congestion the coin drop may be shutdown until traffic begins to flow at a normal pace.

(3) Ultimate approval and jurisdiction is with the Cumberland County Board of Chosen Freeholders and all insurance requirements and other requirements rest with them and are subject to their approval.

(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 Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held _____.

Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Porreca Compari that the foregoing Ordinance be approved and final consideration be held on October 4, 2016

The motion was passed, by the following vote: Yeas: 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. 39-2016

**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: 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 20, 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: 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. 40-2016

**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: Sooy
 Seconded By: Porreca Compari

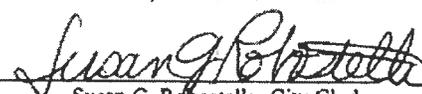
VOTING

Michael Santiago
 Lynne Porreca Compari
 David W. Ennis
 Joseph Sooy

In Favor	Against	Abstain	Absent
x			
x			
			x
x			

CERTIFICATION

I 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 September 20, 2016.


 Susan G. Robostello, City Clerk

Commissioner Sooy motioned, seconded by Commissioner Porreca Compari 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: Porreca Compari, Sooy and Santiago.

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

Ordinance No. 41-2016

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: Porreca Compari
Seconded By: Sooy

VOTING

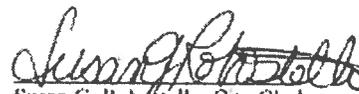
Michael Santiago

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 Ordinance 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. 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: 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. 42-2016

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: Porreca Compari

Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

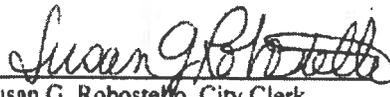
David W. Ennis

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 20, 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: 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. 43-2016

**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: 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 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 September 20, 2016.

Susan G. Robustello
 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: Porreca Compari, Sooy and Santiago.

Resolutions

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

RESOLUTION NO. R298-2016

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:

I. 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 II-6 of the municipal code.

CUT & CLEAN:

Block 99 Lot 11 314 W Main Street (Clean Up date 8/30/16)	150.00
Administrative Fee	250.00
Block 292 Lot 9 702 N 3 rd Street (Clean Up date 8/30/16)	90.00
Administrative Fee	250.00
Block 364 Lot 12 20 E Vine Street (Clean Up date 8/31/16)	90.00
Administrative Fee	500.00
Block 291 Lot 16 801 N 2 nd Street (Clean Up date 8/31/16)	150.00
Administrative Fee	250.00
Block 428 Lot 5 103 N 4 th Street (Clean Up date 9/1/16)	120.00
Administrative Fee	250.00
Block 165 Lot 4 500 W Buckshatem Road (Clean Up date 9/2/16)	120.00
Administrative Fee	250.00
Block 562.06 Lot 17 1013 Shur Ln Blvd (Clean Up date 9/6/16)	120.00
Administrative Fee	250.00
Block 100 Lot 16 16 Brandiff Ave (Clean Up date 9/6/16)	120.00
Administrative Fee	250.00
Block 311 Lot 21 307 W Powell Street (Clean Up date 9/7/16)	45.00
Administrative Fee	250.00
Block 311 Lot 22 305 W Powell Street	

(Clean Up date 9/7/16)
 Administrative Fee 45.00
 250.00
 Block 303 Lot 6
 310 W Powell Street
 (Clean Up date 9/7/16)
 Administrative Fee 60.00
 250.00
 Block 303 Lot 7
 312 W Powell Street
 (Clean Up date 9/7/16)
 Administrative Fee 60.00
 250.00
 Block 303 Lot 8
 314 W Powell Street
 (Clean Up date 9/8/16)
 Administrative Fee 120.00
 250.00
 Block 303 Lot 5
 308 W Powell Street
 (Clean Up date 9/8/16)
 Administrative Fee 120.00
 250.00
 Block 391 Lot 28
 305 N 12th Street
 (Clean Up date 9/8/16)
 Administrative Fee 240.00
 250.00
 Block 331 Lot 17
 312 D Street
 (Clean Up date 9/12/16)
 Administrative Fee 120.00
 250.00
 Block 378 Lot 16
 412 Mulberry Street
 (Clean Up date 9/12/16)
 Administrative Fee 120.00
 250.00
 Block 425 Lot 15
 526 Pine Street
 (Clean Up date 9/13/16)
 Administrative Fee 90.00
 250.00

Moved By: Porreca Compari
 Seconded By: Sooy

VOYING

Michael Santiago

Lynne Porreca Compari

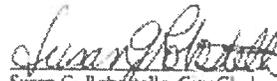
David W Ennis

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 20, 2016


 Susan G. Robitello, 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: Porreca Compari, Sooy and Santiago.

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

RESOLUTION NO. R299-2016

WHEREAS, Chapter II, 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:

- I. 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 352 Lot 43 534 Columbia Ave (Board and Secure Date 8-30-16)	387.00
Administrative Fee	250.00
Block 423 Lot 3 323 Mulberry St (Board and Secure Date 8-30-16)	258.00
Administrative Fee	250.00
Block 548 Lot 1 304 Menantico Ave (Board and Secure Date 8-25-16)	21.50
Administrative Fee	250.00
Block 478 Lot 7 207 S 2nd St (Board and Secure Date 8-26-16)	129.00
Administrative Fee	250.00
Block 478 Lot 6 209 S 2 nd St (Board and Secure Date 8-26-16)	150.00
Administrative fee	250.00
Block 286 Lot 13 906 Buck St (Board and Secure Date 9-02-16)	172.00
Administrative Fee	500.00
Block 423 Lot 2 319 Mulberry St (Board and Secure Date 9-01-16)	279.50
Administrative Fee	250.00
Block 311 Lot 27 127 W Depot St (Board and Secure Date 9-02-16)	21.50
Administrative Fee	500.00
Block 436 Lot 16 103 N 8 th St (Board and Secure Date 9-02-16)	215.00
Administrative fee	250.00

Block 246 Lot 1
 302 Harrison St
 (Board and Secure Date 9-07-16) 731.00
 Administrative Fee 250.00

Block 379 Lot 20
 520 Mulberry St
 (Board and Secure Date 09-07-16) 21.50
 Administrative Fee 500.00

Emergency Roof Repair

Block 364 Lot 12
 20 E Vine St
 (Roof Repair Date 5-16) 6050.00
 Attorney Fee 750.00
 Filing Fee 50.00
 Publication Fee 24.51

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 20, 2016.

Susan G. Robostello
 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: Porreca Compari, Sooy and Santiago.

The motion was passed, by the following vote: Yeas: 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. R301-2016

WHEREAS, the City of Millville is the holder of a mortgage in the sum of \$8,250.00 executed by **Tyenne Anderson** covering property located at **18 East Vine Street** within the City of Millville more particularly described as **Block 364, Lot 13** on the Tax Map of the City of Millville, and

WHEREAS, the property owner obtained a change order for subsequent funds in the sum of \$1,600.00 which resulted in a second mortgage being recorded for the total sum of \$9,850.00 (the initial mortgage of \$8,250.00 + the change order amount of \$1,600.00), and

WHEREAS, the initial mortgage was never discharged thereby causing two separate mortgages on the property in question for the same funds.

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

1. The aforesaid mortgage in the sum of \$8,250.00 is hereby cancelled and the Mayor and City Clerk are hereby authorized to execute the Discharge of Mortgage.

2. The City Attorney is hereby authorized to record the Discharge of Mortgage in the Cumberland County Clerk's Office.

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 there of held September 20, 2016.

Susan G. Robostello
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: 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. R 302-2016

WHEREAS, the Board of Commissioners for the City of Millville hereinafter the ("Municipality") and **Post & Schell, PC** (Stephen C. Jones) hereinafter ("Consultant") previously entered into a Professional Services Contract on April 1, 2014 as approved by Resolution No. R85-2014 adopted by the Municipality on April 1, 2014; and

WHEREAS, the aforesaid contract provided for a duration of two years and further provided for an award not to exceed \$200,000.00; and

WHEREAS, Consultant continued to provide necessary services to the Municipality through to July 29, 2016 and has generated billing in the amount of \$10,475.89 in excess of the \$200,000.00 award in the aforesaid Professional Services Contract; and

WHEREAS, the Municipality desires to amend the aforesaid Professional Services Contract to extend the duration through to July 29, 2016 and to provide for an additional award not to exceed the sum of \$10,475.89

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

1. The First Amendment to the aforesaid Professional Services Contract between the Municipality and Post & Shell PC is hereby approved for an additional award not to exceed the sum of \$10,475.89;
2. The Mayor and City Clerk are hereby authorized to execute same;

Moved By: Sooy
Seconded By: Porreca

YEETING
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 20, 2016

Susan G. Robustello
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 was passed, by the following vote: Yeas: 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. R 303-2016

WHEREAS, the Board of Commissioners of the City of Millville Water Utility is required to develop and submit an updated Emergency Response Plan (hereinafter "ERP") to the New Jersey Department of Environmental Protection under the USEPA Public Health Security Bioterrorism and Response Act of 2002 and the NJDEP Water Allocation Permit Regulations, and

WHEREAS, the Board of Commissioners of the City of Millville (hereinafter "Municipality") desires to retain the services of GPM Associates (hereinafter "Contractor") to assist the Municipality in the preparation and submittal of an ERP for the City's water utility; and

WHEREAS, this contract is being awarded on a non-fair and open basis as a Professional Services Contract in an amount not to exceed the sum of \$5,500.00 and is therefore consistent with City Code Section 2-64.3; and

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, THAT:

1. The Professional Services Contract between the Municipality and the contract with GPM Associates is hereby approved.
2. The Mayor and City Clerk are hereby authorized to execute the agreement.

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 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 20, 2016.

Susan G. Robbello
Susan G. Robbello, 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: 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. R304-2016

WHEREAS, the Board of Commissioners of the City of Millville (hereinafter the "Municipality") desires to retain the services of **Theodore H. Ritter, Esquire** (hereinafter "Contractor") to handle collection matters on behalf of the Municipality; and

WHEREAS, Mr. Ritter has agreed to handle such matters on a contingency basis with the Municipality being responsible for Contractor's court costs and other associated out of pocket expenses; and

WHEREAS, this is a Professional Services Contract which is being awarded based on Contractor's special skills; and

WHEREAS, this contract is being awarded on a non-fair and open basis because it is a Professional Services Contract and because the amount of the award shall not exceed the amount of \$2,500.00.

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

1. The Professional Services Contract between the Municipality and the Contractor is hereby approved with all fees being paid on a contingency basis and with the Municipality being responsible for Contractor's court costs and other associated out of pocket expenses which costs and expenses are not to exceed \$2,500.00;
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

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 20, 2016

Susan G. Robostello
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: 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. R305-2016

WHEREAS, the City received a letter from the Mayor of the City of Vineland, Ruben Bermudez, dated August 19, 2016 requesting that the City agree to the inter-governmental transfer of one of its employees, Joy A. DeMaio, to the City of Vineland, and

WHEREAS, Mayor Bermudez submitted a proposed Intergovernmental Transfer Agreement which was signed by Joy A. DeMaio representing her consent to the aforesaid transfer; and

WHEREAS, the Board of Commissioners finds it to be in the best interest of the City to enter into the aforesaid agreement;

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

1. The Mayor is hereby authorized to execute the Inter-governmental Transfer Agreement.
2. The City Clerk is hereby authorized to execute the Inter-governmental Transfer Agreement.

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 there of held September 29, 2016.

Susan G. Rokokosello
Susan G. Rokokosello, 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: 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. R306-2016**

WHEREAS, the Municipality retained the services of Sarah E. Birdsall, PP, AICP to perform municipal planning services to the Municipality under a Professional Services Contract adopted by Resolution No. R17-2016; and

WHEREAS, said Contract provided for a term of one year through December 31, 2016 and provided for compensation not to exceed \$10,000.00; and

WHEREAS, the Municipality, the City of Millville Planning Board as well planning officials from the New Jersey District of Community Affairs have been conducting a thorough re-examination of the City's Master Plan and its zoning districts and whereas Ms. Birdsall's services have exceeded the \$10,000.00 originally awarded; and

WHEREAS the Board of Commissioners finds that it would be in the best interests of the City to amend Ms. Birdsall's Contract to provide an additional compensation of \$5,000.00 so that she can complete her services to the Municipality; and

WHEREAS, the original Professional Services Contract was awarded pursuant to a fair and open process where a request for proposals were solicited by the Municipality; and

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Millville as follows:

1. The First Amendment to the Professional Services Contract between the Municipality and Sarah E. Birdsall, PP, AICP is hereby approved in an additional amount not to exceed \$5,000.00 (for a total award of \$15,000.00);
2. The Mayor and City Clerk are hereby authorized to execute the same.

Moved By: Sooy
Seconded By: Porreca Compari

YOTING	In Favor	Against	Abstain	Absent
Michael Santiago	X			
Lynne Porreca Compari	X			
David W. Ennes				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 20, 2016.

Susan G. Robustello
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 was passed, by the following vote: Yeas: Porreca Compari, Sooy and Santiago.

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

RESOLUTION NO. R307-2016

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 "South Millville Water Main replacement Phase I-Columbine Avenue"; and

WHEREAS, formal competitive bids were received for this project by the Purchasing Board of the City of Millville on Thursday, September 15, 2016; and

WHEREAS, funds for this project are available through Municipal Bond Ordinance No. 6-2016; 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 "South Millville Water Main Replacement Phase I- Columbine Avenue" to Garrison Enterprises, Inc., 211 West Elmer Road, Vineland, NJ 08360 in the total amount of \$190,549.00.

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 20, 2016.

Susan G. Robustello
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 was passed, by the following vote: Yeas: Porreca Compari, Sooy and Santiago.

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

RESOLUTION NO. R308-2016

A RESOLUTION TO AFFIRM THE CITY OF MILLVILLE'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of City of Millville to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of City of Millville has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Board of Commissioners that:

Section 1: No official, employee, appointee or volunteer of the City by whatever title known, or any entity that is in any way a part of the City shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the City's business or using the facilities or property of the City.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the City to provide services that otherwise could be performed by the City.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The City Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The City Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the City as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: This resolution shall take effect immediately.

Moved By: Porreca Compari

Seconded By: Sooy

VOTING

Michael Santiago

Lynne Porreca Compari

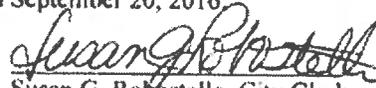
David W. Ennis

Joseph Sooy

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

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held September 20, 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: Porreca Compari, Sooy and Santiago.

New Business

A motion was made by Commissioner Porreca Compari, seconded by Commissioner Sooy authorizing the following Catering Permit and Raffle License:

Catering Permit

a) On behalf of TNSL Lambert, Inc. for a concert to be held on October 9, 2016 from 12:00 pm to 12:00 am at the Cumberland County Fairgrounds pending approval of insurance

Raffle License

a) On behalf of the Parish of All Saints, for a Off-Premise 50/50 to be held at St. Mary Magdalen Cafeteria on January 8, 2017 at 1:00 pm

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

A motion was made by Commissioner Sooy, seconded by Commissioner Porreca Compari to authorize the following Event Applications:

Special Event on Public Lands

a) Community Walk on the Maurice River Bicycle and Walking Trail to be held on the Maurice River Bicycle and Walking Trail, October 1, 2016 from 10:00 a.m. to 1:00 p.m.

Cumberland County Fairgrounds- Other Events

a) Community Yard Sale to be held on October 1, 2016, 8:00 a.m. to 4:00 p.m.

b) Music Festival to be held on October 9, 2016, 7:00 a.m. to 11:00 p.m. pending approval of insurance

The motion was passed, by the following vote: Yeas:
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.

Betty Monteleone discussed crime, the importance of obtaining opinions from the public, the importance of safety in the downtown and the effect of crime on property values.

Mary Messick discussed crime and the need to change the perception of city residents.

Mayor Santiago declared the public comment portion closed and asked for final comments by the commissioners.

Commissioner Porreca Compari discussed the recent 9/11 Rememberance Ceremony at Buck Park, the Baby Contest, the upcoming special meeting for review of the Master Plan on September 28, 2016 at 6:00 pm, the River Walk Event at Waltman Park sponsored by Citizens United on October 1, 2016 from 10:00 am to 1:00 pm and encouraged the public to attend.

Mayor Santiago thanked the New Jersey Motorsport Park officials for the recent successful Nascar Event, thanked the Police Department for managing traffic safety for the Nascar Parade, thanked Kim Ayres for her dedication to the Millville Municipal Alliance and thanked Samantha Silvers for participating in the 1st Cumberland County Motor Sports/Realtor Karting Event at the New Jersey Motorsports Park.

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

Moved By: Ennis
Seconded By: Sooy

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

CERTIFICATION

I hereby certify that the foregoing is a true copy of Commission Meeting Minutes adopted by the Board of Commissioners of the City of Millville, in the County of Cumberland, at a meeting thereof held October 4, 2016.


Susan G. Robostello, City Clerk

**BILL LIST
CITY OF MILLVILLE
MEETING AUGUST 16, 2016**

ACE PLUMBING & ELECTRICAL	203.96
AECOM Technical Services Inc.	7,344.06
AFTER HOURS AUTO GLASS	185.00
ALL INDUSTRIAL SAFETY PROD INC	963.88
ARAMARK UNIFORM SERVICES, INC.	1,545.82
ARBRISCO ENTERPRISE, INC.	4,885.05
ARDIS CONSTRUCTION & SONS	1,800.00
A-TEL COMMUNICATIONS INC	88.00
ATL. CO. UTILITIES AUTHORITY	27,250.25
ATLANTIC CITY ELECTRIC	74,413.27
DONALD S. AYRES	2,048.40
BARKER, GELFAND & JAMES, PC	8,706.53
DAVID J. BATTISTINI	11,742.50
BENTLEY SYSTEMS, INC.	1,150.00
SARAH E. BIRDSALL	2,875.00
BOND AND COUPON	516,748.75
JAMES D. BOYCE ASSOC., INC.	279.00
CHAPMAN FORD SALES INC.	325.75
CHERRY VALLEY TRACTOR SALE INC	2,707.77
CINTAS FIRST AID & SAFETY CORP	590.44
CITY OF MILLVILLE	735.00
CLEAN HARBORS ENVIRO SERVS, INC	145.00
CLEARBRIDGE MEDIA	1,762.50
COLONIAL ELECTRIC SUPPLY	74.41
COMCAST, INC.	515.46
COMPLETE CONTROL SERVICE, INC.	2,010.00
CDW GOVERNMENT, INC.	2,144.05
CONSTELLATION NEWENERGY, INC.	5,116.04
COUNTY CONSERVATION CO.	1,900.00
CCIA	596.20
CUMBERLAND VALVE INC	19.48
R E CUMMINES, INC.	352.55
CUSTODIAN OF SCHOOL MONIES	1,000,653.00
EBROADBURL REALTY CORP.	260.00
EARTH TECH CONTRACTING, INC.	1,190.00
EMD MILLIPORE CORPORATION	1,105.91
FARM-RITE, INC.	1,162.70
FASTENAL COMPANY	977.02
FEDEX	300.74
FLASTER GREENBERG PC	20,407.45
FLEETPRIDE, INC.	517.30
FLEISHMAN DANIELS LAW OFF, LLC	800.00
FRANZWA TRAILER SALES	2,319.00
GARRISON ENTERPRISE INC	85,869.24
GENTILINI CHEVROLET LLC	149.28
GENTILINI FORD, INC.	419.51
GPM ASSOCIATES	2,052.24
W.W.GRAINGER, INC.	234.20

GROFF TRACTOR NEW JERSEY LLC	7,200.00
GRUCCIO, PEPPER, DESANTO	6,831.50
HACH COMPANY, INC.	9,123.80
JONATHON HARRIS	702.04
FRANK HIGNUTT	60.00
MATHEW L. HILES	3,053.00
HOLLY CITY DEVELOPMENT CORP.	2,348.40
GREG L. ERBER, SR.	854.14
HURST CATERING	3,600.00
INDIAN HARBOR INSURANCE CO.	2,688.65
JCI JONES CHEMICALS, INC.	900.00
JERSEY FIRE & SAFETY PRODS LLC	33.15
JOHNSON FARMS CORP.	10,485.00
KEEN COMPRESSED GAS CO., INC.	332.96
KENNEDY CONCRETE, INC.	455.64
KEYSTONE DIGITAL IMAGINE INC.	165.00
JERRY A LEWIS ASSOC.	720.00
LEXISNEXIS RISK SOLUTIONS	435.00
LILLISTON CHRYSLER/PLYM., INC.	916.65
LOWE'S CO., INC.	856.92
MARINA ENERGY LLC	19,565.28
MICHAEL R. MAZZONI, P.A.	291.44
MICHAEL MCDOWELL	50.64
MILLVILLE GLASS CENTER, INC.	1,634.00
BRADLEY MOORE	618.54
MULTI-TEMP MECHANICAL INC.	1,241.62
VERIZON	169.39
TREASURER, STATE OF NJ	30.00
NJ DIVISION OF MOTOR VEHICLES	60.00
NJ STATE DEPT OF HEALTH	100.20
NJ STATE LEAGUE MUNICIPALITIES	130.00
SUSAN W. OSBORN	1,527.00
LAW OFF OM NONA L. OSTROVE LLC	3,964.26
PEOPLEFACTS, LLC	32.42
POWER DMS, INC.	204.48
THE PRESS & SUNDAY PRESS, INC.	15.81
JEFFREY PROFITT JR.	248.00
RICOH USA, INC.	467.28
RIGGINS, INC.	14,815.08
SUSAN G ROBOSTELLO	17.50
ROORK'S FARM SUPPLY INC	289.53
BRIAN P. ROSENBERGER	30.00
BROCK D. RUSSELL, LLC	3,512.50
DOREEN SEDDON	2,672.51
SERVICE TIRE TRUCK CENTER, INC	5,170.54
BEN SHAFFER RECREATION, INC.	1,176.48
SHOPRITE OF MILLVILLE	13.15
CHESTER E. SIGAFOOS	2,400.00
SIRCHIE ACQUISITION CO., INC.	972.15
SJ GAS COMPANY	192.60
SHARON L SMITH	1,155.27
SOUTH JERSEY SANITATION CO INC	119,588.15
TEPS POWER EQUIPMENT	824.54
THRIFT-T LAUNDROMAT & CAR	136.00
W.E. TIMMERMAN CO., INC.	299,000.00
TRACTOR SUPPLY	87.94

TRIAD ASSOCIATES, INC.	1,282.50
UNITED ELECTRIC SUPPLY, INC.	380.25
UNITED PARCEL SERVICE	35.64
HD SUPPLY FACILITIES MAINT LTD	492.60
USPS	2,802.00
VERIZON BUSINESS	3,123.65
VERIZON CABS	194.37
VERIZON WIRELESS	5,790.17
VINELAND AUTO ELECTRIC, INC.	270.08
WASTE MANAGEMENT OF SJ, INC.	448.07
W. B. MASON COMPANY, INC.	396.76
WEINSTEIN SUPPLY CORPORATION	11.21
WEST PUBLISHING CORP.	320.36
XEROX CORPORATION	580.77
2ND & MAIN PETROLEUM LLC	554.54
CORELOGIC REAL ESTATE TAX SERV	2,219.10
FWDSL & ASSOCIATES	190.58
MLVL NEIGHBORHD REVITLATN LLC	1,846.14
MLVL URBAN REDEVELOPMNT CORP	10,246.16
JOHN & KEVIE NEWMAN	912.42
TERRACE INVESTMENTS LLC	183.71
MANPREET SINGH &	150.00
TOTAL VOUCHERS FOR 08/16/16	2,366,238.94
CITY OF MILLVILLE SALARY ACCOUNT	521,465.15
TOTAL VOUCHERS&SALARY 08/16/16	2,887,704.09