

Minutes of the Regular meeting of the Township Committee of the Township of Commercial held on February 18, 2021 at 6:00 P.M., via virtual platform Zoom.

Those Present:

Mike Vizzard	Mayor
Fletcher Jamison	Committeeman
Ryan Broughton	Committeeman
Thomas Seeley	Solicitor
Edward Dennis	Engineer
Nicholas DiCosmo	Engineer
Heather Sparks	Deputy Clerk
Hannah Nichols	Township Clerk

Those Absent:

Mayor Vizzard presided and called the meeting to order with the announcement that the meeting had been advertised, it was being electronically recorded and being held in full compliance of the Open Public Meeting Act.

Mayor Vizzard asked that attendees join him in the flag salute.

Mayor Vizzard stated that he invited Meghan Wren to join the meeting to explain where we are with the Center Designation renewal and what steps need to be taken to get that process moving.

Meghan Wren explained that the Center Designation is different than when originally obtained. Township needs to go through Plan Endorsement Process to renew. The designation has not expired yet. An extension has been issued because of Covid 19. Its extended 180 days from the date the state of emergency is lifted. It takes a bit of time to go through the Plan Endorsement Process. This designates the waterfront as working waterfront nodes.

Meghan explained what the designation does in setting boundaries. It impacts when you try to get a CAFRA permit, how much impervious cover you can have, you want to have the areas you want to develop or re-develop, designated as centers or nodes.

Meghan stated that you can go to the New Jersey office for planning advocacy and look at the map which shows the areas designated as centers now. The state is changing the way they are looking at boundaries. Climate change is being factored in. Places that are flood prone are likely to be out of the boundaries of the centers. One place that they are talking about keeping that are in flood prone are working waterfronts. The Bivalve, Shell Pile area would likely be included because it is a working waterfront. Now the state is talking about the working waterfront as being a node rather than a center because it is a working waterfront.

Meghan explained, if you don't go through the Plan Endorsement process, the designation would go away. Plan Endorsement is a number of steps. The pre-petition meeting has been done. The next step is the Municipal Self-Assessment. It captures where you are in your planning process so the state can compare it to the state plan. Once the Municipal Self-Assessment is submitted, there is an Opportunities and constraints report that the state writes. It goes to multiple agencies through out the state. There may be a list of things to do to bring your community up to compliance and consistent with the state plan.

Meghan explained the benefits of having a center. A number of programs where you get extra points when applying for grants. Most important to being in a CAFRA community and Commercial Township is in planning area 5, if not a center, impervious cover is only 3% where being in a center that goes to 80%.

Meghan discussed executive order 89 which state that all state activities take climate change into consideration. With a lot of state regulations changing, if you're not in a center and your in a flood zone, it would be next to impossible to get things done.

Mayor Vizzard asked Meghan to explain what a CAFRA is.

Meghan said it is the acronym for Coastal Area Facilities Review Act. There are different permits that a required within this zone. Anything with a waterfront is in a CAFRA zone.

Ed Dennis contributed by saying If a developer wanted to come in along the waterfront, they would trigger the need for a CAFRA permit. They would have to go to DEP for the CAFRA permit. If we let this center lapse, it could render some of the land along the waterfront virtually un-buildable because 3% impervious cover is virtually no impervious cover. We could fall into a very restricted regulatory environment. It would stifle the progress being made down there.

Mayor Vizzard said that is very important. I know we are running out of time and we need to know where to go with this. That is why I asked Meghan to join us so she could also explain it to the other committeeman.

Meghan said that there are a couple steps that you are positioned well for moving forward. There is a requirement for an advisory committee, that is allowed to be your Green Team and you have one. They have to participate in the process. There may be some activities that you have recently done that would allow you to have waiver for the visioning process. I see you had a re-exam of your Master Plan in 2016. That probably isn't recent enough to count. You may need to do a visioning process which would just be to have a meeting or two just talking about the future of the Township. The bulk of what you need to do is the Municipal Self-Assessment. The Bayshore recovery plan that we did in 2014 with the four communities along the Bayshore, that's a good resiliency plan. It may not be everything that you need for a resiliency plan, but it is a good start. There is the Hazard Mitigation plan. That needs to be done every five years. That was last done in 2016. That's usually done by the OEM. I don't know if OEM has started that process but certainly, they could incorporate a visioning aspect.

Meghan said that her office assist in bringing the different agencies together. At some point through the process you will have conversations with DEP, DOT, and DCA. They would be apart of the Plan Endorsement Process. Some of them may have requirements.

Nick DiCosmo asked Meghan if there is a checklist that can be referred to.

Meghan said yes and the Mayor asked that I reach out to the Green Team, so I actually just sent all of that to John Nardone. There is a template for the Municipal Self-Assessment, there is a checklist for the process, there is a guideline document for the process.

Nick DiCosmo asked if this is a points system type process.

Meghan said it is a little different. Instead of points, its more like different sections that are related to what the different agencies are looking for. For instance, DOT wants to see a circulation element. They want to see a complete streets resolution and if you already have a complete street resolution they will want to see how its being implemented. It's not necessarily the same for every community. DCA is interested in affordable housing. DEP has a list of ordinances they want to see you have. Commercial Township already has some of those. The thing that has changed this time around is the Executive order 89 and the climate change activities. There is also Executive order 23 that calls for social justice, environmental justice and equity. Depending on where you are on the continuum in addressing those issues, there will be different milestones they will ask you to do.

Nick DiCosmo asked so for a coastal community they will want to see how your addressing something like sea level rise.

Meghan said yes. If you have an inventory of your critical assets. I looked at the map for Commercial township and the fire company is right on the line of the flood zone so is there a plan for the firehall for flood protection. Actually, in port Norris, right on Main St. there is an area that floods and as we know it flooded in Sandy. The center used to have all of Port Norris in it, it was on a path of being carved into two or made much smaller because of that vulnerability right through the center of town but we have been arguing to keep it as a center and just have some discussion about what the community might do to be ready for future flooding there.

Nick DiCosmo said down by the Bivalve area, we have addressed some of the flooding areas with our recent project with raising some of the roads. This may be some of what we can bring into this. I think there are a lot of things down there we can take a look into. We can maybe look into this more in depth at another meeting.

Meghan said one thing I would ask for is the Capital Plan. For a lot of communities their Capital Plan is there budget. This is just something to think about. The process of going through the plan endorsement, its sort of asking for a commitment to some future planning. If you don't have anything in place, that's what the plan implementation will have in it, to think about some future planning. One of the items is whether or not you have looked at where the vulnerable communities are and who is vulnerable to flooding, what's the plan is there is a flood, those kinds of questions. It could be already addressed in the Hazard Mitigation Plan. I haven't looked through the details yet but since its in the fifth year, it would be easy enough to add it to the re-write.

Ed Dennis said Mike, I think your pressing question is, what happens if we don't do this and what are the benefits of doing it. I think we got a little more clarity.

Mayor agreed, that was his biggest concern. Do we want to invest all this time and money into doing this or not? I think that question got answered and I think it's a good thing for us to do, we need to do it.

Mayor thanked Meghan for attending and answering all these questions.

Nick DiCosmo said just clearing up the impact it would have on the waterfront makes it important and we have plenty to discuss. I think we would be glad to set up another meeting to discuss the details, so Meghan just let us know.

Meghan said John Nardone said he would help too. I will send you everything that I sent to him. He hopes to have a meeting in March with the Environmental committee or Green team. He was going to digest some of this and figure out some questions he might have.

Mayor said he spoke with John as well and he was very receptive to helping.

Mayor said we also have Scott Eves and Brian Keenen from the Bayshore Center to discuss the liquor license they want to obtain.

Barney Hollinger asked if he could give his report because he has another meeting at 7:00pm.

Barney reported on the 11<sup>th</sup>, I participated in a meeting with the Littoral Society regarding basket flats. They have a 3.2 million matching grant to repair that. I sent two letters to Heather. What they are looking for is letters of support. One is a letter sent to Senator Sweeney and the other was just some talking points about the project. They are looking for a start sometime late 2022. What they are looking for now is letters from townships to all our legislatures and probably DEP because that's probably where some of the match funding is going to come from. One of the permits has already been issued from DEP. They are waiting on Army Corp. They are going to look into something called Cap 103 with Army Corp, they are looking to do some resiliency work at Peek of the moon and there were a couple other places too. They have 10 million dollars...there was another gentleman on the call today from the Army Corp, he was going to look to see where that was standing because it seems they were working in Maurice River Township to put something together but they haven't done much for over here. Looks like VanDrew's representative was saying is ear marks may be coming back to the Congressional budget so they are thinking probably an ear mark can be put in to get the mouth of the river dredged out. I also hear there is going to be an outfit that's going to bring a cellphone and internet service through satellites, coming into the Bayshore region. The County is going out for bids for information on that right now.

Mayor Vizzard said he thought it was called a feasibility study.

Mayor Vizzard said and the main function of our letter, is to support the Littoral Society's effort to get this grant.

Barney Hollinger said and to get the state to put up the matching funds. That's one of the biggest parts. They need 3.2 million to complete the project. It has to be a match and it can't be Federal match, it has to be a state match.

Mayor said he understood and asked if there were any questions. With none, Mayor said we are going to move on to Brian Keenan and Scott Eves of the Bayshore Center. They are interested in getting a liquor license, so I invited them on tonight to explain to us what their plans are and the feasibility of them getting this license.

Brian Keenan thanked the Mayor and Committee for speaking with them and also thanked them for the new road. We at the Bayshore Center have for a long time, talked about how to expand, earn revenue and get more people down to the Bayshore Center to sail on the boat and tour the museum and in general, come to the area. When Covid came along, we were panicked about how it was going to affect our operations and we decided we were going to go all out to get people to come to Bivalve. The Coast Guard said we weren't going to be able to sail out of other ports or we could only sail out of our home port because the crew had to live on the boat. The story had been, nobody is going to come to Bivalve to sail on the boat, it's too far away and too remote. We said we didn't have a choice; we have to get people to come to Bivalve and come to the café. We did a lot of advertising particularly yard signs which were most effective. We had double the number of people come to Bivalve and come to the Café then we did in 2019. So, in 2019 we operated for 10 months and we had 2200 people come to the Bayshore Center and Café, in 2020, we were open for 4 months because of Covid and we had 5100 people come, so more than double the people came in a 4 month period. Most of which were people who hadn't been there before and said they saw the lawn signs on 47. I also think we have the benefit of having a beautiful waterfront and dock to eat on and if it were your choice to eat in the parking lot of Applebee's in Millville or taking a 20 minute drive to Port Norris and Bivalve and eat outside on the docks, people were willing to do that. A lot of those people have asked if there was a place to buy beer, wine and of course there isn't. 2<sup>nd</sup> Fridays, we didn't host in 2020 because of Covid. We really do hope to host them again in 2021. But we

are realist about how much it cost to operate everything and the Meerwald is absorbingly expensive. Just this coming September, the Meerwald is going to undergo a second restoration and it's going to be a million-dollar project. We do not have a million dollars yet, we have about 750,000 fo0r that project and we are working to fund the rest of it. We have one significant donor who funds us between 250,000 and 300,000 each year. He has been very generous over the past 3 years. He has planned a 5-year contribution so in 2023, his contribution will dry up or be significantly diminished significantly and while our grant revenues remain stable and will continue to give to us, we have to find more revenue. So, our desire is to be similar to the Bait Box. We initially want to have a seasonal restaurant where people are able to come and buy food as well as beer, wine and other mixed drinks and the proceeds of that service will help to support the general operations of the Bayshore Center. We don't want to open it just because we want to open a bar, we want to open it to serve a two part purpose, to get people to come to Bivalve and to support the operations of the Bayshore Center and the Meerwald. That's the big picture piece.

Mayor Vizzard asked if anyone had questions.

Committeeman Jamison asked if the restaurant was going to be a 7 day a week thing.

Brian Keenan said not initially, I think we would do it five days a week. Monday and Tuesday aren't big restaurant days. Our plan would be to be consistent with the Café which is Wednesday through Sundays.

Tom Seeley asked Do you guys have a liquor license in mind you are looking to purchase.

Brian Keenan said I'm not the most educated when it comes to liquor licenses, but we are looking for a Plenary Class C license.

Tom Seeley said believe it or not, I did the application for the Bait Box. I think one of the easiest ways to do it is... they were able to purchase their current license through another license, I don't know if you heard of the Ship John Inn. The Bait Box could never serve alcohol because there was only one license in Greenwich and the Ship John license went up for auction, it goes to the highest bidder and you have to have what they consider a live license in the Township. Do you know if there are any licenses available?

Brian Keenan said he did not personally know the answer to that question.

Tom Seeley said that's the biggest issue to start with.

Scott Eves said I think there is a retired license that used to belong to the Marina Bar and Grill. We are operating under the assumption, Al Lalli had that for a while, it was retired when the bar closed and that's the one, we think is available and the one we are looking for.

Tom Seeley said I think that's going to be some wrangling. Sometimes when they retire, they tend to go away. I know the Bait Box was able to purchase theirs because the previous owner died, and it was involved in the estate and the estate sort of prolonged the license so it didn't expire when it normally would have. But the ABC also did something just 5-6 years ago where they said anyone who has any problems is re-instated and we are starting over. It was the most incredible thing I have seen with the state. I'm not saying it can't be done but before you do to much planning or thought into it, you ought to find out if it is possible to get the liquor license.

Scott Eves said could you give us advice on where to start that search?

Mayor Vizzard said I'd like to interject. Didn't Hannah say she was going to contact the state to find out if the license is still active?

Tom Seeley – yes, she did say that.

Mayor Vizzard said I know she has been trying to contact them but hasn't been able to get through right Heather?

Deputy Clerk – yes, she has left several messages, but she isn't getting a call back.

Mayor Vizzard said that's what I thought. So, we really need to find out. I know whoever had it last lost it and didn't pay taxes or something so the state took it over or back or whatever but I think she thinks it is still available, we just don't know that for fact yet.

Tom Seeley said one of the big problems with the state is a lot of offices...people are working from home during this Covid. It's tough to get anything done through the regular office. My office is across from the street from the courthouse and I think they work at about a 5% capacity so it's a tough

time to get things done. Not that I'm discouraging it, I think it's a great idea. Use Hannah as a resource. They like the Clerks, they don't necessarily like the lawyers as much as the Clerks so hopefully she can get her foot in the door and talk to someone there.

Mayor Vizzard said I just want them to know Hannah has tried to get a hold of them and she will continue to try.

Brian Keenan asked if there was anything on that front that he could be helpful with.

Tom Seeley said one of the big things is if the ABC is ok... A lot of times what they have been trending to do in the recent past, they have turned it over to the municipality so it's a good thing you have a supportive governing body with this project. Like with the Bait Box, what is extra ordinary with that place is you can drink anywhere on that facility and that was done on purpose because most municipalities limit it to the bar room area. That's done at the municipal level. You just need to get with someone familiar with the process because when you submit the plans and the drawings, that's something that the municipality approves.

Brian Keenan said Tom would it be a conflict of interest to ask you some questions or could you recommend someone and of course this is assuming Hannah is able to get ahold of someone.

Tom Seeley said yeah, I'll do whatever the Township wants me to do or I can send you to someone who I think could help.

Brian Keenan said We want to make it as easy on you guys and for everyone else.

Tom said it doesn't have to be difficult as long as the state allows for the license, I think the process itself is just paperwork.

Mayor Vizzard said There is two objectives I wanted to accomplish tonight. One is I wanted Brian and Scott to tell the Committee and the others involved to hear their plans as to why they wanted this license. The second thing I wanted I wanted to accomplish is have them be aware of the timing, for what it's going to take to get this license. I don't think it's going to happen this year. I don't know if they were looking for that. It could be a year to obtain the license and once that happens it's got to go out to bid. It has to be advertised to the public and go out to bid. I just want them to understand the procedure that I have been told that we have to go through.

Scott Eves said we appreciate that, and we understand how the state works.

Barney Hollinger said Maybe to start, how about a club license?

Tom Seeley responded a club license is another form of license that actually the Bait Box thought about doing in the beginning, it limits your area. The way the statute reads, you have to have an actual club which you guys may have.

Brian Keenan said yes, I just read the statute and it said you have to have a club that's been in operation for three years and have members and they have to be voting members although it wasn't real clear what it is they would vote on. So, we have 60 members of the organization who we call members, people who donate and get 10% off at the café.

Tom Seeley said so they are members so if you look to start out... It depends on how ambitious you want to be. If you can get the license, I would get it because then you won't have those limitations. With the club license, you're supposed to be a member. Anyone who goes to meetings or activities can be a member and they can bring up to a certain amount of people as guest. If there is no way of getting the license, it's an option.

Brian Keenan said certainly that would be our alternative route if we could get it or maybe it could be an interim route in between so we can determine how viable or how big or how overwhelming...I mean, I think it's going to be very successful, maybe that's just my wishful thinking on my part but seeing how 2<sup>nd</sup> Fridays have been and seeing how many people have come to the Café, I think we will be successful with it. I think there are ways we can work within the law around the members even for people showing up from the road side. So maybe it is a good interim step. I don't want to take up too much time, I can talk to Tom separately, another time. Could we just do that in the interim as we work through the process of getting the Plenary license.

Tom Seeley said yes, if you have those qualifications, it's been in existence for 3 years and have those members already, I think it's something that could get passes. It would take some looking into. You want to at least be able to show some record of the people involved and the fact they are members and the

fact that you are an actual club so yeah, certainly if you want to call me at another time to talk about it. I happen to know a lot about it, I used to own a bar.

Brian Keenan said Tom you have been holding out on us. I would really appreciate that.

Tom said yes that fine. Tom gave Brian his office phone number and e-mail address.

Mayor Vizzard thanked Brian and Scott for coming on and explaining their objectives.

Brian thanked the committee for their time and support and for the new road.

Scott thanked the committee and Tom Seeley.

Mayor Vizzard said we are going to move on to the minutes of previous meetings and asked for motion to approve the minutes of:

Agenda Meeting January 19, 2021

Regular Meeting January 21, 2021

Motion was made by Committeeman Jamison and seconded by Committeeman Broughton to approve the minutes. Roll call, all in favor.

Mayor said we have consideration of the bills received for the month of February as prepared by the Chief Financial Officer.

Committeeman Broughton made a motion and was seconded by Committeeman Jamison to approve the bill list for the month of February. Roll call, All in favor.

Mayor Vizzard said ok we are moving on to the Engineers report.

Ed Dennis reported that there wasn't much to update from Monday. We have the stormwater ordinance, it's essentially being mandated across the state for all municipalities to adopt, that is on the agenda. We haven't heard anything on our grant application for down on the riverfront since Monday, but we are reaching out to see if we can get an update. Other than that, we are just gearing up for 2021. I put together some budget information for Pam for projects that may come this year and once we get the budget situated, we'll get rolling on our 2021 projects.

Mayor asked if anyone had questions for Ed. With none, Mayor moved on to correspondence.

1. Letter to committee that the Environmental Commission has achieved and been Awarded the Sustainable Jersey Bronze Recertification and will be recognized at a virtual awards luncheon on Thursday, March 11<sup>th</sup>.

2. Committee has received a bid in the amount of \$1,200 for block 48, lots 6082-6088, 140X100, known as 205 Iris Road, property has a house on it. Committee had accepted this bid in September 2020 but there were legal ramifications with prior owner Mr. Raymond White. Township has foreclosed and can sell.

Mayor said but I do believe we have to advertise this correct.

Deputy Clerk said yes, and we need to get notices out. The sale will be at the next meeting in March.

3. Committee has received a bid in the amount of \$2,000 for block 251. Lots 5 & 6 lot sizes are 57X175. This property was known as the Beryl Whittington property. Bidder is an adjoining owner.

Mayor said and again this has to go out to the public.

4. Letter from Remington & Vernick supporting proposal of \$1,500 to amend the Stormwater Control Ordinance as required by DEP and must be submitted by March 3, 2021.

Mayor said we have Ordinances

Second reading and public hearing for Ordinance 2021-603. Introduced January 21, 2021

**Ordinance 2021-603**

**Calendar year 2021**

**Ordinance to exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

**WHEREAS**, the Mayor and Committee of the Township of Commercial in the County of Cumberland finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Mayor and Committee hereby determines that a 2.5% increase in the budget for said year, amounting to \$ 63,959.70 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Committee of the Township of Commercial, in the County of Cumberland, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Commercial shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 89,543.60 and that the CY 2021 municipal budget for the Township of Commercial be approved and adopted in accordance with this ordinance; and,

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

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

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

---

Mike Vizzard, Mayor

Attest:

---

Heather Sparks, Deputy Clerk

Introduction: January 21, 2021  
Publication: January 28, 2021  
Second Reading: February 18, 2021  
Adoption: February 18, 2021

Publication:

Motion was made and seconded to open to the public, with no public, Motion and second was made to close to the public.

Motion was made by Committeeman Broughton to adopt ordinance 2021-603 and was seconded by Committeeman Jamison. Roll call, All in favor.

Mayor said we have an Introduction of Ordinance 2021-604.

**Ordinance 2021-604**

**Stormwater Control Ordinance Update an Ordinance Replacing Ordinance 2005-465 of the Township of Commercial, in the County of Cumberland.**

A motion was made by Committeeman Jamison to adopt on introduction and was seconded by Committeeman Broughton, Roll call, All in favor

Mayor reviewed Resolutions.

**RESOLUTION 2021-30**

**RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) NEW 2020 VOLVO L60H WHEEL LOADER FOR THE PUBLIC WORKS DEPARTMENT**

**WHEREAS**, the Township of Commercial participates in the Sourcewell Cooperative Purchasing System Contract # 032119-VCE with Hoffinan Equipment for the purchase of one (1) new 2020 Volvo L60H Wheel Loader: and

**WHEREAS**, the Township of Commercial is permitted to participate in national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3); and

**WHEREAS**, Hoffman Equipment, Inc has been retroactively awarded the contract for the 2020 Volvo L60H Wheel Loader by the Sourcewell Cooperative Purchasing System: and

**WHEREAS**, Hoffman Equipment, Inc. is an authorized dealer of Volvo Wheel Loaders; and

**WHEREAS**, total cost delivered for the one (1) new 2020 Volvo L60H Wheel Loader: and

**WHEREAS**, the Chief Financial Officer has certified that funds in the amount of \$142,968.00 are available in the 2020 Capital Budget line item #C-04-55-944-000, entitled Bond Ord. 2020-603 Wheel Loader and (2) Dump Trucks.

<b>Account: #</b>	<b>C-04-55-944-000</b>
<b>Account Name:</b>	<b>Bond Ord. 2020-603 Wheel Loader &amp; 2 Dump Trucks</b>
<b>Current Balance in Account:</b>	<b>\$ 400,000.00</b>
<b>Amount Certified</b>	<b>\$ 142,968.00</b>
<b>Remaining Balance in Account:</b>	<b>\$ 257,032.00</b>

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Commercial, County of Cumberland, State of New Jersey that Hoffman Equipment, Inc. 300 S. Randolphville Rd. Piscataway, NJ 08854 is hereby awarded the contract for the purchase of one (1) new 2020 Volvo L60H Wheel Loader.

**RESOLUTION 2021-31**

**RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) NEW 2020 INTERNATIONAL NAVISTAR HV507 SFA DUMP TRUCK CAB & CHASSIS FOR THE PUBLIC WORKS DEPARTMENT**



WHEREAS, the Township of Commercial participates in the Sourcewell Cooperative Purchasing System Contract #081716-NVS with Hunter Truck Sales & Service for the purchase of one (1) new 2020 International Navistar HV507 SFA Dump Truck Cab & Chassis; and

WHEREAS, the Township of Commercial is permitted to participate in national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, Hunter Truck Sales & Service has been retroactively awarded the contract for the Class 6, 7, and 8 Cab & Chassis with related equipment by the Sourcewell Cooperative Purchasing System; and

WHEREAS, Hunter Truck Sales & Service is an authorized dealer of the International Navistar Cab & Chassis; and

WHEREAS, total cost delivered for the one (1) new 2020 International Navistar HV507 SFA Dump Truck Cab & Chassis; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$159,833.00 are available in the 2020 Capital Budget line item #C-04-55-944-0000, entitled Bond Ord. 2020-603 Wheel Loader and two (2) Dump Trucks.

Account #	C-04-55-944-000
Account Name:	Bond Ord. 2020-603 Wheel Loader & 2 Dump Trucks
Current Balance in Account:	\$ 257,032.00
Amount Certified	\$ 159,833.00
Remaining Balance in Account:	\$ 97,199.00

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Commercial, County of Cumberland, State of New Jersey that Hunter Truck Sales & Service of 2320 High Hill Road, Logan Township, NJ is hereby awarded the contract for the purchase of one (1) new 2020 International Navistar HV507 SFA Dump Truck Cab & Chassis.

**Resolution 2021-32  
Awarding Contract to GT Mid Atlantic for the purchase of Hydraulic Reversible Plow in the amount of \$15,801.60**

WHEREAS, GT Mid-Atlantic has been awarded the contract for the purchase of (1) Hydraulic Reversible Plow compatible with the new 2020 Volvo Wheel Loader.

WHEREAS, GT Mid Atlantic is an authorized dealer of Craig Hydraulic Reversible Plows.

WHEREAS, total cost delivered for the one (1) new Craig Hydraulic Reversible Plow is \$15,801.60.

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$15,801.60 are available in the 2020 Municipal Budget line item #0-01-26-310-083, entitled Building & Grounds O/E

Account #	0-01-26-310-083
Account Name: Building & Grounds O/E.	\$50,665.18
Current Balance in Account:	\$15,801.60
Remaining Balance in Account:	\$34,863.58

**RESOLUTION 2021-33**

**A RESOLUTION AUTHORIZING SHARED SERVICE AGREEMENTS TO PROVIDE SERVICES OF CERTIFIED RECYCLING COORDINATOR AS REVIEW AND CERTIFICATION AGENT REGARDING ANNUAL TONNAGE REPORTS**

WHEREAS, the Township of Commercial desired to enter into a Shared Service Agreement with the following municipality to provide services as our Certified Recycling Coordinator; and

WHEREAS, pursuant to the terms of the Shared Service Agreement between the Township and the Municipality listed below, the Township shall provide payment of specified monies in exchange for specified certified recycling coordinator services being performed by the Borough of Shiloh's certified staff; and

WHEREAS, said Shared Service Agreements are permitted under the Statutes pursuant to N.J. S.A. 40A:11-1. Et seq., N.J. S.A. 18A-11, et seq. and Interlocal Service Act (N.J.S.A. 40:8A-1. Et seq.) a local unit may enter into a contract with any other local unit to provide such services and shall require that the contract must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township committee of the Township of Commercial as follows:

- 1) The Township hereby authorizes the Township Mayor and Clerk to execute individual Shared Service Agreements for services of a certified recycling report in accordance with New Jersey Law and Regulations, with the following municipality.  
  
Borough of Shiloh, P.O. Box 349, Shiloh, NJ 08353
- 2) A notice of this action shall be printed once in the South Jersey Times, a newspaper of general circulation in the Township.

**RESOLUTION 2021-34**

**2020 COMMERCIAL TOWNSHIP TONNAGE GRANT APPLICATION RESOLUTION**

**WHEREAS,** The Mandatory Source Separation and Recycling Act, P.L. 1987, c has established a recycling fund from which tonnage grant may be to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS,** It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS,** The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS,** The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS,** A resolution authorizing this municipality to apply for the **2020 Recycling Tonnage Grant** will memorize the commitment of this municipality to recycle and to indicate the asset of the Committee of the Township of Commercial to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS,** Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Committee of the Township of Commercial that Commercial Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Ronald Campbell, CRP of Borough of Shiloh by virtue of a Shared Service Agreement to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

Resolution offered by: Committeeman Jamison

Resolution certified by Hannah E. Nichols

**RESOLUTION 2021-35**

**A RESOLUTION CERTIFYING SUBMISSION OF EXPENDITURES FOR RECYCLING ENHANCEMENT ACT**

**WHEREAS,** The Recycling Enhancement act, P.L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS,** there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

**WHEREAS,** whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to "Local Public Contracts Law," the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycle program.

**NOW THEREFORE BE IT RESOLVED** by the Committee of the Township of Commercial that Commercial Township hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, chapter 311, in 2020 in the amount of \$7,593.90. Documentation supporting this submission is available at 1768 Main Street, Port Norris N.J. 08349 and shall be maintained for no less than five years from this date.

Tax Calculation Certified By:

\_\_\_\_\_  
Pamela Humphries, Chief Financial Officer

**RESOLUTION 2021-36**

**Approving Change Order #1 To South State Inc., for Red Fern Drive Roadway Improvements in the Amount of \$31,357.67 Through New Jersey Department of Transportation Grant**

**WHEREAS,** the Township of Commercial Approves Change Order #1 to South State Inc., for Red Fern Drive Roadway Improvement in the Amount of \$31,357.67 through New Jersey Department of Transportation Grant.

BE IT FURTHER RESOLVED that Chief Financial Officer has certified funding for this Change Order #1 to South State Inc., PO Box 68 Bridgeton, New Jersey in the amount of \$31,357.67 from the following accounts:

Account#	G-02-41-860-000	2020 NJDOT Grant – Red Fern Drive
	Current Balance in Account:	\$29,570.00
	Amount Certified:	\$29,570.00
	Remaining Balance in Account	\$ zero
Account#	G-02-41-861-000	2020 NJDOT Grant – Red Fern Dr. Match
	Current Balance in Account	\$175.00
	Amount Certified:	\$175.00
	Remaining Balance in Account	\$ zero
Account#	1-01-26-290-061	2021 Road Repairs (Temp. Budget)
	Current Balance in Account	\$2,073.75
	Amount Certified	\$1,612.67
	Remaining Balance in Account	\$461.00

**Total Amount Certified Not to Exceed: \$31,357.67**

Mayor asked for a motion to approve Resolutions 2021-30 through 2021-36.

Committeeman Jamison made the motion to accept resolutions 2021-30 thru 2021-36 and was seconded by Committeeman Broughton. Roll Call, All in Favor.

Mayor asked for any reports from officials.

Committeeman Jamison said the Road Department has done a fine job getting the roads clear.

Mayor Vizzard said he was going to say the same, the roads look good.

Committeeman Broughton said that since the County yard has been down here it seems like the county has done a better job down here.

Committeeman Jamison also added that he was Happy to have Hannah back. Just wanted everyone to know she is back and in full swing.

Committeeman Broughton made a motion to open the meeting to the public. Committeeman Jamison seconded it.

With no one from the public Committeeman Broughton made a motion to close the meeting to the public and was seconded by Committeeman Jamison.

Mayor Vizzard if there was any additional consideration and with hearing none, a motion was made to adjourn and was seconded.

Respectfully Submitted,



Heather Sparks, Deputy Clerk