

Minutes of the Regular meeting of the Township Committee of the Township of Commercial, held on December 21, 2023, at 6:00 P.M., at the Township Hall at 1768 Main Street. Port Norris, NJ

Those Present:

Mike Vizzard	Mayor
Fletcher Jamison	Deputy Mayor
Joseph Klaudi	Committeeman
Heather Miller	Township Clerk
Thomas Seeley	Solicitor
Nick DiCosmo	Engineer
Clint Miller	Public Works Supervisor

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 compliance with the Open Public Meeting Act.

Mayor Vizzard asked the attendees to join him in the flag salute and the Lord's Prayer.

Mayor Vizzard started with reports from Officials.

No State police present.

Barney Hollinger-

- He went to the Bayshore Council meeting this morning. Talked about the channel dredging. It was completed on 12/16. The new channel that they dredged doesn't work with the way the buoys are right now. The Coast Guard was contacted, and they are going to re-a line the buoys. A meeting is going to be set up so they can look at the spoils that were dredged on the other side of the river. The American Littoral Society has awarded the contract to Northwest Reach, but they don't have all the paperwork together yet. They are looking at a start day for some time in August.

Robert Welch was not in attendance.

The mayor moved on to approval of meeting minutes. Meeting minutes of the agenda meeting, November 13th and the regular meeting of November 16, 2023. Committeeman Klaudi made a motion to approve and was seconded by Committeeman Jamison. Roll call vote, all were in favor.

Mayor Vizzard asked for approval for the bill list for the month of December as prepared by the Chief Financial Officer. A motion was made by Committeeman Klaudi and seconded by Committeeman Jamison, roll call vote, all were in favor.

Mayor called for the Engineers report-

Nick DiCosmo-

- Riverfront Road Project phase III- Miller Ave bridge and the Barry Ave. tide gate design is complete. Received DOT approval this week. Plan to advertise for bids the first week of January. Hope to award a bid in February.
- Re-construction of Yock Wock & High- Complete. Working on closing it out.
- Mill & overlay of Main St. – Will be from Strawberry Ave to the municipal border. Applied for about 1.4 million.
- MS4 Stormwater Assistance -Proposal has been submitted and is on the agenda for approval for tonight.

Mayor Vizzard asked if anything has been done with the Mauricetown park.

Nick DiCosmo- No really, been busy getting these other jobs out to bid and construction but hopes to reach out to ALS and some other entities for assistance.

Clint Miller asked if that was something that would be eligible under the BRIC project. Mayor Vizzard didn't think so.

Mayor Vizzard stated that he liked the idea of the living shoreline for the Mauricetown park.

Mayor Vizzard said he was going to go out of order a bit because there were a lot of people in attendance for the land sale. Solicitor Seeley will conduct the land sales.

Mayor Vizzard announced that adjoining owners have been notified by certified mail. Sales were advertised two times, 12/13/23 & 12/20/23. The minimum bids were accepted at the October 19, 2023, meeting. A deed will be prepared when the balance is paid in full. 20% down the night of sale, balance in 30 days and there will be a \$400 fee for legal services. The mayor turned it over to Solicitor Seeley.

Solicitor Seeley reiterated what the mayor announced regarding payment requirements. Stated that the township acquired these properties by foreclosure. The township does title searches prior to foreclosure but the township does not ensure clear title and encourages buyers to obtain their own title search.

1. Bid received from Larry DePalma in the amount of \$1,500 for
 - Block 26, lots 4252 (4252, 4253) known as 309 Fern Rd.,
 - Block 26, lots 4247 (4247-4251) known as 7515 Magnolia Rd.
 - Block 26, lots 4245 (4245,4246) known as 7511 Magnolia Rd.All vacant properties to be combined as one buildable by size lot of 180 x 100.

After several bids, the property was ultimately sold to Larry DePalma in the amount of \$3,100.

2. Bid received from Larry DePalma in the amount of \$1,500 for
 - Block 27, Lot 4161 (4161-4165) known as 7410 Whittier D.Vacant property buildable by size of 120 x 100.

After several bids, the property was ultimately sold to Larry DePalma in the amount of \$3,500.

3. Bid received from Larry DePalma in the amount of \$1,500 for
 - Block 107, lot 8441 (8441, 8442) known as 316 Robin Rd.
 - Block 107, lot 8443 (8443-8446) known as 320 Robin Rd.All vacant properties to be combined as one buildable by size lot of 120 x 100.

After several bids, the property was ultimately sold to Janet Brown in the amount of \$7,000.

4. Bid received from Larry DePalma in the amount of \$1,500 for
 - Block 121, lot 9448 (9448-9452) known as 428 Palm Rd.
 - Block 121, lot 9453 (9453-9455) known as 440 Palm Rd.All vacant properties to be combined as one buildable by size lot 160 x 100.

After several bids, the property was ultimately sold to B&F Real Estate Holdings, LLC in the amount of \$8,000.

Solicitor Seeley stated that he normally fills out the paperwork, but he has some help tonight so when the sale is approved by the committee, Gretchen will assist with the paperwork.

Mayor Vizzard asked for a motion to accept land sales 1 through 4, Committeeman Jamison made the motion and was seconded by Committeeman Klaudi. Roll call vote, all were in favor.

Mayor Vizzard instructed the people who won the bids to meet with Gretchen down the hall to complete the paperwork.

Mr. Seeley stated that he left his card with Gretchen and to contact his wife, Danielle, at his office with any questions.

Mayor Vizzard moved to correspondence.

1. Received a land sale request from Brian O'Neill for the purchase of block 24, Lot 4594 which is an undersized lot. Mr. O'Neill is currently in the process of purchasing lots 4586 and 4562 which adjoin this property. He is looking to create a buildable lot. Mr. O'Neill is offering \$500 for this 40 x 100 vacant lot.

Committeeman Klaudi made a motion to accept his bid and was seconded by Committeeman Jamison.

Solicitor Seeley stated to be clear, it is conditioned on it being combined with an adjoining lot. Adjacent property owners will be notified but it can only be sold to adjacent property owners.

Mayor moved to Resolutions.

RESOLUTION 2023-112

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF COMMERCIAL REVIEWING AND APPROVING THE TOWNSHIP FIRE DISTRICT NO. 3 COMMISSIONER SALARY FOR 2024

WHEREAS, via Resolution No.11122023-1, Commercial Township Fire District No. 3 authorized and approved 2024 annual compensation for the Board of Fire Commissioners; and

WHEREAS, N.J.S.A. 40A:14-88 requires the salaries of members of Board of Commissioners of Fire Districts to be reviewed and approved annually by the governing body; and

WHEREAS, the Mayor and Committee of the Township of Commercial have reviewed the proposed annual compensation for the following members of the Board of Fire Commissioners for 2024 as follows:

Chairman	\$3,400.00
Vice Chairman	\$3,400.00
Treasurer	\$3,400.00
Secretary	\$3,400.00
Commissioner	\$3,400.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Commercial, County of Cumberland and State of New Jersey, that the Committee of the Township of Commercial hereby approve the 2024 annual compensation of the Board of Fire Commissioners of the Township of Commercial Fire District No. 3. to be paid from the Fire District No.3 2024 annual budget

RESOLUTION 2023-113

Change Order #1- Final for Reconstruction of Yock Wock Road

WHEREAS, the Township of Commercial was awarded a FY 2022 Local Freight Infrastructure Fund grant for the Reconstruction of Yock Wock Road and

WHEREAS, a contract was awarded to Asphalt Paving Systems, NJ in the amount of \$788,600.00

WHEREAS, Change Order #1-Final causing a reduction in the amount of \$25,934.92 for final as-built construction quantities for various contract items thus reducing the Asphalt Paving Contract to \$762,665.08. Change Order #1 will affect the following line item of the Chief Financial Officer,

2022 LFIFP Reconstruction of Yock Wock Road		Change Order #1 Reduction	
G-02-41-869-000			
Present Balance in Account	\$	15,200.00	
Change Order #1 (Reduction)		\$	25,934.92
Balance Remaining in Account	\$	41,134.92	

WHEREAS, Approval of Payment Certificate #2 in the amount of \$23,235.88 previously encumbered as part of awarded contract to Asphalt Paving and included the above Balance Remaining in Account.

Resolution 2023-114

A RESOLUTION OF THE TOWNSHIP OF COMMERCIAL IN SUPPORT OF THE LOCATION AND OPERATION OF AN ADULT-USE CANNABIS RETAIL FACILITY BY ROOTLY, L.L.C.

WHEREAS, the adult use and sale of cannabis is authorized in the State of New Jersey (“State”) pursuant to the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (“CREAMMA”);

WHEREAS, the Township of Commercial (the “Township”) has adopted Ordinance Nos. O-2021-606 and 2023-621 (the “Ordinances”), which permit the operation of an adult-use cannabis retailer in the Township;

WHEREAS, Rootly, L.L.C. (“Rootly”) has identified a property located at 1410 E. Buckshutem Road, Township of Commercial, New Jersey, which is in the Village Business Zone (the “Property”), wherein Rootly would look to operate a Class V Retail Cannabis facility as defined in the Ordinances; and

WHEREAS, the Township recognizes that Rootly is licensed by the State and the Cannabis Regulatory Commission (“CRC”) to operate an adult-use cannabis retail facility as defined by CREAMMA; and

WHEREAS, the Township continues to recognize the benefits of permitting a cannabis retail facility to be located within its borders, including job creation and tax revenues associated with hosting an adult-use retail facility; and

WHEREAS, the Township's Land Use Board is recommending a zoning change to permit Class V Retail Cannabis facilities in the Village Business zone; and

WHEREAS, the issuance of a Class V Retail Cannabis license to Rootly to operate in the Township would not exceed the limit imposed in the Ordinances.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Commercial, Cumberland County, State of New Jersey, as follows:

1. The Mayor and Township Committee believe that the Township will benefit from the operation of a Class V Retail Cannabis facility within the Township's boundaries.
2. Rootly has indicated to the Township its desire to locate its Class V Retail Cannabis facility at 1410 E. Buckshutem Road, Township of Commercial, New Jersey.
3. The Township recognizes not only the suitability of the operation of Class V Retail Cannabis facility at the Property, but also as to the benefits that a company such as Rootly would bring to the community as a whole.
4. Once the proposed Zoning changes are adopted, the Property will be a permitted use in the Village Business zone, and once adopted, the Zoning Officer shall provide Rootly a letter confirming the change in zoning permitting Class V Retail Cannabis facilities in the Village Business zone.
5. Based on the preceding, the Township is satisfied not only that the Property Rootly seeks to utilize is compliant with the Township's zoning rules, but also that Rootly will be a valuable addition to the Township.
6. The issuance of this Resolution does not exceed any municipal caps on licenses set by the Ordinances.
7. This resolution shall take effect immediately.

RESOLUTION # 2023-115

**AUTHORIZING THE CANCELLATION OR REFUND OF
PROPERTY TAXES DUE TO APPROVAL OF
100% DISABLE VETERAN'S APPLICATION**

WHEREAS, on November 29, 2023, a Claim for Property Tax Exemption on Dwelling House of Disabled Veteran or Surviving Spouse, Civil Union Partner/Surviving Domestic Partner of Disabled Veteran or Serviceperson was filed, along with all supporting documentation on behalf of Sara Bowser for Block 150, Lot 1131 located at 7117 Charles Place and,

WHEREAS, after proper review of the application and all supporting documentation by the Tax Assessor it was determined that Ms. Bowser met all requirements to receive the 100% permanently disabled veteran benefit pursuant to N.J.S.A. 54:4-3.30 et seq. (Supporting

exemption approval attached) and approved the same on November 29, 2023. Prorated amount of the 4th quarter of 2023 to collect is \$737.17 with \$461.60 to be cancelled,

THEREFORE, BE IT RESOLVED, the Tax Collector is authorized to cancel the prorated difference of the 4th quarter of 2023 in the amount of \$461.60 and cancel the first half of 2024 in the amount of \$2,559.54.

RESOLUTION # 2023-116

RESOLUTION AUTHORIZING THE CORRECTION OF ASSESSMENT AND TAXES ON BLOCK 116, LOT 9959

WHEREAS, the 2023 Tax Duplicate was certified containing an assessment error for Block 116, Lot 9959 assessed to Edwin Soto. The improvement was removed from the parcel in 2022 but not removed from the tax duplicate for 2023.

THEREFORE, the Tax Assessor hereby wishes to correct the assessment by removing the improvement value from the 2023 Tax Duplicate, adjusting the land value, adjusting, and cancelling necessary billing.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee approves the change of the following from the 2023 Tax Duplicate to correct the erroneous assessment and billing.

<u>Block/Lot</u>	<u>Original Asst</u>	<u>Adjusted Asst</u>	<u>Difference</u>	<u>Year</u>	<u>Tax Adjustment</u>
116/9959	\$63,900	\$14,400	\$49,500	2023	\$1,890.80

RESOLUTION # 2023-117

AUTHORIZING THE TRANSFER OF OVERPAYMENT TO OTHER TAX YEARS OR REFUND OF OVERPAYMENT TO OWNER, PAYER OR THEIR REPRESENTATIVE

WHEREAS, it was discovered after downloading the 2023 MOD IV, receiving a County Board of Taxation appeal judgment and/or during the preparation of the tax bills that there were several overpayments existing on numerous line items. The overpayments were created due to reductions in the tax assessments, the recent Homestead Credit Benefit, combining of lots, change in lot number, removal of assessment, approved deduction, duplicate payment or pursuant to a successful appeal filed with the County Board of Taxation lowering said assessments, and

WHEREAS, pursuant to statute, said overpayments will need to be refunded to the owner, person who made payment or their representative. With said overpayments exceeding \$10.00, approval from the Commercial Township Committee is required before action is to be taken, and

THEREFORE, BE IT RESOLVED, that Leslie Kraus, Tax Collector for Commercial Township is authorized to submit a voucher for refund of existing overpayments along with interest pursuant to statute, when required, as listed below. It is further requested that the Certified Financial Officer be authorized to refund as indicated by voucher.

Block	Lot	Owner	Year	Amount	Reason
151	862	Jennifer Chance	4th/2023	\$865.26	Duplicate Payment Refund Corelogic
180	10	Joanna & Ross Papparone	4th/2023	\$1,532.00	Duplicate Payment Refund Corelogic
135	7034-36	George & Kari Hiles	2023	\$147.95	Error in 2023 Tax Duplicate Billed Twice-Refund Owners

**RESOLUTION # 2023-118
TRANSFER TAX SALE PREMIUM
TO CURRENT ACCOUNT**

WHEREAS, it was determined during the 2023 township audit of the Tax Sale Premium Account that there were outstanding tax sale premiums that expired or a foreclosure has commenced, miscellaneous balances created by accruing interest and unclaimed redeemed liens. Pursuant to N.J.S.A. 54:5-33 these funds need to be turned over to the Township as general municipal revenue, and

THEREFORE, BE IT RESOLVED the Township Committee approves the transfer of the following amounts from the Tax Sale Premium account to the Current Account:

Expired Tax Sale Premium	\$ 4,600.00
Unclaimed redemptions	\$ 474.57
Miscellaneous funds/interest	\$ 837.07

Total to Current **\$5,911.64**

RESOLUTION # 2023-119

**RESOLUTION AUTHORIZING THE CORRECTION OF
ASSESSMENT AND TAXES ON BLOCK 135, LOT 7034-36**

WHEREAS, the 2023 Tax Duplicate was certified containing an assessment error for Block 135, Lot 7034-36 assessed to George and Kari Hiles. Block 135 Lot 7034-36 was assessed as a separate line item in addition to being assessed with Block 135, Lot 7041 causing a duplicate bill.

THEREFORE, the Tax Assessor hereby wishes to correct the assessment by removing the erroneous duplicate line item from the 2023 Tax Duplicate as well as refund the duplicate billing.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee approves the removal of the following from the 2023 Tax Duplicate to correct the duplication of the assessment and billing.

<u>Block/Lot</u>	<u>Assessment Year</u>	<u>Total Tax</u>
135/7034-36	\$5,000.00	2023 \$147.95

RESOLUTION 2023-120

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR GRANT FUNDING AND THE EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION UNDER THE FISCAL YEAR 2024 LOCAL FREIGHT IMPACT FUND

WHEREAS, there is a need for road improvements within the Township of Commercial; and

WHEREAS, funds for road improvements are available to the Township of Commercial under the New Jersey Department of Transportation Local Freight Impact Fund; and

WHEREAS, an application must be filed with the New Jersey Department of Transportation in order to be considered for said funding.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Committee of the Township of Commercial formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the firm of Remington & Vernick Engineers is hereby authorized to submit an electronic grant application identified as LFIF-2024-Mill & Overlay of Main Street (CR--00073 to the New Jersey Department of Transportation on behalf of the Township of Commercial.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Commercial and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as true copy of the Resolution adopted by the Mayor and Committee of the Township of Commercial on this 21st day of December, 2023

Clerk

The Mayor's signature and Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____

Mike Vizzard _____

Clerk

Mayor

RESOLUTION 2023-121
Approving Proposal of Remington & Vernick Engineers
For 2023/2024 MS4 Compliance Assistance

WHEARAS, The New Jersey Department of Environmental Protection has reassigned the Township of Commercial from Tier B to Tier A under the New Jersey Pollutant Discharge Elimination System (NJPDES), Municipal Separate Storm Sewer System (MS4) stormwater Permitting program and,

WHEREAS, this change in designation requires the Township to comply with additional permitting requirements and rules, and

WHEREAS, Remington & Vernick Engineering is proposing the following professional services to assist the Township in achieving compliance.

1. Assistance with the preparation and adoption of the new MS4 Tree removal ordinance that must be adopted by May 1, 2024.
2. Preparation of a new Stormwater Pollution Plan (SPPP) to reflect the Tier A permit requirements and the new 2023 MS4 regulatory changes.
3. Coordination of the street sweeping shared services agreement with the County of Cumberland to fulfill the new street sweeping requirement per the Tier A regulations.
4. Preparation of a Stormwater Management Plan, as required by the SPPP.
5. Preparation of a Watershed Improvement Plan, as required by the new SPPP.
6. Preparation of content for a new municipal web page to display the Township's MS4 reports, ordinances, and materials, as required by the Tier A regulation.

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Commercial that the proposal of Remington & Vernick Engineers for 2023/2024 MS4 Compliance Assistance is approved for \$20,000 by the chief financial officer with funding coming from the following accounts:

Account Name:	2023 Stormwater Assistance Program
Account #:	G-02-41-880-000
Balance in Account:	\$25,000

Amount Certified: \$20,000
Remaining Balance: \$5,000

RESOLUTION 2023-122

**Granting Five Year Sandmining Permitting License to Covia Solutions Inc.,
For Phase 9, Block 179, Lots, 1,2,3,17,23 & 24**

WHEREAS, Covia Solutions, Inc has applied to the Commercial Township Land Use Board for conditional use together with site plan approval for mining/extraction of sand respecting premises located on the north side of Highland Street, being known as Covia Phase 9 and known as Block 179, Lots 1,2,3,17,23 and 24 as shown on the current tax map of Commercial Township which premises are located within the R-A zone; and

WHEREAS, The Land Use Board heard the application at its regular meeting held on September 27, 2023

WHEREAS, the Commercial Township Land Use Board has approved said application of Covia Solutions, Inc. for Phase 9 and recommends to the Township Committee that a license be issued for conditional use together with site plan approval for resource extraction/sand mining.

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Commercial that a five-year sandmining permitting license be issued to Covia Solutions, Inc. for Phase 9, Block 179, Lots 1,2,3,17,23 and 24 subject to the stipulations and requirements as stated in the Commercial Township Land Use Board's Resolution No. 2023-10 which is attached findings were stated at their meeting held on October 25, 2023.

BE IT FURTHER RESOLVED that period of sandmining permitting license for Covia Solutions, Inc. for Block 179, Lots 1,2,3,17,23 & 24 will be valid from October 23, 2023, through October 23, 2028.

**COMMERCIAL TOWNSHIP
RESOLUTION 2023-123**

**A RESOLUTION AUTHORIZING THE APPROVAL TO SUBMIT AN AWARD
EXTENSION REQUEST FOR LA-2021 LFIF COMMERCIAL TOWNSHIP PORT
NORRIS RIVERFRONT ROADWAY IMPROVEMENTS - PHASE 3 TO THE NEW
JERSEY DEPARTMENT OF TRANSPORTATION**

WHEREAS, there is a need for a two (2) month award extension request for the above referenced project; and

WHEREAS, a formal request for a two (2) month award extension must be submitted to the New Jersey Department of Transportation for consideration and approval.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Committee of the Township of Commercial formally approves the request for a Two (2) month award extension for the above stated project.

BE IT FURTHER RESOLVED that the firm of Remington & Vernick Engineers is hereby authorized to submit a formal request for a two (2) month award extension for the above referenced project to the New Jersey Department of Transportation on behalf of the Township of Commercial.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the two (2) month award extension request on behalf of the Township of Commercial and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as true copy of the Resolution adopted by the Mayor and Committee of the Township of Commercial on this 21st day of December 2023

Clerk

The mayor's signature and Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____

Clerk

Mike Vizzard _____

Mayor

**RESOLUTION 2023-124
BUDGET LINE-ITEM TRANSFERS**

BE IT RESOLVED by the Township Committee of the Township of Commercial that the following budgetary transfers be made to avoid over-expenditures in the 2023 Municipal Budget as requested by the Chief Financial Officer

Line-Item	Amount
From: Administration-O/E	\$2,000.00

Total	\$ 2,000.00
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Line-Item	Amount
To:	

Tax Collector O/E

\$2,000.00

Total	\$2,000.00
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RESOLUTION 2023-125
Authorizing Commercial Fishery Loan to Michelle Bateman
In The Amount of \$7,500 As Recommended by The
Commercial Township Fishery Loan Board

BE IT RESOLVED by the Township Committee of the Township of Commercial that upon recommendation of the Commercial Township Fishery Loan Board that an application of Michelle Bateman, 2406 Temperance St, Port Norris, NJ 08349 for Commercial Crabbing and Oystering business has been approved by the Commercial Fishery Loan Board and the Commercial Township Committee in an amount of \$7,500 at three (3%) rate of interest.

WHEREAS, the Commercial Fishery Loan in the amount of \$7,500 is being certified by the Chief Financial Officer will affect the following line item;

Commercial Fishery Loan/Oyster Grant
G-02-41-768-000

Present Balance in Account	\$	48,343.26
Loan Amount	\$	7,500.00
Balance Remaining in Account	\$	40,843.26

BE IT FURTHER RESOLVED that period of loan is for three years (36 months) with monthly installment of \$214.58 per month.

BE IT FURTHER RESOLVED that the Boat (1976 TCR), motor & trailer will be held as collateral until loan is paid in full.

**COMMERCIAL TOWNSHIP
RESOLUTION 2023-126**

**Authorizing Shared Service Between the County of Cumberland and Participating
Governing Bodies within Cumberland County or Sharing Specific Mosquito Control
Operations Training Between Governing Participants**

WHEREAS, the Township of Commercial desired to enter into a Shared Service Agreement with the County of Cumberland, and

WHEREAS, the parties are mutually desirous of specific mosquito control operations training and equipment, and

WHEREAS, The County of Cumberland is the holder of a New Jersey Department of Environmental Protection Land Resource Protection Permit approving mosquito control operations to include maintenance and repair of existing features governed under N.J.A.C. 7:13-1.1 (b) and N.J.A.C. 7:7A-1.1 (a) which permit is effective Countywide; and

WHEREAS, it is the desire of the County to make available mosquito control operations training to local governments within the County of Cumberland

WHEREAS, said Shared Service Agreement are permitted under the Statutes pursuant to N.J.S.A. 40A:65-1. Et seq.,

NOW, THEREFORE, in consideration of the mutual promises, agreements and other considerations between the parties, the parties do hereby mutually agree to the Shared Service Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Commercial to enter into this shared service agreement with the County of Cumberland.

**COMMERCIAL TOWNSHIP
RESOLUTION 2023-127**

**Authorizing Shared Service Between the County of Cumberland and Participating
Governing Bodies within Cumberland County for Sharing Street Cleaning Services
Between Government Participants**

WHEREAS, the Township of Commercial desired to enter into a Shared Service Agreement with the County of Cumberland, and

WHEREAS, the parties are mutually desirous of sharing street cleaning services and;

WHEREAS, it is the desire of the County to provide access to street cleaning services to local governments within the County of Cumberland and;

WHEREAS, said Shared Service Agreement are permitted under the Statutes pursuant to N.J.S.A. 40A:65-1. Et seq.,

NOW, THEREFORE, in consideration of the mutual promises, agreements and other considerations between the parties, the parties do hereby mutually agree to the Shared Service Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Commercial to enter into this shared service agreement with the County of Cumberland.

RESOLUTION-2023-128

AUTHORIZING THE EXTENSION OF CONTRACT FOR ANIMAL CONTROL SERVICES

WHEREAS, by Resolution 2022-110 the Township of Commercial contracted with Shore Animal Control Services LLC, to provide animal control to the Township of Commercial; and

WHEREAS, the current contract expires December 31, 2023, and the Township has a need extend this Contract for three (3) months and the Parties have mutually agreed to the extension as provided for therein; and

WHEREAS, the Township desires to solicit bids for Animal Control Services in an attempt to lower the expense of animal related cost in the township.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee does hereby authorize and approve an extension of the Contract with Shore Animal Control Services, LLC for continued Animal Control Services for the period of January 1, 2024, through April 1, 2024.

CERTIFICATION

I, Heather Miller, Clerk of the Township of Commercial hereby certify that the foregoing is a true and accurate copy of a resolutions adopted by the committee at their regular township meeting held on December 21, 2023, at 6:00 P.M., at the Township Hall, 1768 Main Street, Port Norris, NJ

Heather Miller, Township Clerk

Mayor asked for a motion and second to approve resolutions 2023-112 through 2023-128. Motion was made by committeeman Klaudi. Committeeman Jamison seconded except for Resolution 2023-125 in which he abstained. Mayor Vizzard seconded Resolution 2023-125., roll call vote, all were in favor with exception to Resolution 2023-125 which Committeeman Jamison abstained.

Mayor Vizzard- We have ordinances for Introduction.

Township of Commercial
Ordinance 2023-630

An Ordinance of the Township of Cumberland, County of Cumberland, State of New Jersey, to Amend Ordinance 2021-606, to Allow and Regulate the Operation of Recreational Cannabis Facilities Within the Township

ORDINANCE 2023-631

AN ORDINANCE AMENDING THE 2021-607 SALARY AND WAGES ORDINANCE OF CERTAIN OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF COMMERCIAL IN THE COUNTY OF CUMBERLAND PROVIDING THE TERMS OF PAYMENT THEREOF AND REPEALING ORDINANCE INCONSISTANT HEREWITH

Second Reading and Adoption is scheduled for January 18, 2024.

A motion was made by Committeeman Klaudi to introduce Ordinances 2023-630 and 631. Motion was seconded by Committeeman Jamison. Roll call vote, all were in favor.

Mayor moved to Ordinances for Second Reading and Adoption

COMMERCIAL TOWNSHIP
Ordinance # 2023-622
Illicit Connection Ordinance

SECTION I. Purpose:

An ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Commercial Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

COMMERCIAL TOWNSHIP
Ordinance # 2023-623
Improper Disposal of Waste Ordinance

SECTION I. Purpose:

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Commercial Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

COMMERCIAL TOWNSHIP
ORDINANCE # 2023-624
LITTER CONTROL

SECTION I. Purpose:

An ordinance to establish requirements to control littering in Commercial Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

COMMERCIAL TOWNSHIP
Ordinance # 2023- 625
Pet Waste

SECTION I. Purpose:

An ordinance to establish requirements for the proper disposal of pet solid waste in **Commercial Township**, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

COMMERCIAL TOWNSHIP
ORDINANCE 2023-626
Private Storm Drain Inlet Retrofitting

SECTION I. Purpose:

An ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Commercial Township so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

COMMERCIAL TOWNSHIP
ORDINANCE 2023-627
Wildlife Feeding Ordinance

SECTION I. Purpose:

An ordinance to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by Commercial Township, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

COMMERCIAL TOWNSHIP
ORDINANCE 2023-628
Yard Waste Collection Program

SECTION I. Purpose:

An ordinance to establish a yard waste collection and disposal program in Commercial Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

COMMERCIAL TOWNSHIP
Ordinance # 2023-629
Privately-Owned Salt Storage

SECTION I. Purpose:

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Commercial Township to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

Mayor Vizzard stated that all these ordinances were a requirement of the MS4. Mayor asked for a motion to open to the public. Motion was made by Committeeman Jamison and seconded by Committeeman Klaudi.

Mayor Vizzard asked if anyone from the public had any questions about these ordinances. With none, the mayor asked for a motion to close to the public. Motion was made by Committeeman Klaudi and seconded by Committeeman Jamison. Mayor asked for a motion to adopt Ordinances 2023-622 through 2023-629. Motion was made by Committeeman Klaudi and seconded by Committeeman Jamison. Roll call vote, all were in favor.

Mayor asked for a motion to open the meeting to the public. Motion made by committeeman Klaudi and seconded by committeeman Jamison.

Mayor asked if anyone wished to address the committee.

Solicitor Seeley stated that if anyone wishes to speak, please come to the front, and state your name for recording purposes.

Emmett Vandergrift, Main St. Port Norris- Had a question about resolution 2023-114 which was the resolution in support of cannabis retail company, Rootly, LLC. How many resolutions of support have been issued by the township for cannabis retail businesses.

Mayor Vizzard deferred to the clerk where it was indicated that this is the second endorsement.

Emmett Vandegrift- Stated that his company was the first and per the original ordinance, only one retail is permitted and has recently been amended to allow for two. With this now being the introduction of the to the amendments of the zoning portion, which stipulates the zones in which the retail establishments could exist, I was just trying to figure out how many letters of support were given out because it's still undetermined how many properties will be available for usage based on the zoning district that will be approved.

Solicitor Seeley said the answer is two were given and there are two that are available. If you look at the ordinance for the amendment, it specifies where. It specifies where the township will allow for recreational and cultivation.

Emmett Vandegrift- I was under the impression the amendment came out before the land uses recommendation.

Solicitor Seeley- This is an amendment to the cannabis ordinance.

Emmett Vandegrift- I don't see it here but it was posted online, for a micro-cultivation company.

Solicitor Selley- That was taken off the agenda.

Mayor Vizzard asked if there was anyone else. With none, Committeeman Klaudi made the motion to close to the public and was seconded by Committeeman Jamison.

Mayor Vizzard- Additional considerations, there will be a reorganization meeting held on January 3, 2024 at 5:00 pm. Ron Sutton will become a member of the township committee.

Mayor Vizzard gave kudos to the Recreation Committee for deciding to build the tree we have; it has put Commercial Township in a lot of people's mouths. Kudos to everyone who purchased a basket and helped with making this tree a success.

Mayor Vizzard said this is Fletcher's last meeting. Mayor asked how many years he has been here.

Committeeman Jamison said 18 years.

Mayor Vizzard thanked Committeeman Jamison for his service. Mayor asked him to head down front to see Clint Miller.

Clint Miller- I just want to thank you for being my boss all these years, I love ya and you have done a really good job for the township and have helped a lot of people out. We are going to miss you. Make sure you stop around and see us when you can. We are really going to miss you. Heather had a plaque made up from the Committee and employees. Fletcher has done a lot of other things if people don't know, he has been involved with the school board, a lot of programs, wrestling with the kids, and the fire company. Fletcher has done a lot of service to this community, and we are going to miss him. Thank you.

The audience applauded Committeeman Jamison.

Mayor asked for a motion to adjourn, Committeeman Jamison made his final motion to adjourn the meeting and his motion was seconded.

Respectfully submitted,

Heather Miller, Township Clerk