**GREENWICH TOWNSHIP**

**MINUTES OF THE TOWNSHIP COMMITTEE MEETING**

**MAY 16, 2023**

**7:00 p.m.**

Mayor Reinhart called the meeting to order stating “adequate notice of this meeting was provided in compliance with the Open Public Meeting Act by notifying the South Jersey Times on January 4, 2023.”

**Roll Call**: Mayor Reinhart, Deputy Mayor Orr and Committeeman Werley were present. Also present were Kim Fleetwood, Treasurer , Thomas Seeley, Esq., Township Solicitor and Lisa Garrison, Township Clerk

**Flag Salute**: Mayor Reinhart

**Public Hearing Ordinance No. 65-2023, “**2023 “CAP” Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A.40a;4-45.14) On motion of Deputy Mayor Orr, seconded by Committeeman Werley to open the public hearing, unanimously approved. There being no comment forthcoming, on motion of Committeeman Werley, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Werley, Reinhart Nays: None Abstain: None

**ORDINANCE NO. 65-2023**

**2022 "CAP" 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.A. 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 2.5% 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 Township Committee of the Township of Greenwich, in the County of Cumberland finds it advisable and necessary to increase its CY 2023 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 Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to $4,064.74 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

 **WHEREAS,** the Township 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 Township Committee of the Township of Greenwich, in the County of Cumberland, a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2023 budget year, the final appropriations of the Township of Greenwich shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to $14,226.66 and that the CY 2023 municipal budget for the Township of Greenwich 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 said Director within 5 days after such adoption.

**Public Hearing Ordinance No. 66-2023** “An Ordinance Amending Code of the Township of Greenwich to be Entitled “Vacant and Abandoned Properties: Notice, Registration and Fees”, Providing for Purpose, Intent and Maintenance of Certain Real Property by Mortgagees; Providing for Penalties and Enforcement as Well as the Regulation, Limitation and Reduction of Registrable Real Property Within the Township; Providing for Severability, Repealer, Codification, and an Effective Date. On motion of y Mayor Reinhart, seconded by Deputy Mayor Orr to open the public hearing, unbanimously carried. There being no comment forthcoming, on motion of Committeeman Werley, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy mayor Orr to approve the adoption of the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Werley, Reinhart Nays: None Abstain: None

**ORDINANCE NO. 66-2023**

**AN ORDINANCE AMENDING CODE OF THE TOWNSHIP OF GREENWICH TO BE ENTITLED, “VACANT AND ABANDONED PROPERTIES: NOTICE, REGISTRATION AND FEES,” PROVIDNG FOR PURPSOE, INTENTN AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES, PROVIDNG FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE TOWNSHIP; PROVIDNG FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE**

 **WHEREAS,** the Township Committee of the Township of Greenwich desires to protect the public health, safety and welfare of the citizens of the Township and maintain a high quality of life for the citizens of the Township through the maintenance of structures and properties in the Township; and

 **WHEREAS,** properties that are neglected and have unsecured, accessible structures have a negative impact on community value, create conditions that invite criminal activity, and foster an unsafe and unhealthy environment for children; and

 **WHEREAS,** the continued mortgage foreclosure rates have serious negative implications for all communities trying to manage the consequences of properties that have defaulted mortgages, are in the foreclosure process, foreclosed upon and/or mortgagee owned; and

 **WHEREAS,** properties with defaulted mortgages that are neglected and have unsecured accessible structures have a negative impact on community value, create conditions that invite criminal activity, and foster an unsafe and unhealthy environment for children; and

 **WHEREAS,** often times, the foreclosing party property owners are often out of state, and there is no local contact for such a property, which makes it difficult to notice the proper party of the violations of the Township Code, and to maintain the requisite level of maintenance and security on such structures or lots; and

 **WHEREAS,** the Township Committee recognizes there are a large number of properties with defaulted mortgages and subject to foreclosure action or foreclosed upon, (hereinafter referred to as “registrable properties located through the Township which lead to a decline in property value, create nuisances and lead to a general decrease in neighborhood and community aesthetic; and

 **WHEREAS,** the Township Committee has already adopted property maintenance codes to regulate building standards for the exterior of structures and the condition of the property as a whole; and

 **WHEREAS,** the Township Committee recognizes in the best interest of the public health, safety and welfare a more regulated method is needed to discourage registrable property owners and mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

 **WHEREAS,** the Township Committee has a vested interest in protecting neighborhoods against decay caused by registrable property and concludes it is in the best interests of the health, safety and welfare of its citizens and residents to impose registration requirements of registrable property located with the Township to discourage registrable property owners and mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

 **WHEREAS,** the Township Committee desires to amend the Township’s code in order to establish a property registration process that will identify multiple parties responsible to address safety and aesthetic concerns to minimize the negative impact and conditions that occur as a result of vacancy, absentee ownership and the foreclosure process; and

 **WHEREAS,** upon passage, duly noticed public hearings, as required by law, will have been held by the Township Committee, at which public hearings all residents and interested person were given an opportunity to be heard.

 **NOW, THEREFORE, BE IT ORDAINED,** by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey finds that the implementation of the following changes and additions will assist the Township of Lawrence in protecting neighborhoods from the negative impact and conditions that occur as a result of vacancy, absentee ownership and lack of compliance with existing Greenwich Township regulations and laws.

**SECTION 1:**

The foregoing “**WHEREAS**” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon the adoption hereof.

**SECTION 2:**

The Greenwich Township Committee does hereby amend the Greenwich Township Code to rescind in its entirety Chapter 12, Property Maintenance, 12-3.1 – 12-3.7, and replace with an Ordinance entitled “Vacant and Abandoned Properties: Notice, Registration and Fees” to read as follows:

**VACANT AND ABANDONED PROPERTIES: NOTICE, REGISTRATION AND FEES**

**1. PURPOSE AND INTENT**

It is the intent of this Chapter, as further detailed within its enabling Ordinance, to enable the Township to engage in the identification, registration, monitoring, and migration of properties that are or may become vacant and abandoned to the fullest extent permitted by P.L. 2021, c. 444, in order to combat the immeasurable and deleterious effects of blight arising from residential and commercial properties that become vacant or abandoned during the foreclosure process.

**2. DEFINITIONS**

(a) All words, terms, and phrases used within this Article shall be defined and interpreted consistent with their meanings as outlined within P.L. 2021, c. 444as may be amended from time to time.

(b) A “creditor” shall mean: a State chartered bank, savings bank, savings and loan association or credit union, any person required to be licensed under the provisions of the “New Jersey Residential Mortgage Lending Act.” Sections 1 through 21 39 of P.L. 2009, c. 53 (C.17:11C-51 through C.17:11C-89”) and any entity, agent, or assignee acting on behalf of the creditor named in the debt obligation including, but not limited to, servicers, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. A creditor shall not include the State, a political subdivision of the State, or a State, county, or local government entity, or their agent or assignee, such as the servicer.

(c) A property shall be deemed “vacant and abandoned” for purpose of this Chapter if

 (1) The property is not legally occupied by a mortgagor or tenant, and

 (2) The property is not legally reoccupied, because of at least two (2) of the following

 Conditions:

 (a) overgrown or neglected vegetation;

 (b) the accumulation of newspaper, circulars, flyers, or mail on the property;

 (c ) disconnected gas, electric, or water utility services to the property;

 (d) the accumulation of hazardous, noxious, or unhealthy substances or

 materials on the property

 (e) the accumulation of junk, litter, trash or debris on the property;

 (f) the absence of window treatments such as blinds, curtains or shutters;

 (g) the absence of furnishing and personal items;

 (h) statements of neighbors, delivery persons, or government employees

 indicating that the property is vacant and abandoned;

 (i) windows or entrances to the property that are boarded up or closed off, or

 multiple window panes that are damaged, broken and unrepaired;

 (j) doors to the property that are smashed through, broken off, unhinged, or

 continuously unlocked;

 (k) a risk to the health, safety or welfare of the public or any adjoining or

 adjacent property owners due to acts of vandalism, loitering, criminal

 conduct, or the physical destruction or deterioration of the property;

 (l) an uncorrected violation of a municipal building, housing or similar code

 during the preceding year, or an order by municipal authorities declaring

 the property to be unfit for occupancy and to remain vacant and

 unoccupied.

 (m) the mortgagee or other authorized party has secured or winterized the

 property due to the property being deemed vacant and unprotected or in

 danger of freezing.

 (n) a written statement issued by a mortgagor expressing the clear intent of all

 mortgagors to abandon the property; or

 (o) any other reasonable indicia of abandonment.

**3. ESTABLISHMENT AND ADMINISTRATION OF REGISTRY**

(a) The Township of Greenwich shall create and maintain a registry of all commercial and/or

 residential properties within its municipal boundary for which a summons and complaint

 in an action to foreclose has been filed with the New Jersey Superior Court, pursuant to

 its authority granted by P.L. 2021, c. 444. This registry will be formed and maintained to

 assist the Township with regulating the maintenance, security, and upkeep of properties

 which may become vacant and abandoned during the foreclosure process, in order to

 prevent the deleterious effects of blight associated with vacant and abandoned properties

 that are not maintained.

(b) The Township of Greenwich may, at its discretion, create, maintain and administer this

 registry independently, retain the professional services of a third part pursuant to the

 Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., or participate in a Shared

 Services Agreement with other local units, counties, and/or County Improvement

 Authorities for the creation, maintenance and administration of the registry pursuant to

 the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.

(c ) Any third parties retained to create, maintain, and/or administer the registry shall have the

 Authority, on behalf of the Township to:

 (1) Identify properties subject to the registration requirement;

 (2) Maintain and update the registration list:

 (3) Communicate with creditors and/or in-state representatives;

 (4) Invoice and collect payment of fees;

 (5) Monitor compliance; and

 (6) Such other functions, within the scope of P.L. 2021, c. 444, which may be

 deemed necessary to carry out its function on behalf of the Township.

(d) Any third parties retained to create, maintain and/or administer the registry shall be

 required to comply with the following reporting and payment requirements:

 (1) Any and all amounts collected by the third party as part of its administration of

 the Township’s registry, including registration fees, interest, and penalties, shall

 be paid, in full directly to the Township as directed by the Township. No fees,

 payments, expenses, or other deductions shall be made from this payment;

 payment for any third party’s services under this Chapter shall be made by the

 Township directly to the third party, under the terms and conditions outlined

 within the contract for a shared service.

 (2) Not less than once per year on the first business day of each calendar year, or as

 otherwise may be requested by the Tax Collector, any third party administering

 the Township’s registry shall file with the Tax Collector a certification identifying:

 ( a) The address, block, lot and contact information of any property for which

 registration fees under this Chapter are due and owing at the time of the

 certification;

 (b) The amount of the registration fees, and separately, any interest, fines, and

 other penalties due and owing at the time of the certification; and

 (c) The date on which the property became eligibility for inclusion on the

 Township’s registry.

(e ) The Township’s Clerk or his/her designee shall serve as the municipal official responsible

 for notifying creditors, establishing and maintaining the registry, determining eligibility

 for designation as a vacant and abandoned property under this Chapter, and for imposing

 fees, penalties, and/or violations. The responsibilities herein may be designated to a third

 party pursuant to the terms and conditions of a contract for professional services

 consistent with P.L. 2021, c. 444.

**4. REGISTRATION, NOTICE, AND OTHER CREDITOR REQUIREMENTS**

(a) Within 30 days of the effective date of this Ordinance, any creditor who has initiated a

 summons and complaint with the New Jersey Superior Court in an action to foreclose on

 a commercial and/or residential mortgage for a property located within the Township of

 Greenwich: (i) prior to the effective date of this Ordinance, and (ii) which is pending as

 of this Chapter.

(b) Within 10 days of filing a summons and complaint with the New Jersey Superior Court in

 an action to foreclose on a commercial and/or residential mortgage for a property located

 with the Township of Greenwich, the creditor shall notify the Township Clerk, or his/her

 designee, of the action. Such notice shall include:

 (1) The address, block, and lot of the subject property;

 (2) The date the summons and complaint in an action to foreclose on a mortgage was

 filed against the subject property, the court in which it was filed, and the docket

 number of the filing;

 (3) Whether the property is vacant and abandoned in accordance with the definition

 in this Chapter;

 (4) The full name, address and telephone number for the representative of the creditor

 who is responsible for receiving notice of complaints of property maintenance and

 code violations;

 (5) The full name, address, and telephone number of any person or entity retained by

 the creditor or a representative of the creditor to be responsible for any care,

 maintenance, security or upkeep of the property, and

 (6) If the creditor is out-of-State, the full name, address, and telephone number of an

 in-State representative or agent who shall be responsible for any care,

 maintenance, security or upkeep of the property, and for receiving notice

 complaints of property maintenance and code violations.

 (7) The notice requirements herein represent a continuing obligation through the

 pendency of this foreclosure action. After initial notice to the Township,

 creditors subject to the notice requirement shall update the Township’s property

 registration program within 10 days of any change in the information obtained

 in the original or any subsequent notices.

( c) Creditors of any commercial and/or residential mortgage required to notify the Township

 Pursuant to this section shall:

 (1) Register the property with the Township’s property registration program as a

 property in foreclosure, within 30 days of notifying the Township;

 (2) Be subject to the registration fee, notice requirements and penalties for non-

 compliance established within this Chapter;

 (3) Update the property registration within 10 days of any change in the information

 contained in the original notice to the Township.

 (4) If an out-of-State creditor, appoint an in-State representative or agent to act for the

 foreclosing creditor, whose contact information shall be contained within the

 initial notice to the Township;

 (5) Within 10 days of the property becoming vacant and abandoned at any time

 during the pendency of the foreclosure action, the creditor shall:

 (a) Assume responsibility for the care, maintenance, upkeep and security

 of the exterior of the property;

 (b) Secure the property against unauthorized entry;

 ( c) Post a sign on the inside of the property, visible to the public, containing

 the name, address, and telephone number of the creditor, or an out-of-

 State creditor’s in-State representative or agent, for the purpose of

 Receiving service of process;

 (d) Acquire and maintain a vacancy insurance policy which covers any

 damage to any person or any property caused by any physical condition

 of the property while registered with the Township’s property

 registration program.

 ( e) Provide proof, within 10 days of receiving a request by the Township or

 Its designee, that the above conditions have been satisfied.

 (f) Cure any violations of the above requirements within 30 days of receiving

 a notice of violation, or if deemed to present an imminent threat to public

 health and safety, within 10 days of receiving such notice.

 (6) Update the property registration within 10 days of the creditor becoming aware

 that the property is deemed vacant and abandoned as defined herein.

(d) If at any time the creditor is deemed to be in violation of the above requirements, and/or

 if the property is deemed to be in violation of any other applicable local or state

 maintenance, health or safety codes, the Code Official or his/her designee shall notify

 the creditor using the contact information provided in the property registry established by

 this Chapter.

**5. FEES, VIOLATIONS AND PENALTIES**

(a) All fees, penalties, and/or fines established within this Chapter and assessable pursuant to

 the Township’s authority outlined within P.L. 2021, c. 444 shall be deemed a municipal

 charge in accordance with N.J.S.A. 54:5-1 et seq.

(b) Creditors required to notify the Township and register a property as one in foreclosure

 shall be required to pay the following annual registration fee, per property, due at the

 time of registration of $----------------.

(c ) If a property registered with the Township’s registration program as a property

 in foreclosure is vacant and abandoned at the time of registration, or becomes vacant

 and abandoned at any time during the pendency of the foreclosure proceeding, the

 creditor shall pay an additional annual registration fee, per property, due at the time the

 determination that the property is vacant and abandoned is made, of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

(d) Violations

 (1) An out-of-State creditor subject to the notice and registration requirements of this

 Chapter, found to be in violation of the requirement to appoint an in-State

 representative or agent, shall be subject tot a fine of $2,500 for each day of the

 violation. The violations shall be deemed to commence on the day after the

 creditor’s initial 10 or 30-day requirement to notify the Township of applicable

 foreclosure actions.

 (2) A creditor subject to the notice and registration requirements of this Chapter

 found to be in violation of any part of this Ordinance (with the exception of a

 violation pursuant to subsection (d)(1) of this Section, shall be subject to a fine

 of $1,500 for each day of the violation. The violation shall be deemed to

 commence on the 31st day following the creditor’s receipt of a notice of violation,

 or if deemed to present an imminent threat to public health and safety, on the 11th

 day following the creditor’s receipt of such notice.

(e) If the Township expends public funds in order to abate a nuisance or correct a violation

 on a commercial property in situations in which the creditor was given notice pursuant to

 this Chapter, but failed to abate the nuisance or correct the violation as directed, the

 Township shall have the same resource against the creditor as it would have against the

 title owner of the property, including but not limited to the recourse provided under N.J.S.A. 55:19-100 et seq.

**SECTION 3:**  All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

**SECTION 4:** In the event that any section, clause, sentence phrase or provision of this Ordinance is declared unconstitutional, unenforceable, or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portions of this Ordinance, and the Ordinance shall be interpreted consistent with its original intent to the fullest extent permissible by law.

**Public Hearing Ordinance No. 67-2023 –** “An Ordinance Adopting International Property Maintenance Code and Implementing and Adopting a Continued Certificate of Occupancy Regulations and Applicable Fees. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to open the public hearing, unanimously carried. There being no comment forthcoming on motion of Committeeman Werley, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the adoption of the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Werley, Reinhart Nays: None Abstain: None

**ORDINANCE NO. 66-2023**

**AN ORDINANCE ADOPTING INTERNATIONAL PROPERTY MAINTENANCE CODE AND IMPLEMENTING AND ADOPTING A CONTINUED CERTIFICATE OF OCCUPANCY REGULATION AND APPLICABLE FEES**

 This is an Ordinance of the Township of Greenwich adopting the International Property Maintenance Code, regulating and governing the conditions and maintenance of all property, buildings and structures; providing standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the Township of Greenwich; and providing for a requirement to apply for a continued Certificate of Occupancy and providing for the issuance of permits and collection of fees therefore; repealing all other Ordinances and parts of Ordinances of the Township Greenwich in conflict therewith.

 **NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Greenwich, County of Cumberland and State of New Jersey as follows:

 **SECTION 1**. A certain document, three (3) copies of which are on file in the Township of Greenwich being marked and designated as the International Property Maintenance Code, 2021 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code for the Township Greenwich in the County of Cumberland and State of New Jersey for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code being on file with the Township Clerk of the Township of Greenwich being hereby referred to, adopted and made a part hereof, as if more fully set forth herein, together with the additions, insertions and changes, if any, prescribed within this Ordinance.

 **SECTION 2. Certificates of Continued Occupancy**

 A. No person shall sell or transfer any structure within the Township of Greenwich, County of Cumberland and State of New Jersey unless a Certificate of Continued Occupancy certifying that the structure is in compliance with all provisions of the current version of the International Property Maintenance Code, 2021 edition, and all other applicable Ordinances of the Township of Greenwich is issued.

 B. No Certificate of Continued Occupancy shall be issued by the Township of Greenwich until the Zoning Officer determines that all structures were built in conformance with the applicable Ordinances of the Township and the property owner submits to the Zoning and Construction Office an Application for Occupancy Permit Form, which form has been approved by the Construction Office together with the requisite fee.

 **SECTION 3. Fees for Continued Certificate of Occupancy**

 Application forms for Certificates of Continued Occupancy may be obtained at the Offices of the Code Enforcement Officer. The following fees shall be charged for Certificates of Continued Occupancy:

 A. $50.00

 **SECTION 4. Penalties**

 Any person, firm or corporation that shall violate any provision of this Code shall, upon conviction therefore, be subject to penalties and fines of not less than $50.00 and no more than $1,000.00 or imprisonment for a term of not to exceed 180 days, or both, at the discretion of the Court. Each day a violation continues after due notice has been served, shall be deemed a separate offense for purposes of calculation of fines. Notices shall be sent to the owner at the address of record in the Township tax record.

 **Section One. Repealer.** All former Ordinances of the Township of Greenwich which are in conflict with the provisions contained in this Ordinance are hereby repealed upon the adoption of this Ordinance.

 **Section Two. Severability.** If any part or parts of this Ordinance are held to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance. Nothing in this Ordinance or in the Property Maintenance Code adopted hereby shall be construe to affect any ongoing suit or proceeding impending in any Court or any rights acquired, or liability incurred, or any causes of action acquired or existing under any act or Ordinance hereby repealed nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

 **Section Three.** This Ordinance and the rules, regulations, provisions, requirements and matters established and adopted hereby shall take effect and be in full force and effect upon the date of final passage and adoption of this Ordinance and publication as required by law.

**Resolutions:**

**RESOLUTION NO. 5-23-2023**

**SELF-EXAMINATION OF BUDGET RESOLUTION**

 **WHEREAS,** N.J.S.A 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

 **WHEREAS,** N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

 **WHEREAS,** pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Greenwich, County of Cumberland has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2023 budget year.

 **NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Township of Greenwich, County of Cumberland that in accordance with N.J.A.C. 5-30-7.6a & 7.6b and based upon the Chief Officer’s certification, the governing body has found the budget has met the following requirements.

 1. That with this reference to the following items, the amounts have bene calculated pursuant to law and appropriated as such in the budget:

 a. Payment of interest and debt redemption charges

 b. Deferred charges and statutory expenditures

 c. Cash deficit of preceding year

 d. Reserve for uncollected taxes

 e. Other reserves and non-disbursement items

 f. Any inclusions of amounts required for school purposes

 2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A;4-45.2 and appropriations and exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

 3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

 4. That pursuant to the Local Budget Law;

 a. All estimates of revenue are reasonable, accurate and correctly stated,

 b. Items of appropriation are properly set forth

 c. In itemization, form, arrangement and content, the budget will permit

 the exercise of the comptroller function within the municipality.

 5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

 6. That all other applicable statutory requirements have been fulfilled.

 **BE IT FURTHER RESOLVED,** that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

 On motion of Committeeman Werley, seconded by Deputy Mayor Orr to approve the foregoing resolution, unanimously carried.

**RESOLUTION NO. 5-23-2023**

**RESOLUTION ALLOWING THE BUDGET TO BE READ**

**BY TITLE ONLY AT THE HEARING**

 **WHEREAS,** N.J.S.A. 40A:4-8, as amened by L. 205, c. 95, 14, 2015, provides that the Budget be read by title only at the time of the Public Hearing if a Resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the Budget has been made available for public inspection and has been made available to each person upon request; and

 **WHEREAS,** these two conditions have been met.

 **NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey, that the Budget shall be read by title only.

 On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the foregoing resolution, unanimously carried.

**RESOLUTION NO. 5-24-2023**

**ADOPTION OF THE 2023 MUNICPAL BUDGET OF GREENWICH TOWNSHIP**

 **BE IT RESOLVED** that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2023; and

  **BE IT FURTHER RESOLVED** that said budget was published in the South Jersey Times on May 4, 2023; and

 **BE IT FURTHER RESOLVED** that the Governing Body of the Township of Greenwich does hereby adopt the attached as the Budget for the year 2023.

 On motion of Mayor Reinhart, seconded by Committeeman Werley to open the public hearing, unanimously carried. There being no comment forthcoming from the public, on motion of Mayor Reinhart, seconded by Committeeman Werley to close the public hearing, unanimously carried. On motion of Committeeman Werley, seconded by Mayor Reinhart to approve the foregoing resolution, unanimously carried upon roll call vote. Ayes: Orr, Werley, Reinhart Nays: None Abstain: None

**RESOLUTION NO. 5-25-2023**

**AUTHORIZING PROFESSIONAL SERVICES AGREEMENT**

**GRANT SERVICES**

 **WHEREAS,** the Township of Greenwich desires to engage Triad Associates to provide general grant services for the year 2023 to assist in carrying out the planning and execution activities; and

 **WHEREAS,** said appointment is being awarded through a “Non-Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act; and

 **WHEREAS,** funds are available for the purposes set forth above; and

 **WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for professional services without competitive bids and the contract itself, must be available for public inspection.

 **NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Greenwich as follows:

 1. The Mayor and Township Clerk are hereby authorized and directed to execute an agreement with Triad Associates.

 2. This contract is awarded through a “Non-Fair and Open” process pursuant to the New Jersey Pay to Play, New Jersey Campaign Contributions and Expenditures Reporting Act.

 3. A notice of this action shall be printed in the South Jersey Times.

 On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the foregoing resolution, unanimously carried.

**Unfinished Business:**

 Tennis Court - On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to reject all bids and authorize to re-bid project as all bids were in over the funding amount, unanimously carried.

 Historic District - no update.

 Old Stone School House - no change

 Alarm System - no change.

 Tax Sale Assignment – no change.

 USDA Grant (Fire Company) - no change.

 Parking Regulations - ordinance will be introduced at the June meeting.

**New Business:**

 Salary Resolution – Ms. Fleetwood will be prepare a draft resolution for the Committee’s review and consideration.

 Zoning/Code Enforcement Meeting - Ms. Garrison will contact both officers for a status meeting to be held with Mayor Reinhart.

 OEM Coordinator – Ms. Garrison was directed to send a letter to Mr. Moseley regarding his desire to continue in the position of OEM Coordinator.

**Committee Comments**:

 Committeeman Werley indicated the Zoning Officer was requesting the grass regulations. Ms. Garrison indicated the Township Code was on the website or the information may be obtained in the International Property Maintenance Code. She also recommended he reach out to Mr. Fleetwood for assistance.

**Payment of Bills**:

 After review and discussion on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to approve the bill list in the amount of $374,221.67, unanimously carried.

**Public Comment**:

 On motion of Mayor Reinhart, seconded by Committeeman Werley to open the public comment, unanimously carried. At this time Chief Reinhart updated the Committee on the new truck. Chief Reinhart also indicated that he would review a Port Security Grant with Triad Associates. He requested a resolution for the Coin Drop be placed on the next agenda for Committee’s review and consideration. It was requested that the Zoning Officer review the abandoned vehicles and unregistered boats in the municipality. There being no further comment, on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public comment, unanimously carried.

**Adjournment.**

A motion to adjourn was made by Deputy Mayor Orr, seconded by Mayor Reinhartand unanimously approved.

 Respectfully Submitted,

 Lisa Garrison

 Borough Clerk