

MINUTES

CITY OF BEVERLY

AUGUST 22, 2006

CALL TO ORDER. The regular meeting of the Common Council of the City of Beverly was called to order at 7:00pm, by President Bancroft on Tuesday, August 22, 2006, under the provisions of the Open Public Meeting Act c. 231 P.C. "Sunshine Law". Notice of this meeting was published in the Burlington County Times and posted on the bulletin board in the Municipal Building. All members present saluted the flag of the United States of America.

ROLL CALL.

PRESENT: Mr. Wolbert, Ms. Kinniebrew, Ms. Setikas, Mr. Newsome, Dr. Cook, Mr. Krzykalski, Mr. Robertson, Council President Bancroft, Director of Public Safety Mike Morton, Solicitor William Kearns and Barbara Sheipe, clerk/administrator.

ABSENT: Ms. Foerster.

APPROVAL OF MINUTES. Dr. Cook made a motion to approve the minutes, Ms. Setikas second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Ms. Kinniebrew, Ms. Setikas, Mr. Newsome, Dr. Cook, Mr. Krzykalski, Mr. Robertson and Council President Bancroft.

NAYES: None.

CORRESPONDENCE. Mayor Wetherill read a Proclamation declaring September as Nation Alcohol and Drug Addiction Month.

OLD BUSINESS.

ORDINANCE ON SECOND READING. Ordinance No. 2006-12, An Ordinance To Amend The Municipal Stormwater Plan of the City of Beverly. Council President Bancroft open the ordinance to the public.

Mr. Thibault-Wheatley Ave. inquired as to what exactly the ordinance means? Mr. Wolbert explained that the city had to create a stormwater plan to meet the criteria of the clean air standards. This ordinance was needed to make some minor changes to the original ordinance. Most of the changes required were for the language that was used in the ordinance.

No one else wishing to be heard the public portion was closed.

Mr. Wolbert made a motion to adopt Ordinance No. 2006-12 on second reading, Dr. Cook second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Ms. Kinniebrew, Ms. Setikas, Mr. Newsome, Dr. Cook, Mr. Krzykalski, Mr. Robertson and Council President Bancroft.

NAYES: None. The ordinance was adopted on second and final reading and will take effect 20 days after publication according to law.

NEW BUSINESS.

Item A through I will be enacted as a single motion needing no discussion. Any item requiring discussion will be removed from the Consent Agenda. All Consent Agenda items will be reflected in full in the official minutes.

- A. **Resolution No. 2006-76, Resolution of the City of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 504 Manor Road, Beverly.**
- B. **Resolution No. 2006-77, Resolution of the City of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 516 Manor Road, Beverly.**
- C. **Resolution No. 2006-78, Resolution of the City of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 635 Laurel Street, Beverly.**
- D. **Resolution No. 2006-79, Resolution of the City of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 309 Laurel Street, Beverly.**
- E. **Resolution No. 2006-80, Resolution To Authorize Senior Citizen Deduction. (1067 Ashton).**
- F. **Resolution No. 2006-81, Resolution Authorizing Deductions For Widow of a Veteran (1043 Warren and 512 Manor Road).**
- G. **Resolution No. 2006-82, Resolution Authorizing Senior Citizen Deduction (511 Laurel).**
- H. **Resolution No. 2006-83, Resolution Setting Tax Sale Date. (Sept. 20, 2006).**
- I. **Resolution No. 2006-84, Resolution For Burlington County Home Association To Not Renew The 2006-2007 Liquor License.**

Mr. Newsome made a motion to approve the consent agenda, Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Ms. Kinniebrew, Ms. Setikas, Mr. Newsome, Dr. Cook, Mr. Krzykalski, Mr. Robertson and Council President Bancroft.

NAYES: None.

J. Payment of Bills. Mr. Newsome requested that the bill for the yearly payment to the Emergency Squad in the amount of \$17,000 be added to the bill list. Also that the amount for the payroll on line 55 be corrected to show \$32,360. Council President Bancroft inquired about the amount of the bills for Firestone. Director Morton explained that a complete maintenance including oil change and new tires were completed. Mr. Newsome made a motion to approve the bills, Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Ms. Kinniebrew, Ms. Setikas, Mr. Newsome, Dr. Cook, Mr. Krzykalski, Mr. Robertson and Council President Bancroft.

NAYES: None.

MAYORS REMARKS.

SOLICITOR REPORT. Mr. Kearns discussed that he is setting a meeting with Mr. Wolbert to work on the abandon properties ordinance and also with Mrs. Fegley of Environmental Resolution to work on the corrections needed for the third round of COAH.

PUBLIC SAFETY.

Sam Esaia-Lee Avenue discussed that vehicles leaving the train station and also the park cars are causing traffic problems with Walton Avenue. Director Morton will have the officers keep an extra check on the weekends when the problem seems to be occurring more frequently.

WORKSESSION.

Discussion on Ordinance for Development Fees and Growth Share. This discussion will be held until after the meeting with Bill Kearns and Rich Wolbert so that a draft can be prepared for council to review. Mr. Wolbert discussed that he had talked to the auditor and that the city could create a dedicated fund by rider for the abandon properties. The development fee ordinance is required by the regulations for the Third Round of COAH and is need for compliance. Mr. Wolbert discussed that this ordinance will require anyone building a new home to pay into a fund for the affordable housing requirements. Mr. Kearns will prepare a draft of the ordinance after the meeting with Mrs. Fegley.

COUNCIL REPORTS.

Mr. Wolbert discussed that he is working on the abandon properties ordinance and feels that this is one solution for council to help clean up the abandon properties in the city. Mr. Wolbert also discussed that he and Mr. Krzykalski had met with Mrs. Socca of the Burlington County Economic and Development Office to discuss helping the business owners in the city. There will be a meeting schedule with a power point presentation to show various funding that is available for the business owners in the city. The meeting is scheduled for October. Mr. Wolbert discussed that the new truck is needed for public works this year.

Ms. Kinniebrew discussed that the wattage of the lights requested by the Director has been submitted to PSE & G and that she has not had a response. She will continue to work on getting a price to increase the wattage.

Ms. Setikas complained that the yards on Cooper Street are overgrown and have trash on them. Ms. Setikas discussed that something needs to be done to make residents clean up their yards.

Mr. Newsome discussed that he had reviewed the school audit and that it looks like the lease for the Saint Joseph school was done with a month to month. There is a copy of the lease but it is not signed. Ms. Kinniebrew discussed that Dr. Gray had plenty of time to send a signed lease. Mr. Robertson inquired if the attorney for the

school board is present at their meetings? Mr. Kearns explained that the attorney is only present when the board requires him to be there. Many school boards do not have the attorney present at all meetings for budget reason.

Dr. Cook thanked Mr. Wolbert for his efforts with the abandon properties.

PUBLIC SESSION.

Mrs. Dileo-Cramer inquired if Dr. Gray was in charge of the school board and also that it is hard to comment at the school board meetings. Mr. Kearns explained that the Board of Education is actually Dr. Gray's boss and that he reports to them.

Ms. Marshall-Cooper St. inquired as to what a rider fund is? Mr. Kearns explained that it a fund set up to receive money for set projects only, similar to an individual savings account.

Mr. Thibault-Wheatley inquired as to what the meeting on August 8th was about?

Dr. Cook explained that it was an executive session to meet with a developer about contracts and agreements. Mr. Thibault inquired if there was a representative from council for the school board. Council President Bancroft explained that there is a committee-called the Board of Estimates and that they oversee the budget and attend the school board meetings. Mr. Thibault explained that the school doors were locked at the last meeting and residents could not get in to the meeting. Council President Bancroft explained that the front door of the school is locked and that the residents have to walk around and enter by the library where the meeting was held. Mr. Thibault discussed that Dr. Gray spends the money before approval and that he does not care about the city. Mayor Wetherill explained that there are new members on the board and to give them a chance to straighten things out. Council President Bancroft explained that Mr. Thibault needs to go to the school board meetings and express his concerns directly to them. Mr. Thibault discussed that Dr. Gray does not like to hear criticism and that he has too many titles and is it legal for him to hold all the titles. Mr. Kearns explained that he could legally hold all the titles, but that it is not probably not a good idea. Mayor Wetherill will suggest to the board that their solicitor be present at some of the meetings. Mr. Thibault inquired about the abandon property ordinance and what feeds the fund? Mr. Wolbert explained that the start up funds would come from the budget surplus and than it would be a revolving fund. Mr. Thibault inquired as to what the public works department does all day; he sees many things that need to be done around town. Mr. Krzykalski explained that with vacation schedules in the summer, there is not a full crew on. Mr. Krzykalski explained that the public works superintendent hands in a weekly schedule and that they have a set schedule for doing things unless an emergency happens. Mr. Wolbert discussed that public works is responsible for a lot of various jobs in the city. Mr. Krzykalski discussed that they chip brush, clean up the parks, pick up bag leaves, clean city hall, clean storm drains, mow all of the city owned property in the city, etc.

Mr. Dileo-Cramer discussed that many times residents create problems by placing things out for trash to soon. Mr. Wolbert explained that residents have received fines for placing trash to the curb too early.

Mr. Esaia-Lee Avenue inquired if the meeting was actually going to happen with the business district or was it just to appease the residents. Mr. Wolbert assured Mr. Esaia that there would be a productive meeting with the business owners in town. Mr. Wolbert discussed that all council members live in the city and are constantly involved in what is going on. Mr. Esaia discussed that the quilt on the wall that has the city slogan, industry must prosper should say somewhere else instead of Beverly. Mr. Esaia said that he heard that the city is chasing away ratables and that Time Graphics said that the board did not want them in the city. Mrs. Sheipe explained that Time Graphics appear in front of the planning board and were told to submit a formal plan and never returned. Mrs. Sheipe suggested that Mr. Esaia read the minutes of the planning board meeting. Mr. Esaia inquired if the old Beaunit Mill property would become housing. Council President Bancroft explained that the council and the economic development committee are working with the developer to come up with a plan for the site. There will be public hearings with the study on the rail line to come up with a plan for the area. Council President Bancroft explained that meetings are going on all the time and that not every meeting is released to the public due to negotiation of contracts.

Mr. Thibault-Wheatley inquired if the developer for Block 77, Lot 9 was the same developer for the Cosden Site? Council President Bancroft replied that yes it was. Mr. Thibault inquired if the Mayor has the power to unappoint someone? Mr. Kearns explained that a member could only be removed for lack of attendance or a criminal reason. Council President Bancroft inquired if Mr. Thibault was volunteering for a position.

Mr. Newsome discussed that Mr. Haaf had requested that council send a letter to the school board members last year and inquire if they wanted to remain on the board and the importance of attending the meetings. The council did not receive any request from the letter for someone to be removed.

Mr. Dileo-Cramer thanked Pat Pirylys for an excellent website. Council and the audience thanked Mr. Pirylys for his hard work and effort.

No one else from the public wish to be heard, the public portion was closed.

EXECUTIVE SESSION. Mr. Wolbert made a motion to have an executive session for the discussion of personnel. Ms. Kinniebrew second the motion. All members presented voted in favor.

ADJOURNMENT. Mr. Newsome made a motion to adjourn, Mrs. Setikas second the motion. All members voted in favor.

Submitted by,

Barbara A. Sheipe RMC
Municipal Clerk