

MINUTES

CITY OF BEVERLY

AUGUST 24, 2004

CALL TO ORDER. The regular meeting of the Common Council of the City of Beverly was called to order at 7:30pm, by Council President Bancroft on Tuesday, August 24, 2004, 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, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Setikas, Mrs. Richards, Council President Bancroft, Mayor Robert Lowden, Solicitor William Kearns, Director of Public Safety Mike Morton and Municipal Clerk/Administrator Barbara Sheipe.

ABSENT: Ms. Gillette.

MINUTES. Mrs. Richards made a motion to approve the minutes of July 27, 2004 with the correction that Mrs. Setikas was absent at the last meeting. Mrs. Setikas second the motion. All members approve the motion.

PUBLIC SAFETY.

John Haaf-Riverbank thanked Director Morton for his response to the telephone call about people looking around a property. Mr. Haaf also inquired if there is not a law about cars idling on a property or in front of stores and buildings. Director Morton explained that yes there are state statues governing the idling of cars. Mr. Haaf inquired as to why than on August 4 there was a patrol car out front of city hall running without an officer in the vehicle. Director Morton explained that the officers have been advised not to leave the cars running and that he will review the order with them.

Janet Lowe-Laurel Street thanked Director Morton for helping with the patrols on Bridge Street.

COORESPONDENCE.

Letter from County Sheriff Department-Council President Bancroft read a letter from Sheriff Stanfield explaining that due to budget cuts she could not help the city with any additional officers for transporting of prisoners or patrols. The letter is attached and made a part of the minutes. Mrs. Richards discussed that she was informed that the city police department does not want help from the county

sheriff's. Director Morton explained that he had requested help from Harry Craythorn and Sheriff Stanfield and that the county is suffering from budget cuts as well. Mrs. Richards will follow-up on the information.

Letter from Beverly Fire Company No. 1. City Council received a letter from the fire company requesting an increase in their fees for the use of firehouse during Election Day. Also that there is a problem with some of the parking near the firehouse.

OLD BUSINESS.

ORDINANCE ON SECOND READING.

A. Ordinance No. 2004-11, An Ordinance Establishing Salary And Wages For Union Employees Of The City Of Beverly. The ordinance was read by title. Council President Bancroft opened the ordinance to the public. No one from the public wish to be heard. Mrs. Richards made a motion to adopt the ordinance on second and final reading. Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Richards, Mrs. Setikas and Council President Bancroft.

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

B. Ordinance No. 2004-12, An Ordinance Adopting A Map Designating A Drug Free Zone And Establishing The Boundaries Of The Area Within Public Parks/Public Buildings and School Property. The ordinance was read by title. Council President Bancroft opened the ordinance to the public. No one wished to be heard, the public portion was closed. Mrs. Richards made a motion to adopt the ordinance on second and final reading. Mr. Williams second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Richards, Mrs. Setikas and Council President Bancroft.

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

ORDINANCE ON FIRST READING.

A. Ordinance No. 2004-07, An Ordinance Of The City Of Beverly Amending Chapter XII Of The Code Of The Cit Of Beverly. (alarms). The ordinance was read by title. Mrs. Richards made a motion to adopt Ordinance No. 2004-7 on first reading. Mrs. Setikas second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Richards, Mrs. Setikas and Council President Bancroft.

NAYES: None. The ordinance was passed on first reading and will be heard on second and final reading at the regular council meeting on September 14, 2004.

B. Ordinance No. 2004-9, An Ordinance Establishing Certain Traffic Control Regulations Including Stop Signs For The City of Beverly. The ordinance was read by title. Mr. Wolbert made a motion to adopt the ordinance on first reading, Mrs. Richards second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Richards, Mrs. Setikas and Council President Bancroft.

NAYES: None. The ordinance was passed on first reading and will be heard on second and final reading at the regular council meeting of September 14, 2004 at 7:30pm.

NEW BUSINESS. Items A through L 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. 2004-78, Resolution Authorizing A Property Lien On 444 Cooper Street.**
- B. Resolution No. 2004-79 Resolution To Apply For a Grant From The Department of Community Affairs For Handicapped Access.**
- C. Resolution No. 2004-80, Resolution Of The City Of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 1015 Detweiler Avenue, Beverly NJ.**
- D. Resolution No. 2004-81, Resolution Of The City Of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 614 Manor Road, Beverly NJ.**
- E. Resolution No. 2004-82, Resolution Of The City Of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 618 Broad Street, Beverly NJ.**
- F. Resolution No. 2004-83, Resolution Of The City Of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 228 Broad Street, Beverly NJ.**
- G. Resolution No. 2004-84, Resolution Of The City Of Beverly Authorizing Entry Into A Subordination Agreement With Respect To 504 Bridge Street, Beverly NJ.**
- H. Resolution No. 2004-85, Resolution Authorizing Late Tax Payments.**

- I. Resolutions No.2004-86, Resolution Requesting The Approval Of The Director Of The Division Of Local Government Services For The Insertion Of A Special Item Of Revenue In The City Budget For The Year 2004. (emergency management).
- J. Resolutions No.2004-87, Resolution Requesting The Approval Of The Director Of The Division Of Local Government Services For The Insertion Of A Special Item Of Revenue In The City Budget For The Year 2004.(stormwater).
- K. Resolution No. 2004-88, Resolution Of Understanding Between The City of Beverly And CWA.
- L. Treasurer's Report.

Mrs. Richards moved to approve the consent agenda with the addition of Resolution No. 2004-89, Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Mr. Williams, Mr. Krzykalski, Mrs. Richards, Mrs. Setikas and Council President Bancroft.

NAYES: None.

M. Payment of Bills. Mrs. Richards moved to approve the bills, Mr. Wolbert second the motion. Mr. Wolbert requested that the amount of the bill for Sean Richards be changed to \$117.65 Dr. Cook inquired if the bill for M & R animal shelter included the transporting of the animals to the county shelter as well. Mr. Williams inquired about the bill for Lunemann Electric in the amount of \$415.00. This bill was to help with the relocation of the electric when the offices were moved upstairs.

MAYOR'S REPORT.

Mayor Lowden read a letter from the Division of Contract Compliance and Equal Employment Opportunity that the City of Beverly is in compliance with the affirmative action regulations of the State of New Jersey.

COUNCIL REPORTS.

Mr. Wolbert request an executive session for the discussion of personnel.

Mr. Newsome welcomed the new faces to the audience and invited them back to more town meetings.

Dr. Cook discussed that she had attend a press conference near the Madison Pub in Riverside for the Riverside Triangle area. Riverside talked about their economic development plan and that the new name for the corridor was the River Route. The Mayor of Delanco spoke at the conference as well. Dr. Cook discussed that she had attend the shared services meeting on vehicle maintenance with Riverside and Delanco and that the towns were working towards the same goal. September 9 at 6pm there will be Patriots Service at the firehouse for 9/11 and everyone is invited to

attend. Dr. Cook discussed that she is still interested in a fund raiser for the City of Beverly and is looking for volunteers.

Mr. Williams reviewed that he and Mrs. Richards toured the city and looked at the street lights. He created a list of the lights and will work with public service to have some of the lights replaced or upgraded. Hanging branches or debris blocks some of the lights.

Mr. Krzykalski discussed that everyone received a summary of the survey for the PACE. One of the issues for Beverly residents was the stray animals.

Mrs. Setikas informed Director Morton that she had called central communications at 267-8300 about a suspicious car and received no answer, so she called a 265 number whom than contact a police officer. Director Morton will pull the report incident and notify central supervisor of the trouble.

Council President Bancroft discussed that he would like to have a discussion on the licensing of apartments similar to the mercantile licenses that a business must obtain. Also that a landlord must have his taxes and sewer payments current to obtain a certificate of occupancy. Council President Bancroft also discussed that he would like to see the municipal parking lot on Cooper Street become limited parking either one hour or two hour to allow shoppers to park. Currently residents are using the lot all day and it does not give visitors to the city an opportunity to park. There would be no overnight parking. The apartments over the liquor store would be given a chance to rent a parking space for a monthly fee for one space per apartment.

Dr. Cook would like council to look at passing a resolution for a handicapped parking spot for 630 Laurel Street. The police department had review the parking spot and denied the aplicaiton due to the city ordinance that anyone with a driveway is not entitled to a handicapped space in front of their home. Mr. Krzykalski discussed that he would like to take a look at the resident before making a decision. Council members will take a look at the property before the next council meeting.

PUBLIC SESSION.

John Haaf-Riverbank discussed that the burned out streetlights still cost the city money each month. Mr. Haaf inquired as to what happen in the discussion at the last council meeting about the RCA program. Mrs. Sheipe, clerk/administrator explained that council did not hold a discussion on the RCA program. Mr. Haaf also questioned the practice of contractors using the city dumpsters and that it is filled up by the next day. Council President Bancroft that contractors are not supposed to use the dumpsters. Doris Sasso of the RCA/COAH explained that all of her contractors are informed that they are to provide their own dumpsters. Mr. Haaf discussed that in the current mercantile license ordinance there is not a penalty to make the older established business obtain their license. Mayor Lowden explained

that the mercantile license was created to obtain a list for the police department for emergency contacts, not to fine someone for not complying with the city.

Judy Ridgeway inquired about the status of the building on Broad Street collapsing? Mayor Lowden explained that the building is collapsing inside and that also one of the liens holders is foreclosing on the property in the next four to five months.

Joseph Wooters-Van Kirk discussed that he was concerned about Beverly Commons and the tax abatement that the city gave them. Why for 30 years and that the city gave the property away. The city should have requested more money. Dr. Cook explained that it was a pilot program with the state and that she was against it from the beginning. Mr. Wooters inquired if the city felt that they were being held up by the state and that it was not a good deal. Mayor Lowden explained that it is not a normal project and that it is for senior only. These projects are done all over the state. Mrs. Sasso explained that HFMA would monitor the project for the next 30 years as they have an invested interest in the project. Mr. Robinson inquired as to how the state will monitor the site? Mayor Lowden explained that they would do audits of where the money goes and monitor the books for property maintenance. There will be a superintendent on site. Mr. Robinson wanted to know, how will the city know, if the landlord lets someone that is not a senior citizens rent the apartments? Council discussed the pros and cons of the Beverly Commons projects. Mr. Wooters discussed that he still feels that it is large mistake for the city.

Kate Elliott-1045 Nichols Avenue inquired as to why the city got rid of a full time police officer and hired two special officers. There is not money in the city budget to place two officers in the academy and buy new uniforms. Mr. Wolbert explained that a full vote of council agreed to allow Adam Tilger to transfer out of the city and to allow Director Morton to hire to special officer to go through the academy starting the end of August. The class 2's will be able to work for the city with an officer and cut down on the overtime. Mrs. Robinson-Warren Street inquired if the city could make the officers commit to working for the city when they graduate. Mr. kerns explained that no the city cannot make them stay, but most of the time they feel obligate. Mrs. Richards discussed that some of the time, if another town hires the officers right after graduation; they reimbursed the city for the cost of the training.

John Borden-Riverbank discussed that the city needs to look at the schools to reduce costs for tax relief. Mayor Lowden explained that since 2001 less and less aid has been received from the state for school and city aid.

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

EXECUTIVE SESSION.

Mr. Wolbert made a motion to go into executive session, Mr. Williams second the motion. All members present second the motion.

City Council went into executive session for the discussion of personnel issues.

ADJOURNMENT. Mrs. Richards made a motion to adjourn, Mrs. Setikas. second the motion. All members were in favor.

Submitted by,

Barbara A. Sheipe RMC
Municipal Clerk