

MINUTES

CITY OF BEVERLY

DECEMBER 28, 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, December 28, 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, Ms. Kinniebrew, Ms. Gillette, Mr. Krzykalski, Mrs. Richards, Council President Bancroft, Mayor Lowden, Solicitor William Kearns, Director of Public Safety Mike Morton and Municipal Clerk/Administrator Barbara Sheipe.

ABSENT: Mrs. Setikas.

MINUTES. Mrs. Richards made a motion to approve the minutes of December 14, 2004. Ms. Gillette second the motion. Dr. Cook made a correction to the minutes. On page 6 under matters to be presented by the public the sentence should read the daughter of Charlotte Rogers not the mother. With the correction all members approved the motion.

PUBLIC SAFETY.

No one from the public spoke.

COORESPONDENCE.

City Council received a request from Environmental Resolutions to approve the repair of the reconstruction of inlets of VanSciver and Van Kirk Streets in the City of Beverly. William Kirchner, city engineer reviewed the letter of December 22, 2004. The letter described the various quotes that were obtained and also the work that needed to be done. The letter and the quotes from the engineer are attached and made a part of the minutes. Mrs. Richards inquired if the hole was caused by erosion. Mr. Kirchner explained that the inlet was collapsing and the soil was washing away. The real reason would not be known until the actual process had been started. Mr. Wolbert inquired if the video equipment that the sewerage authority used belongs to them or did they rent it. Council President Bancroft explained that the sewerage authority had rented the equipment when needed. And that the authority feels that it is not their problem. Mr. Wolbert inquired from the engineer if this would be within storm water management compliance? Mr.

Kirchner explained that all new work would have to meet the new regulations. Mrs. Richards discussed the water hydrant at the end and if the reason could be that? Mr. Kirchner explained that he had looked at the water and did not believe it to be the water hydrant. They will have more answers when the hole is actually opened up for repair. Mr. Wolbert discussed if the low quote had completed work for the city before. Mr. Kirchner is familiar and comfortable with the bidders work. Mrs. Richards made a motion to award the work to John Wendler Inc for the amount of \$6700. Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Ms. Kinniebrew, Ms. Gillette, Mr. Krzykalski, Mrs. Richards, Council President Bancroft.

NAYES: None.

OLD BUSINESS.

ORDINANCE ON FIRST READING.

- A. **Ordinance No. 2004-16, An Ordinance Increasing The Fees For The Commissioners Of Fire District No 1, City of Beverly, County of Burlington.** The ordinance was read by title. Mr. Wolbert made a motion to adopt Ordinance No. 2004-16 on first reading. Mr. Newsome second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Ms. Kinniebrew, Ms. Gillette, Mr. Krzykalski, Mrs. Richards, Council President Bancroft.

NAYES: None. The ordinance will be heard on second and final reading at the regular council meeting of January 11, 2005.

NEW BUSINESS.

- A. **Resolution No. 2004-123, Resolution Adopting 2005 Temporary Budget.** The resolution was read by title. Mr. Wolbert made a motion to approve Resolution No. 2004-123, Mrs. Richards the motion. All members voted in favor.
- B. **Resolution No. 2004-124, Resolution Authorizing A Change Order For The Beaunit Mill Project.** The resolution was read by title.

Mr. Kirchner explained that a tree had fallen when the fence was removed and this would pay for the repair of the fence and also the removal of the tree. Also there is an additional cost for the removal of several layers of concrete floors that could not be seen before the project started. This would bring the total project to a cost of \$235,130. which is still within budget. Dr. Cook discussed that there seems to be a problem developing with pigeons on the site and that the city needs to be aware of future health problems. Mrs. Richards made a motion to approve Resolution No. 2004-124, Mr. Wolbert second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Ms. Kinniebrew, Ms. Gillette, Mr. Krzykalski, Mrs. Richards and Council President Bancroft.

NAYES: None.

C. Payment of Bills. Mr. Wolbert made a motion to pay the bills with the addition of a bill for \$25.00 to Riccardo' Pizza from Clean Communities account. Mrs. Richards second the motion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Ms. Kinniebrew, Ms. Gillette, Mr. Krzykalski, Mrs. Richards, Council President Bancroft.

NAYES: None.

SOLICITOR'S REPORT. Mr. Kearns wished everyone a Happy New Year.

MAYOR'S REPORT. Mayor Lowden wished everyone a Happy New Year. Mayor Lowden also discussed that Mrs. Borden will be missed by everyone who knew her. She volunteers her time for the school, cub scouts and many other activities.

COUNCIL REPORTS

Everyone on Council wished the public a Happy and Healthy New Year.

PUBLIC SESSION.

John Haaf-Riverbank discussed the minutes of November 23, 2004 and that they talked about a drug problem on the corner of Cooper and Third Street.. Mr. Haaf inquired as to what the Director of Public Safety and City Council intended to control the problem. Mr. Haaf discussed that it is wrong to encourage the wrong people even if the drug dealer are helpful. Mayor Lowden discussed that he had not read the minutes and was not at that meeting, but there was a law passed that the stores were not allowed to sell loose cigarettes in the State of New Jersey. The police need the support of council. Director Morton discussed that he is waiting to see what happened in court with the cases.

Karen Van Hoy inquired as to who appoints the Judge and Prosecutor for the court. Mayor Lowden explained that the council appoints all of the professional at reorganization and that the judge is a three-year appoint. Ms. Van Hoy inquired as to how many members of council have attend a court session to see how it is handle before they do the appoint?

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

ADJOURNMENT. Dr. Cook made a motion to adjourn, Mr. Newsome second the motion. All members were in favor.

Submitted by,

**Barbara A. Sheipe RMC
Municipal Clerk**