

MINUTES

CITY OF BEVERLY

JUNE 28, 2005

CALL TO ORDER. The regular meeting of the Common Council of the City of Beverly was called to order at 7:00pm, by Council President Bancroft on Tuesday, June 28, 2005, 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 (arrived late), Mrs. Richards, Mrs. Setikas, Council President Bancroft, Mayor Lowden, Solicitor William Kearns, Director of Public Safety Mike Morton and Deputy City Clerk Trudi Desjardins.

ABSENT: Mr. Krzykalski and Ms. Gillette.

MINUTES. Mr. Wolbert made a motion to approve the minutes of June 14, 2005, Mrs. Richards second the motion. All members present voted in favor.

CERTIFICATES OF APPRECIATION. Dr. Gail Cook presented certificates of appreciation for residents and businesses that went the extra mile for help with the Memorial Day celebrations. BCIT School in Westampton donated the programs for the Memorial Day celebration and that the funds for the May 29th program celebration were donated by Dunks Ferry. Dr. Cook presented Pam Miller, Amy Kimball, Emily Kimball, Ellen Dunhardt Mark Rozella, Derek Miller, James Miller, Stephen Anderson, Charles Pollitan, A.E.Litho and the Yeller Family, Linda Bernbaurn, John Loftus, Ray Schobert, Diane Marshall, Steve Frest, Gary Eastwick, John and Margie Newsome, Beverly Morgan, Nelly Vera with certificates of appreciation. Those who were not in attendance will be given their certificates. Dr. Cook also thanked Edgewater Park and the City of Beverly for the financial and physical support.

COORESPONDENCE.

Mayor Lowden read a letter from Burlington County American Legion Executive Committee thanking the city for the donation to help cover the expenses occurred for the Memorial Day parade. Mrs. Richards thanked Dr. Cook and Pam Miller for the work on the organization of the parade.

Letter from Environmental Resolution regarding the proposal for the Housing Element and Fair Share Plan, Third Round COAH. The estimated fee is \$5,000. Mrs. Richards made a motion to issue a purchase order to Environmental Resolutions, Mr. Newsome inquired if the city had budgeted the money. Council

President Bancroft explained it could come out of engineering. It is mandated by the state to have this plan done this year. Mr. Wolbert discussed that the engineering budget had been increase this year. Mrs. Setikas second the motion. At the call of the roll, the vote was:

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

NAYES: None.

OLD BUSINESS.

ORDINANCE ON SECOND READING.

A. **Ordinance No. 2005-13**, An Ordinance of the City of Beverly To Amend Chapter XI Traffic Section 11-2.1 Parking Prohibited (Garfield). The ordinance was read by title. Council President Bancroft opened the ordinance to the public for comment. No one wishing to be heard on this ordinance the public section was closed. Mrs. Richards made a motion to adopt Ordinance No. 2005-13 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, Mrs. Richards, Mrs. Setikas, Council President Bancroft.

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

NEW BUSINESS. Item A through E 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. 2005-59**, Resolution Authorizing Submission of Municipal Alliance Grant.
- B. **Resolution No. 2005-60**, Resolution Authorizing A Lien On Block 77, Lot 9, Broad Street and Railroad Avenue.
- C. **Treasurer's Report.**

Mrs. Richards made a motion to approve the consent agenda, Dr. Cook second the motion. At the call of the roll, the vote was:

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

NAYES: None.

D. **Payment of Bills.** Mr. Newsome requested that line 36 the bill for Burlington County Times be changed to the amount of \$20.16 from \$34.92, Mr. Wolbert requested that line item 22 be changed from \$21.04 to \$18.84. Mr. Newsome made a motion to approve the bills with the corrections, Mr. Wolbert second the motion. At the call of the roll, the vote was:

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

NAYES: None.

PUBLIC SAFETY.

Mr. Haaf-Riverbank discussed the tragedy in Camden with the children found in the car trunk. Mr. Haaf discussed that the city has abandoned vehicles in the yards and streets. They are a safety issue as well as an eyesore. The city has ordinances on the books that required these vehicles to be removed. Director Morton will check into the abandon vehicles.

SOLICITOR'S REPORT. None.

MAYOR'S REPORT. The Mayor discussed that there is money available in Small Cities for the year 2005. Also that the bid threshold has been raised by the state and that the city does not have to obtain bids unless the amount is over \$21,000. The quote threshold has also been changed to \$3,150. The only exception to this rule is the road contracts are at \$15,000 and school transportation is still at \$15,000.

COUNCIL REPORTS.

Mr. Wolbert discussed that at the Planning Board meeting on June 15 the BCCAP application was deemed to be incomplete and that they will be returning to the board in July. Beverly Commons resolution was held because they did not contact the city engineers as promised. Mrs. Richards inquired as to how long could they continue without actually starting. Mr. Wolbert explained that all of their approvals have to be in place before HMFA gives them their funding. Mayor Lowden explained that they did receive their final site plan approval, just not the resolution memorializing the action. Mrs. Richards requested that they are made to clean up the site.

Mr. Newsome discussed that at the last meeting they had capital budget items and the auditor had talk during budget session about having 5% in reserve for capital items that the city wanted to do.

Dr. Cook informed everyone that the Eagle has been placed at the Riverline on Cooper Street and that the county college sponsored it. The waterfront workshop summary will be presented on July 12 at 6:30pm with the regular council meeting to follow at 8pm and also on Saturday July 16 at 10am. Dr. Cook introduced Resolution No. 2005-61, Resolution Strongly Opposing The Department of the Army's Plan To Dump The Byproduct of XV Into The Delaware River. Mrs. Wetherill discussed that it should be made clear that the nerve agent had to be altered through a process before being placed into the river and that there was several process that the nerve agent would go through before being released. Dr. Cook read the resolution in its entirety and a motion was made by Dr. Cook to approve the resolution. Mrs. Richards second the motion. At the call of the roll, the vote was:

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

NAYES: None.

Mrs. Richards discussed that she will be attending the shared services meeting on Thursday in Medford that is being held by the Burlington County Bridge Commission.

Mrs. Setikas thanked Charlotte Rogers for the donation of ribbons and also that she made red, white and blue ribbons to benefit the Library.

Council President Bancroft discussed that the first part of Railroad Avenue is completed and that the bids are going out for the drainage improvements to the other section of Railroad.

PUBLIC SESSION.

Patrick Piryli-Cooper Street discussed that he was out to the Beverly Sewerage Plant and that he saw mowers that looked like they needed some maintenance work. Mr. Piryli inquired if the city has a maintenance program? Mr. Wolbert explained that the sewerage authority performs a lot of the routine maintenance for the city and that he will discuss the matter with public works.

George Mickle-Jennings Street thanked Mr. Haaf for his work on the air conditioner unit in the council/court room.

Mr. Haaf-Riverbank thanked Dr. Cook on behalf of the public for her work. Mr. Haaf discussed that the local ordinances need to be enforce and that residents need to be cited for not following the ordinances.

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

EXECUTIVE SESSION. Mrs. Richards made a motion to go into executive session for the discussion of personnel. Mrs. Setikas second the motion. All members voted in favor. Motion was made to return to public session by Mrs. Setikas, Mr. Newsome second the motion. All members voted in favor of the motion.

Mr. Wolbert made a motion to have a letter sent to Department of Personnel to retain Ryan Kleiman on the police certification list for the City of Beverly. Mrs. Setikas second the emotion. At the call of the roll, the vote was:

AYES: Mr. Wolbert, Mr. Newsome, Dr. Cook, Ms. Kinniebrew, Mrs. Setikas, Council President Bancroft.

NAYES: None.

ABSTAIN: Mrs. Richards.

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

Submitted by,

**Barbara A. Sheipe RMC
Municipal Clerk**