

MINUTES
BEVERLY CITY COMMON COUNCIL
REGULAR MEETING OF OCTOBER 26, 2010
7PM

CALL TO ORDER- 7:05 p.m.

OPEN PUBLIC MEETINGS ACT [N.J.S.A. 10:4-6] *In compliance with the Open Public Meetings Act, this is to announce that adequate notice of this meeting was provided in the following manner: On January 5, 2010 advance written notice of this meeting was posted on the public bulletin board in the City Hall; was mailed to **THE BURLINGTON COUNTY TIMES** and to the **CAMDEN COURIER POST**; was filed with the City Clerk and was mailed to all persons who requested and paid for such notice. **The proceedings of all meetings are typically electronically recorded and the minutes will be on file in the office of the City Clerk.***

FLAG SALUTE

ROLL CALL

PRESENT	ABSENT	NAME
x		Luis Crespo-President
x		John Newsome-Pro-Tem President
x		Martin Bass
x		Scott Williams
	X	Rebecca Boettger
	X	Harold Robertson
x		Brian Perkins
x		Alfred Desjardins
x		Barbara Kelly
x		Dr. Gail Cook, Mayor
x		Trudi Desjardins, Acting City Clerk
x		Samuel Reale, Solicitor
		William H. Kirchner, Engineer

COORESPONDENCE: Mayor Cook read an award letter from Palmyra High School and a commendation from the County Prosecutors Office.

Joe Robinson, Jr., Tax Assessor for Beverly City, said the tax maps were now updated and the City should seek a postponement on the revaluation. President Crespo opened the meeting to the Public. Mark Schwedes, of Wheatley Avenue, asked if the revaluation price will increase and Mr. Robinson stated that the price will hold as stated. The Public Session was closed.

MINUTES: Miss Kelly made a motion to adopt the minutes from October7, the special meeting. Mr. Perkins seconded the motion. The Roll Call showed the following results:

Yes	No	Abst	
x			Luis Crespo-President
x			John Newsome-Pro-Tem Pres
			Martin Bass - late
x			Scott Williams
			Rebecca Boettger - absent
			Harold Robertson - absent
x			Brian Perkins
		X	Alfred Desjardins

x			Barbara Kelly
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OLD BUSINESS: Referring to the curfew Ordinance, the Solicitor stated that even at second hearing tonight, the ordinance still could not be advertised in time to take effect. Mr. Williams made a motion to refer the ordinance to the Law & Ordinance Committee. Mr. Newsome seconded the motion. All members present voted yes.

ENGINEERS REPORT: President Crespo said the Council will hold until the Engineer arrives.

NEW BUSINESS:

Consent Agenda – Mr. Williams motioned to adopt Resolution 2010-416: Affirming the City of Beverly’s Civil Rights Policy, Resolution 2010-417: Authorizing the Sell Back of Unused Vacation Time, Resolution 2010-418: Authorizing Entry into a Subordination Agreement and Resolution 2010-422: To Seek an Extension of the Revaluation Process. The Roll Call showed the results of voting:

Roll Call on Consent Agenda

Yes	No	Abst	
x			Luis Crespo-President
x			John Newsome-Pro-Tem President
			Martin Bass – came in later
x			Scott Williams
			Rebecca Boettger - absent
			Harold Robertson - absent
x			Brian Perkins
x			Alfred Desjardins
x			Barbara Kelly

Mr. Perkins made a motion to adopt on first reading Ordinance 2010-7; amending the Existing Recycling Ordinance. Mr. Newsome seconded the motion. The Roll Call showed the following results:

Ordinance 2010-7

Yes	No	Abst	
x			Luis Crespo-President
x			John Newsome-Pro-Tem President
			Martin Bass
x			Scott Williams
			Rebecca Boettger- absent
			Harold Robertson- absent
x			Brian Perkins
x			Alfred Desjardins
x			Barbara Kelly

The public hearing is scheduled for the next meeting on November 9, 2010.

President Crespo stated that Ordinance 2010-8; Amending the Land Development Ordinances pertaining to the Design of Containment Areas, needs to be referred to the Planning Board prior to second reading. Mr. Perkins made a motion to adopt on first reading. Mr. Desjardins seconded the motion. The results of the roll call vote are as follows:

Ordinance 2010-8

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
			Martin Bass
X			Scott Williams
			Rebecca Boettger- absent
			Harold Robertson- absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

President Crespo stated that the second hearing date on Ordinance 2010-8 would be announced at the next meeting.

SOLICITOR’S REPORT: The Solicitor stated that he has some issues he would have to discuss with the Pine Street developers. The Solicitor referred to the buyback of vacation resolution, stating that the toolkit is currently on hold.

MAYOR’S REPORT: Mayor Cook stated that, on October 21, at the Beverly City School, she presented the proclamation for Keeping Lights on After School. The Mayor announced that the school received a \$30 thousand grant and that 23 children could take part in the program. The Mayor stated that she felt very proud and complimented the school.

COUNCIL REPORTS:

Barbara Kelly – said that the Halloween party will be from six to nine p.m. and that they will have a DJ. She stated that it will be a great time for kids and parents.

Scott Williams – spoke about street signage and patching along Warren Street. Mr. Williams also stated that The City can put up no parking signs on west Warren.

President Crespo – stated that a letter has been sent to The F.O.P. for discussion of negotiation dates and times.

PUBLIC SESSION: The meeting was opened to the Public at 7:34 p.m. Mark Schwedes, Wheatley Avenue, asked the status of tax collection, and President Crespo said that most of the third quarter has come in and that we’re caught up with school tax payments. Amy Bent, 131 Warren Street, asked for support from Council for A3305, which would require DEP to conduct vibration analysis along routes for disposal of dredged material from the Delaware River. Ryan Atkinson, Cooper Street, asked about the grant proposal for County parks and about Rebecca Ridgway-Boettger empty seat. President Crespo said the seat is vacant due to lack of attendance. Public Session was closed at 7:38 p.m.

EXECUTIVE SESSION: Mr. Newsome made a motion to adopt Resolution 2010-419, to go into Executive Session. Miss Kelly seconded the motion. All members present were in favor. President Crespo stated that action will be taken when Council moves back into Public.

Executive Session ended at 8:44 p.m. President Crespo announced that Mr. Kirchner will not be in. Mr. Bass had arrived at 7:50 p.m.

Mr. Desjardins made a motion to adopt Resolution 2010-415, which awards a one year contract with South Jersey Sanitation, Mr. Newsome seconded the motion. The roll call results were:

Resolution 2010-415

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

Mr. Newsome made a motion to adopt Resolution 2010-420, the Resolution for the Renewal of Membership in the Burlington County Municipal Joint Insurance Fund. Mr. Bass seconded the motion. The roll call vote is as follows:

Resolution 2010-420

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

Mr. Williams made a motion to adopt Resolution 2010-421, Adopting Personnel Policies and Procedures. This resolution covers the Employees Manual and will be reviewed and possibly amended. Mr. Bass Seconded the motion. The roll call results are as follows:

Resolution 2010-421

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

Mr. Desjardins made a motion to adopt Resolution 2010-423, in Support of A-3305, requiring DEP to conduct vibration analysis along routes for disposal of dredged material from the Delaware River. Mr. Bass seconded the motion. The roll call results are as follows:

Resolution 2010-423

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

Mr. Bass made a motion to adopt Resolution 2010-424, Appointing Ken Gerber as Acting Administrator from October 27, 2010 to December 1, 2010. Mr. Gerber would receive no raise, and would work up to 40 hours a week. Mr. Newsome seconded the motion. The roll call results follow:

Resolution 2010-424

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent
X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

Mr. Bass made a motion to adopt Resolution 2010-425, Which Directs the Solicitor to take all Appropriate Steps, Including Legal Action, to protect and Preserve the City's Interest and Recover the City's Property. Miss Kelly seconded the motion. The roll call results follow:

Resolution 2010-425

Yes	No	Abst	
X			Luis Crespo-President
X			John Newsome-Pro-Tem President
X			Martin Bass
X			Scott Williams
			Rebecca Boettger-absent
			Harold Robertson-absent

X			Brian Perkins
X			Alfred Desjardins
X			Barbara Kelly

ADJOURNMENT: Mr. Bass made a motion to adjourn. Mr. Desjardins seconded the motion. All members present were in favor.

Respectfully Submitted,

Trudi W. Desjardins
Acting Municipal Clerk