

THE COMMON COUNCIL OF THE CITY OF BEVERLY
COUNCIL MEETING
APRIL 23, 2013
7:00PM

M I N U T E S

CALL TO ORDER

The meeting was Called to Order at 7:10PM by Council President Bancroft.

OPEN PUBLIC MEETINGS ACT STATEMENT

Mr. Bancroft read the following statement into the Minutes: *In compliance with the Open Public Meetings Act, NJSA 10:4-6, this is to announce that Adequate Notice of this meeting was provided in the following manner: On January 8, 2013, advance written notice of this meeting was posted on the Official Bulletin Board in the City Hall, was emailed to THE BURLINGTON COUNTY TIMES for publication and emailed to the CAMDEN COURIER POST for advise, was filed with the Municipal Clerk, and was mailed to all persons who requested and paid for such notice. The proceedings of all meetings are electronically and manually recorded, and the Minutes will be on file in the office of the Municipal Clerk.*

FLAG SALUTE

Mr. Bancroft led those present in the Flag Salute.

ROLL CALL

Present:

Mayor: Randy H. Miller

Council President: Robert H. Bancroft

Council Members:

Lawrence F. Carlbom

Luis M. Crespo

Robert E. Lowden, Jr.

Robert D. Thibault

Administrator/Director of Public Safety: Richard Wolbert

Solicitor: Brian Guest

Engineer: William H. Kirchner (Attendance not required.)

Municipal Clerk: Donna F. Snyder, RMC/CMR/CPM

MINUTES

Regular Council Meeting: 4/9/13, 12/27/12.

Executive Session Meeting: 3/26/13

The Regular Session Minutes of 4/9/13 were Motion for Approval by Crespo; Second by Thibault. Roll Call Vote - All Ayes. Motion

Carried Regular Minutes of 12/27/12 were Motioned for Acceptance by Thibault; Second by Crespo. Motion for Acceptance Carried.

Motion to Approve Executive Session Minutes of 3/26/13 by Crespo; Second by Thibault. Roll Call Vote - All Ayes, except Carlbon-Abstain. Motion Carried.

PRESENTATION TO: SHELDON D. MERRITT - 25 YEARS OF SERVICE

Mayor Miller presented Public Works Employee Sheldon Merritt with a commemorative plaque recognizing his 25 years of employment with and service to the City of Beverly. Sheldon was congratulated by all.

RESOLUTIONS:

RESOLUTION 2013-87

A Resolution authorizing the Tax Collector to prepare and mail Estimated Tax Bills in accordance with P.L. 1994, C.72. Motion to Approve by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-88

A Resolution certifying the Beverly City Annual Audit Report of Audit for CY 2012 with Group Affidavit, in compliance with N.A.C.5:30-6.5. Motion to Approve by Crespo; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-89

A Resolution authorizing the cancelation of outstanding checks prior to January 31, 2013 which are no longer required. Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-90

A Resolution approving Pay Estimate Number 3 Final, and the signed Payment Voucher submitted by Curb-Con, Inc. for the Cooper Street Gateway Project, Pay Estimate which includes the payment of the 2% Retainage that remained for this project. The Invoice is in the amount of \$242,587.42, less a previous payment of \$237,735.67, leaving a balance of \$4,851.75 owed the Contractor, Curb Con, Inc. at this time, pending receipt of all required and approved paperwork, and Certification of Funds by the Beverly City CFO. Motion to Approve by Lowden; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-91

A Resolution authorizing purchase of the Web Inquiry and Payment Portal Service (WIPP) software through the City's Edmunds Finance System for an annual fee of \$600, with Certification of Funds by the Beverly City CFO. Motion to Approve by Thibault; Second by Crespo. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-92

A Resolution approving Vendor's Permit for Elliott Duritz to sell soft pretzels and cold water via mobile cart along the Beverly City/Edgewater Park Memorial Day Parade Route, pending submission of all applicable City and Police paperwork. Motion to Approve by Crespo; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2013-93

A Resolution approving Vendor's Permit for Jimmie Miles to drive throughout the City of Beverly to sell "Jack & Jill" ice cream via a "Jack & Jill" vending truck for the remainder of the 2013 Calendar Year, pending submission of all applicable City and Police paperwork. Motion to Approve by Thibault; Second by Crespo. Roll Call Vote - All ayes. Motion Carried.

OLD BUSINESS:

For Executive Session: Contractual.

New Jersey American Water Company Waterfront Property:

Mark Asselta - Brown and Connery

Marc Selover, LSRP - Environmental Resolutions

Local Finance Notice 2013-14R: Instructions for online submission of annual Financial Disclosure Statements for Local Government Officers. The Clerk advised that the new deadline is now May 31, 2013.

NEW BUSINESS:

"Operation Take-Back": City sponsored program to turn-in old/unused prescription drug medications, Saturday, 4/27/13 at City Hall from 10AM-2PM. Mr. Wolbert clarified the program and advised that this was for prescription drugs only, and that the ADA facilities will be opened this day/time for the convenience of those who require same.

BILLS LIST

Upon review and discussion, the 4/22/13 Bills List was Motioned for Approval by Crespo; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

CORRESPONDENCE

Mayor Miller read the Correspondence which will be appropriately handled/filed by the Clerk's Office.

Burlington County Chamber of Commerce - "Buy Local" Initiative.

Catholic Charities/Providence House Domestic Violence Services.

Burlington County Animal Shelter - "Pet Fest" - Saturday, 4/27/13, 11A-4P.

COMMENTS/REPORTS

Mayor - Nothing at this time.

Council

Mr. Thibault advised that they have received good leads on Bands for the Parade playing patriotic music. Willingboro High School will participate. Donations are coming in. Phone appeals are being made to businesses. All is shaping up nicely.

Mr. Thibault updated everyone on the success of the "Chili Cook-off". There were seven entries, and \$264 was raised for the Memorial Day Parade.

Mr. Carlbon advised that the "Clean Communities" Clean-up Day will be Saturday, May 18, 2013. Those interested can see the Registration Form to participate and also check for information on the City Website. He also stated that the "Events Committee" put together a 2013 list, for events known as of this date, for Community Events. This will also be posted to the Website.

Mr. Lowden advised that the August 18, 2013 Baseball Game will be at 7:08PM. He asked if a special Rail Line train could be run late on that night to facilitate transportation for attendees for this fundraiser. The Administrator will check and advise.

Administrator/Public Safety Director

Mr. Wolbert advised that he had notified Marty Livingston at the County Roads Department regarding accidents occurring at Broad and Warren Streets in Beverly. There were 3 accidents in April alone, noting that brings the total to 18 over time. Mr. Wolbert forwarded copies of the accident reports for Mr. Livingston to see what can be done.

Mr. Wolbert advised Council that he had spoken to Florence Township Administrator Richard Brook regarding Beverly City joining the NJ Sustainable Energy Meeting Consortium (NJSEM). Florence has saved

\$99,000 to date. There are 185 towns throughout the State that take advantage of the dollar savings on their energy bills. (Note: With NJSEM the City's electricity is still provided by PSE&G, it's purchased collectively at a reduced rate through NJSEM.) He requested approval for the \$150 fee to join the Consortium for the next round. Council took the following Action:

RESOLUTION 2013-94

A Resolution authorizing Administrator Wolbert to take part in the NJSEM Energy Consortium at a fee of \$150 for the next round. Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

Mr. Wolbert then advised Council that there are ongoing issues with the Police Department's "Black & White". The transmission needs replacement. Willingboro will do the job, replacing with a Jasper Transmission, for \$2,139. Without this vehicle, we're down two cars. The Guarantee is for 100,000 miles and a 1-Year Warranty. Council took the following Action:

RESOLUTION 2013-94A

A Resolution authorizing Administrator Wolbert to proceed with the \$2,139 repair of the Police Department "Black/White" vehicle, work to be performed under our Shared Services Agreement with Willingboro Township. A Jasper Transmission will be installed with a 100,000 mile Guarantee, and a 1-Year Warranty. Repair based on Certification of Funds by the CFO. Motion to Approve by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

Professionals -Nothing at this time. Comments for Executive.

Clerk - Nothing at this time.

PUBLIC COMMENT

*This portion of the meeting provides the public with an opportunity to ask questions of City Council concerning the City, or to address questions to the Administrator/Director of Public Safety. **Please state you name and address for the record.***

Public Comment was had by Mary Ellen Knudson, Ron Paice, Amy Bent, Barbara Russell, John Fine, Ron Murphy, and Loy Ellsworth. Topics included Clarification of checks never cashed; Replacing one of the backboards on the basketball court; Clarification for leaf pickup; Posting of the Curfew Ordinance; Clarification on the "Take-back Program"; EMT Squad update; Clarification on yard/branch debris;

Clarification on Resolution 2013-91 being beneficial to the City's cash flow.

There being no further comments, Motion to Move to Executive Session at 8:08PM by Crespo; Second by Thibault. All in Favor. Motion Carried.

EXECUTIVE SESSION

Resolution 2013-94B:

A Resolution of the Common Council of the City of Beverly to hold Executive Session in accordance with the Open Public Meetings Act, P.L. 1975, Chapter 231, permitting the exclusion of the Public from a meeting in certain circumstances which the Governing Body deem now exist:

CONTRACTUAL

LITIGATION

POSSIBLE LITIGATION

PERSONNEL

ACTION TAKEN AFTER EXECUTIVE: YES NO

ADJOURNMENT

There being no further business, Motion to Adjourn at 8:51PM by Thibault; Second by Carlbon. All in Favor. Motion Carried.

Respectfully submitted,

Donna F. Snyder, RMC/CMR/CPM

Date

APPROVED:

Randy H. Miller, Mayor

Date