

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**COUNCIL MEETING**  
**APRIL 9, 2013**  
**7:00PM**

**M I N U T E S**

**CALL TO ORDER**

The meeting was Called to Order at 7PM 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. Carlbon

Robert D. Thibault

Acting 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

**Absent:**

Council Members: Crespo and Lowden

**NOTE: Mr. Lowden in at 7:05PM.**

**MINUTES**

Regular Council Meeting: 3/26/13. Motion to Approve as submitted made by Thibault; Second by Lowden. Roll Call Vote - All Ayes, except Carlbon-Abstain. Motion Carried.

Executive Session Meeting: 3/26/13. These Minutes will be presented to Council at their 4/23/13 meeting.

**ORDINANCES:****ORDINANCE 2013-2: SECOND READING/PUBLIC HEARING**

An Ordinance adopting the International Property Maintenance Code, 2012 Edition, as the Property Maintenance Code for the City of Beverly and repealing inconsistent provisions. After Second Reading/Public Hearing, with clarifications being given, Motion to Adopt by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

**Ordinance 2013-3: SECOND READING/PUBLIC HEARING**

An Ordinance to exceed the Municipal Budget Appropriation limits and to establish a CAP Bank (N.J.S.A. 40A:4-45.14). After Second Reading/Public Hearing, with clarifications given, Motion to Adopt by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

**ORDINANCE 2013-4: SECOND READING/PUBLIC HEARING**

An Ordinance establishing the position of Code Enforcement Officer for Exterior Property Maintenance for the City of Beverly. After Second Reading/Public Hearing, with clarifications being given, Motion to Adopt by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

**ORDINANCE 2013-5: FIRST READING/INTRODUCTION**

Said Ordinance was read by title on First Reading as follows:  
An Ordinance amending Ordinance 2012-2 establishing the duties and responsibilities for the position of Director of Public Safety in the City of Beverly. Said Ordinance will come before Council at their April 23, 2013 meeting at 7PM at Beverly City Hall for Second Reading/Public Hearing at which time all those wishing to be heard on same will be so heard.

**RESOLUTIONS:**

**RESOLUTION 2013-61 Second Reading/Public Hearing on the 2013 Beverly City Municipal Budget.** (Introduction of same was held at Council's 3-12-13 Meeting.) It was noted to those present that no action will be taken on the 2013 proposed Budget at this time, as the City is still waiting to hear back from the State relative to the City's application for Transitional Aid. As notice for Public Hearing was previously advertised for Council's 4/9/13 meeting, Public Comment was had at this time. Clarification was given that once the State advises re Transitional Aid (most likely not until June or July this year), the current proposed Budget will be amended in conjunction with same, and there will be a Continuation of Public Hearing with re-advertising for same.

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 At this time, Mr. Lowden requested a "Consent Agenda" for Resolutions 2013-75, 82, 84, 85, and 86:

**RESOLUTION 2013- - CONSENT AGENDA**

*For approval of Resolutions 2013-75, 82, 84, 85, and 86 by "Consent Agenda". Consent Agenda items are not individually discussed. A Resolution approving the "Consent Agenda" (which may or may not include the reading of the list of items appearing on the Consent Agenda) is Moved, Seconded, and Voted upon as one item by the Governing Body. If any discussion is requested on same, it is removed from the "Consent Agenda" to the Regular Agenda.*

**RESOLUTION 2013-75 (Held from Council's 3/26/13 Meeting:**

A Resolution authorizing an Agreement between Willingboro Township and the City of Beverly for Certified Recycling Professional Services for submission of Beverly City's 2013 Recycling Tonnage Report for the 2012 Calendar Year.

**RESOLUTION 2013-82**

A Resolution approving the Corrective Action Plan for the Beverly City 2012 Calendar Year Audit.

**Resolution 2013-84**

A Resolution authorizing a "Camden Riversharks" Fundraiser in August, 2013, per the attached details, to raise money for Beverly City "Community Events", specifically for the City's Community Day event, and to authorize the required \$100 registration fee for same, based on Certification of Funds by the Beverly City CFO.

**RESOLUTION 2013-85**

A Resolution appointing Richard A. Wolbert as Code Enforcement Officer for Exterior Property Maintenance effective 4/9/2013.

**RESOLUTION 2013-86**

A Resolution certifying a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, The Recycling Enhancement Act, in Calendar Year 2012 in the amount of Three Thousand Five Hundred Forty-Seven and 86/100 Dollars (\$3,547.86). Documentation supporting this submission is available at Beverly City Hall, 446 Broad Street, Beverly, NJ 08010 and shall be maintained for no less than five (5) years from this date.

Motion to Approve Resolutions 2013-75, 82, 84, 85, and 86 by Thibault; Second by Lownds. Roll Call Vote - All Ayes. Motion Carried.  
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**Resolution 2013-83**

A Resolution appointing Richard A. Wolbert as Permanent, Full-Time Administrator/Director of Public Safety effective April 9, 2013. Congratulations were given to Mr. Wolbert for a job well done as "Acting". Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

**OLD BUSINESS:**

- WIPP Edmunds Software Program for Tax Office. This Software Program will go on Council's 4/23/13 Agenda as a Resolution for approval.
- Governor's Best Practices Worksheet - Submitted to State 3/29/13. Council was given copies of same for their information and file.

**NEW BUSINESS:**

Mr. Thibault advised that the Emergency Squad had a damaged sign from the storm, but that it was discarded prior to our seeing if it could be repaired.

**BILLS LIST**

Review of the 4/8/13 Bills List for approval. Upon review and clarifications, Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

**CORRESPONDENCE**

There was no additional Correspondence at this time.

**COMMENTS/REPORTS****Mayor and Council**

Mayor Miller advised that work was still progressing on the Parade and the Mayor's Memorial Day Celebration at the River. "Rita's Water Ice" will be provided at a discounted price. A "Beverly Bucks" coupon will be subsidizing same. He stated they were also looking at having a band that would not conflict with the Parade.

Mr. Thibault advised that relative to the Parade, they were continuing to gather participants, vendors, etc. The Economic Development Committee is looking at the Waterfront purchase but won't be rushing into any immediate decisions. They're looking at future environmental concerns at this point.

Mr. Carlbon advised that Public Works cleaned up the back of City Hall, with assistance from himself, Mr. Wolbert, and Mr. Piryllis. Clean Communities has scheduled a Clean-Up Day for May 18, 2013 from 8AM-Noon across from City Hall at the park, and down at the Sewer Authority park. He also stated that shirts and hats would be handed out for the Parade. Additionally, and "Old Cell Phone" fund raiser will be taking place sponsored by Clean Communities; a date will be advised. Mr. Carlbon stated that a Recycling Coordinator's meeting was held today, and that reporting was under control. He also re-stated OTC's request not to put recycling out for pickup on extremely windy days - to hold same for the next pick-up day.

#### **Administrator/Public Safety Director**

Mr. Wolbert advised that he had received a letter of commendation from Delran Chief of Police DeSanto for Sgt. Boettger and Officer Mickle relative to an incident in Delran on March 26, 2013 to which both Beverly officers gave assistance. Chief DeSanto reported that "Sgt. James Boettger and Officer Shawn Mickle showed the utmost professionalism during a high stress incident. In a time when manpower is at minimum for our small departments, inter-agency cooperation is essential." Mr. Wolbert thanked both Officers for their commendable response in this assist. A copy of this letter will be placed in each officer's file.

Mr. Wolbert also reported that Manor Road would be closed from 4/26/13 through and including 5/3/13 to replace the railroad crossing. Appropriate signs will be posted, and all concerned have been notified. Additionally, a City bulletin board has been repositioned in the vestibule at the main entrance to City Hall. Community events can be posted on this board.

Mr. Wolbert stated that he along with the assistance of Mr. Piryllis and Mrs. Carlbon has updated the Website. Also, information on a prescription drug "Take-Back" program will be posted on the Website.

Mayor Miller then reminded everyone about the "Chili Cook-off" that will be held on Saturday, April 13, at St. Stephen's Church.

Mr. Thibault advised that, relative to Manor Road Commercial Truck traffic, he had visited with the operator of the Cosden facility regarding maintenance cycles and for a special, dedicated truck route, possibly Bridgeboro to Broad-Broad to Warren-Warren to Lee.

Mr. Wolbert further noted that, after speaking with ERI, final drafts on the Northwest Roads Project are completed and that we will go out to bid in early summer. The concrete work will be done this year; next year all of Nichols and one block of Bentley for curbs/sidewalks/drainage swells.

Professionals - Nothing at this time.

Clerk - Nothing at this time.

Tax Collector - Monthly Report for March 2013. Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

NOTE: Mr. Crespo in at 7:48PM.

PUBLIC COMMENT

Public Comment was had by Barbara Russell, Loy Ellsworth, Dale Thompson, Ron Paice, and Ron Murphy. Discussion was had on "thank you" to Mr. Thibault regarding interaction with Cosden; electronics continuing to be placed curbside when this is not allowed; clarification on fees for Landfill and Tipping Fees; tax payment relative to Delinquent Notices going out; the City Website address; clarification of Postage Fees on the Bills List; trucks leaving dirt as they come down Broad Street; a Burlington City Restaurant Chef's interest in the "Chili Cook-off"; new businesses coming into town.

EXECUTIVE SESSION - NO EXECUTIVE SESSION.

Resolution 2013-\_\_\_\_\_ :

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 \_\_\_X\_\_\_N/A

**ADJOURNMENT**

There being no further business, Motion to Adjourn at 8:02PM was made by Thibault; Second by Crespo. All In Favor. Motion Carried.

Respectfully submitted,

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

\_\_\_\_\_  
Date

APPROVED:

\_\_\_\_\_  
Randy H. Miller, Mayor

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Date