

THE COMMON COUNCIL OF THE CITY OF BEVERLY
COUNCIL MEETING
FEBRUARY 26, 2013
7:00PM

M I N U T E S

CALL TO ORDER

The meeting was Called to Order at 7:05PM 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:

Council President: Robert H. Bancroft

Council Members:

Lawrence F. Carlbon

Luis M. Crespo

Robert E. Lowden, Jr.

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:

Mayor: Randy H. Miller

Council Member: Robert D. Thibault (Present at 7:40PM)

MINUTES

Regular Council Meeting Minutes for January 17 and January 23, 2013 were Approved with a Motion by Crespo; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

The following Executive Session Minutes submitted for Approval will be held to Council's March 12, 2013 meeting so that Council and the Solicitor have the opportunity for full review.

January 17, 2013;
February 14 and February 28, 2012;
May 22, 2012; June 12, 2012;
January through December 2011.

ORDINANCES:

ORDINANCE 2013-1: SECOND READING/PUBLIC HEARING

An Ordinance of the Common Council amending the current Salary Ordinance 2012-3 to adjust the salary ranges for the positions of Administrator and Director of Public Safety. There was no Public Comment. Motion to Approve after Second Reading/Public Hearing by Crespo; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTIONS:

Note that both Resolution 2013-54 and Resolution 2013-55 were "VOIDED" as all initial paperwork was, in fact, in order.

Resolution 2013-54 - VOIDED

A Resolution VOIDING Resolution 2013-37 that appointed Robert E. Lowden, Jr. to a five-year term on the Beverly Sewer Authority to correct vote.

Resolution 2013-55 - VOIDED

A Resolution appointing Robert E. Lowden, Jr. to a five-year term on the Beverly Sewer Authority.

Resolution 2013-56

A Resolution approving a Handicap Parking Space located in front of 511 Laurel Street, appropriate documentation having been submitted and on-site inspection being completed. Motion to Approve by Crespo; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

Resolution 2013-57

A Resolution authorizing a Shared Services Agreement with the Township of Willingboro for Housing Inspection Services for the 2013 Calendar Year. Motion to Approve by Crespo; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

Resolution 2013-58

A Resolution amending Resolution 2013-16 to show corrected names for Beverly City Crossing Guards for the 2013 Calendar Year. Motion to Approve by Lowden; Second by Crespo. Roll Call Vote - All Ayes. Motion Carried.

At this point in time, Council President Bancroft, dealing with a bad cold, was losing his voice. Motion by Crespo to appoint Council Member Lowden as President Pro-Tem for the remainder of this meeting, as Council Member Thibault, appointed President Pro-Tem at Reorganization, was absent. Second by Carlbon. All in Favor. Motion Carried.

OLD BUSINESS:

- Authorization for Aerial Mosquito Control by the Burlington County Health Department.

Mr. Carlbon updated Council and those present with his researched information relative to the effects of the sprayed chemicals used by the County in the aerial process. Upon review and discussion, Council voted NOT to proceed with spraying at this time, with a Motion by Lowden; second by Carlbon. Roll Call Vote - All Ayes, except Crespo-Abstain. Motion Carried, and earlier numbered Resolution 2013-35 relative to same was Voided.

NEW BUSINESS:

- Waiving of Road Opening Permit Fees for 44 Pine Street.

Acting Administrator Wolbert updated Council on the issue at hand relative to this location with the sewer lateral being close to the road surface with the curb on top of same. The homeowner repaired; the Engineer checked and advised that it will be a contractor issue, and the contractor will be reimbursing the homeowner.

RESOLUTION 2013-59

A Resolution authorizing the waiver of Road Opening Permit Fees at 44 Pine Street as homeowner made repairs to their Sewer Lateral which, per Engineering inspection, was found to have been damaged during excavation by the Contractor of Record who was replacing curbing during Phase II Pine Street Project. The homeowner will be reimbursed by said Contractor. Motion to Approve by Crespo; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

BILLS LIST

The 2/25/13 Bills List was reviewed with Motion to Approve by Lowden; Second by Carlbon. Roll Call Vote - All Ayes, except Crespo-Abstain from #2260 on List. Motion Carried.

CORRESPONDENCE

In the absence of Mayor Miller, the Correspondence was read by title and will be handled/filed accordingly by the Office of the Municipal Clerk.

- Beverly Fire Commissioners - Letter of "Thanks"
- Burlington County Health Department - Animal Control Issues
- BURLCOJIF - In support of JIF Wellness Policy (for signature)
- BURLCOJIF - 2012 Safety Incentive Award \$1,625.00
- Beverly Sewerage Authority - Report of 2012/2011 Audits

COMMENTS/REPORTS

Mayor - (Absent)

Council

Mr. Carlson advised that he attended a Parade Committee meeting with Edgewater Park. Letters have gone out to businesses for donations along with requests for advertising for inclusion in the Parade Book.

Mr. Lowden advised that the Finance Committee met and the City's 2013 Budget will be Introduced at Council's next meeting. We are hoping to get help from the State. We will be going for Transitional Aid.

Administrator

Mr. Wolbert reminded all re their attendance at the MEL Dinner on March 13, 2013 at 5:30PM at Charley's Other Brother's Restaurant for which the City will receive \$250 credit from the BURLCOJIF for attendance by the Acting Administrator and each Council Member.

(NOTE THAT THE CLERK INTERRUPTED MR WOLBERT'S COMMENTS AT 7:40PM TO INDICATE THAT COUNCIL MEMBER THIBAUT WAS NOW IN ATTENDANCE.)

Mr. Wolbert continued his updates stating that all FEMA paperwork had been submitted for Public Works' time, Fuel, and repairs to the Chipper. Reimbursement for Police time could not be included. We should be getting back \$8,240.61.

Mr. Wolbert said that he was researching the WIPP Software from the Edmunds Tax Software. Residents would be able to access tax info directly through the City's website. The cost is \$600 per year for this function. Cost should balance out as we won't be renewing several other I.T. items. This will go back on the Agenda for Council's 3/12/13 meeting.

Mr. Wolbert then advised that A.E.Litho requested that no Recycling Dumpsters be placed near their building. The issue was resolved by having the City Public Works truck moved to the other side of the City's driveway to be able to plug-in, and moving the Dumpsters to where the truck used to park.

Professionals - The Solicitor had nothing at this time.

Clerk

Ms. Snyder updated Council on the status of Phase I of the Recodification Project with General Code. She also advised that she along with the Acting Administrator and CFO were working on the Governor's Best Practices Worksheet for timely submission to the State.

Tax Collector - The Monthly Tax Report for January 2013 was accepted with a Motion by Crespo; Second by Carlbon. Roll Call Vote - All in Favor. Motion Carried.

PUBLIC COMMENTS - 7:45PM

Public Comment was had by Mr. Kevin Lin requesting waiver of interest on late property tax payment as City had not updated their records to show correct address. Upon review of Mr. Lin's paperwork, the following Resolution was offered:

Resolution 2013-60

A Resolution of the Common Council of the City of Beverly authorizing the Beverly City Tax Collector, upon verification by the Acting Administrator, to waive property tax interest at this time on taxes due on Block 1056/Lot 7, pro-rated to date of receipt of payment by the Tax Collector for said property belonging to "Lin, Mei Hua, Kevin & Evan", and that said waiver is not to exceed \$72.95 based on Certification of Funds by the Beverly City CFO, and noting that this is a one-time-only waiver, City records having now been correctly updated. Motion to Approve by Crespo; Second by Carlbon. Roll Call Vote - All Ayes, except Thibault-Abstain. Motion Carried.

Public Comment was had by Mary Ellen Knudson, Mark Schwedes, and Loy Ellsworth, and Mr. Murphy. Topics discussed included the status of City Grants for the playground and basketball court; aerial spraying for mosquitoes by the County; Ordinance fees for Rental Housing Inspections, and clarification for the waiving of Road Opening Permit fees; pothole repairs still needed on Warren Street.

EXECUTIVE SESSION - No Executive Session was needed.

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 8PM was made 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