

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**

**APRIL 14, 2015**

**7:00PM**

**MINUTES**

**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 9, 2015 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 - (**In attendance at 7:15PM**)

Robert E. Lowden, Jr.

Mark A. Schwedes

Robert D. Thibault

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

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

Administrator/Director of Public Safety: Richard A. Wolbert

Solicitor: Brian M. Guest, Parker McCay

**MAYOR'S PROCLAMATION**

A Proclamation of the City of Beverly designating May 3-9, 2015 as "Municipal Clerks' Week". Mayor Miller read his Proclamation into the Minutes and thanked Municipal Clerk Donna F. Snyder and Deputy Clerk Elaine B. Kennedy for their professionalism and for a job well done.

**APPROVAL OF MINUTES** - March 10, 2015 Regular and March 24, 2015 Regular Sessions. Motion to Approve the March 10, 2015 Minutes by Lowden; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried. The March 24, 2015 Minutes will be completed by Deputy Clerk Kennedy and submitted for Council approval at Council's April 28, 2015 meeting.

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**  
There was no comment on Agenda items.

**ORDINANCES ON SECOND READING:**

**ORDINANCE 2015-03: FIREARMS**

AN ORDINANCE BANNING THE DISCHARGE OF FIREARMS WITHIN THE CITY OF BEVERLY. Mr. Bancroft asked for Public Comment. Mary Ellen Knudson asked what this Ordinance was saying. She was advised by Mr. Wolbert and the Solicitor that unless at a shooting range, you are not allowed to discharge said weapons (as stated in said Ordinance) unless it is for the protection of yourself or your family. This does not include the Police in the course of their duties. Motion to Adopt by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried. Copies of said Ordinance are available in the Office of the Municipal Clerk, 446 Broad Street, Beverly, NJ 08010 during regular business hours, M-F, 9AM-5PM.

**RESOLUTIONS:**

**RESOLUTION 2015-79A**

**Consent Agenda:** Resolutions 2015-79, 80, 82 through 85, 87 and 88.

**RESOLUTION 2015-79**

A Resolution authorizing the refund of tax payments paid by Lien Holder relative to 617 Third Street in the City of Beverly in the amount of \$444.57.

**RESOLUTION 2015-80**

A Resolution authorizing acceptance of the Parker McCay Fee Agreement, as attached, for the position of Bond Counsel to the City of Beverly for the 2015 Calendar Year.

**RESOLUTION 2015-82**

A Resolution authorizing the expenditure of \$308.50 as Beverly City's share for Insurance coverage by The Hartford for coverage during the 2015 Beverly/Edgewater Park Memorial Day Parade.

**RESOLUTION 2015-83**

A Resolution authorizing submission of the 2015 Tonnage Grant Application to the New Jersey Department of Environmental Protection, and designating the Beverly City Recycling Facilitator, Ryan Atkinson, to ensure that the application is properly filed.

**RESOLUTION 2015-84**

A Resolution approving the Certification of Beverly City CFO Yvonne Bullock for submission of the Expenditure for Taxes paid by the City of Beverly, pursuant to P.L. 2007, Chapter 311, in Calendar Year 2014.

**RESOLUTION 2015-85**

A Resolution authorizing an amount of \$200 be forwarded to the 2015 Palmyra High School Prom Committee for their hosting of a drug and alcohol-free post-Prom party for Palmyra High School Graduates.

**RESOLUTION 2015-87**

A Resolution authorizing payment of \$1,040.50 to Donna F. Snyder for 2014 Health Insurance Opt-out, in accordance with Article X-E (attached) of the current Collective Bargaining Agreement between the City of Beverly and the CWA, all documentation of petition and proof of private coverage having been submitted.

**RESOLUTION 2015-88**

A Resolution approving Raffle License #2015-2 to the Riverfront Historical Society for an Off-Premise Merchandise Draw Raffle at St. Stephen's Episcopal Church, Beverly, NJ 08010 on June 20, 2015 at 3PM, all paperwork being in order and fees paid.

**Motion to Approve Consent Agenda items as stated by Thibault;  
Second by Schwedes. Roll Call Vote - All ayes. Motion Carried.**

(Note that Mr. Carlbon is not Present at 7:15PM.)

**RESOLUTION 2015-81**

A Resolution authorizing acceptance of the Environmental Resolutions, Inc. proposal, as attached, for Professional Services for the preparation of Specifications, Plans, and Bid Documents for the Lauinger Field Improvement Project Phase II Field House in the total amount of \$31,800. Upon review and clarifications by Mr. Wolbert, Council agreed with Mr. Thibault's suggestion to have the Engineer in to give Council a review of the project at the appropriate time. Motion to Approve by Lowden; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

**RESOLUTION 2015-86**

A Resolution authorizing Award of Contract for the City of Beverly position of Regional Contribution Agreement (RCA) Administrator /Municipal Administrative Agent for the 2015 Calendar Year. Council agreed to Postpone this Resolution to their April 28, 2015 meeting in order to continue to review the RFP/Q's with a Motion by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

**OLD BUSINESS** - None at this time.

**NEW BUSINESS**

Request from Emergency Management Coordinator Al Desjardins for 2 members of the City's Emergency Management Team to attend the 17th Annual NJ Emergency Preparedness Conference, 5/4-13-15 in Atlantic City, NJ, per the attached paperwork. HELD FOR DISCUSSION IN EXECUTIVE SESSION: CONTRACTUAL.

**BILL LIST**

Approval of the April 14, 2015 Bill List. Said Bill List was Approved as submitted with a Motion by Lowden; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

**CORRESPONDENCE** - (Note that all Correspondence will be handled/filed by and in the Office of the Municipal Clerk.)

Mayor Miller read the following Correspondence into the Minutes.

1. NJ American Water: Letter of 4/6/15 regarding Rate Increase and Public Hearing to be held 4/21/15, 6PM, at the Westampton Municipal Building.
2. Assemblyman Robert J. Auth (39<sup>th</sup> District): Letter of 4/6/15 Regarding support for his Bill A-4235, "The Transparent Tax Act of 2015".
3. Riverfront Historical Society: Letter requesting waiver of City \$20.00 Raffle License Application Fee due their non-profit status.

**RESOLUTION 2015-88A:**

A Resolution granting waiver of the City \$20.00 Raffle License Application Fee and refund of said amount already paid to the Riverfront Historical Society due to their Non-Profit status. Motion to Approve by Lowden; Second by Thibault. Roll Call Vote - All Ayes, except Carlbon and Schwedes - No. Motion Carried.

**COMMENTS/REPORTS**

Mayor - Nothing additional at this time.

Council

Mr. Thibault stated his opinion on Assemblyman Auth's Bill (see Correspondence). He stated that it would be nice to get some kind of analysis on this as we only have a few Appeals. Relative to Community Events, Mr. Thibault stated that the Yard Sale is this weekend, and that fundraisers will be held for other Community events.

Mr. Carlbon advised that Clean Communities Day will be held on May 23 with a Rain Date of May 24. Volunteers are needed and you can register online. The Banner is to be hung on the Basketball Court for that week. Additionally, new Trash Cans are being ordered. They will be side by side for Trash and Recycling. A Dozen have been ordered to start with. Relative to the Garden for this year, a commitment is needed from American Water for the line. They would also like to plant trees/shrubs along the border of the Sewer Authority on the outside of the fence. Mr. Wolbert will talk with the Engineer regarding the storm water conveyance at that location.

Mr. Carlbon also stated that the Farmer's Market will start in June and they are looking for additional Vendors for same.

Mr. Thibault interjected that for the Memorial Day Parade and Community Day, can the City get a street sweeper. Mr. Wolbert will handle this.

Mr. Schwedes thanked Ryan Atkinson for all of his work on the Tonnage Grant for this year.

Mr. Lowden asked the status of the Budget. Mr. Wolbert advised that the CFO reached out today to Trenton with no response yet. Mr. Wolbert will check with our Fiscal Monitor.

Administrator/Public Safety Director

Mr. Wolbert advised we are working on a new phone system for the City, with a probable savings of \$400 per month. Quotes will be coming before Council. Additionally, we have had ongoing issues from when the Elevator addition was done. Public Works advised that there are materials issues in the Police area which we are looking into. Also we will be getting quotes for the Water Company building demo. The Engineer is going forward with specs for the Bid. Lastly, Family Dollar is moving along as quickly as they can.

Council President Bancroft stated that things are moving along nicely with the Court.

Professionals - Nothing additional at this time.

Municipal Clerk - Nothing additional at this time.

**PUBLIC COMMENT**

***Please state you name and address clearly for the record.***

Public Comment was had by Dale Thompson, Paula Tiexiera, John Haaf, Mary Ellen Knudson, Rick Knudson, Ron Paice, Luis Crespo. Discussion involved clarification on Bills List items; updates on Emergency Squad events; payment for conferences; field renovations; placement of Banners; waiver of City fees for non-profits.

There being no further comment, Public Comment was closed.

**EXECUTIVE SESSION**

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:

- Attorney Client Privilege**
- X**   **Contractual Matters**
- Current and/or Possible Litigation**
- Personnel Matters**
- Review of Executive Session Minutes**

**Motion to Approve by Thibault; Second by Schwedes. All in Favor. Motion Carried.**

**ACTION TAKEN AFTER EXECUTIVE:**      Yes   **X**                No             N/A       

**Motion to Approve Resolution 2015-88B:**

Approving \$150 payment to the New Jersey Emergency Preparedness Association for two Conference registrations totaling \$150, and a Purchase Order to Tropicana Hotel in Atlantic City in the amount of \$280 covering three night's stay, to be reimbursed to the City by the attendees in the amount of \$240.00 for attendance at the 17<sup>th</sup> Annual NJ Emergency Preparedness Conference, 5/4-6, 2015. Motion to Approve by Schwedes; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

**ADJOURNMENT**

There being no further business, Motion to Adjourn at 8:20PM was made by Thibault; Second by Lowden. All in Favor. Motion Carried.

Respectfully submitted,

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Donna F. Snyder, RMC/CMR/CPM

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Date

APPROVED:

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Randy H. Miller, Mayor

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Date