

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**AUGUST 25, 2015**  
**MINUTES**

**CALL TO ORDER**

The meeting was called to order by Council President Bancroft at 7:01 p.m.

**OPEN PUBLIC MEETINGS ACT STATEMENT**

*"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. Read by Council President Bancroft.*

**FLAG SALUTE**

Council President Bancroft led in the Salute to the Flag.

**ROLL CALL**

Those present upon roll call:

Mayor: Randy H. Miller

Council President: Robert H. Bancroft

Council Members:

Lawrence F. Carlbon - absent

Robert E. Lowden, Jr.

Mark A. Schwedes

Robert D. Thibault

Engineer: William H. Kirchner (not present)

Deputy Municipal Clerk: Elaine B. Kennedy, RMC/CMC

Administrator/Director of Public Safety: Richard A. Wolbert

Solicitor: Brian M. Guest, Parker McCay

**APPROVAL OF MINUTES** - August 11, 2015 Regular Session Minutes

**MOTION** - Mr. Schwedes made a motion to approve the above referenced minutes, seconded by Mr. Thibault. Ayes - Carlbon, Swedes, Thibault, Bancroft. Abstain - Lowden. Nays - None. Motion carried.

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**

Chairman Bancroft opened the meeting to public comment on agenda items only.

Being none, Chairman Bancroft closed the public comment.

**PROCLAMATION - DOMINIC GIOFFRE DAY**

Mayor Miller read the proclamation proclaiming August 28<sup>th</sup> as Dominic Geoffrey Day. After reading and signing, Mayor Miller presented the

proclamation to Leigh Ann Esaia, granddaughter of Mr. Gioffre. Ms. Easia thanked the Mayor and Council for honoring her grandfather and reiterated that he loved the City of Beverly.

**"PUTTING SAFETY ON THE AGENDA" - PRESENTATION BY HARDENBERG INSURANCE - RISK MANAGEMENT CONSULTANT**

Joseph Henry discussed cyber attacks. MEL is rolling out an on-line course on how to protect a municipality from cyber attacks. Mr. Wolbert added that our website is stored off-site; our information is backed up nightly. We also store our server on-site and off-site. President Bancroft thanked Mr. Henry for his presentation.

**RESOLUTION 2015-136 ~ CANCELLATION OF OUTSTANDING CHECKS MUNICIPAL COURT MOTION** - Mr. Thibault made a motion to adopt Resolution 2015-136, seconded by Mr. Schwedes. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

**RESOLUTION 2015-137 ~ DISCHARGE OF MORTGAGE BLOCK 1161, LOT 7 MOTION** - Mr. Thibault made a motion to adopt Resolution 2015-137, seconded by Mr. Lowden. Mr. Wolbert explained that this is the Library. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

**RESOLUTION 2015-138 ~ RAFFLE LICENSE #RA 2015-03 GOOD COUNSEL, INC. ON-PREMISE 50/50 MOTION** - Mr. Thibault made a motion to adopt Resolution 2015-138, seconded by Mr. Lowden. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

**RESOLUTION 2015-139 ~ BINGO LICENSE #BA 2015-01 GOOD COUNSEL, INC. MOTION** - Mr. Thibault made a motion to adopt Resolution 2015-139, seconded by Mr. Schwedes. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

**RESOLUTION 2015-140 ~ CLEAN COMMUNITIES, FARMERS MARKET & COMMUNITY EVENTS COMMITTEES VOLUNTEERS MOTION** - Mr. Thibault made a motion to adopt Resolution 2015-140, seconded by Mr. Lowden. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

**OLD BUSINESS**

Mr. Schwedes asked the status of the storm water from the county road, to which Mr. Wolbert replied that he met with the County. It will take them about two months to study the runoff. It was suggested to take the storm water to Putnam. Right now the pipe stops at Putnam Street. They could eliminate the pipes on Laurel.

**NEW BUSINESS**

Mr. Wolbert explained that a Public Works employee is on light duty and doing the dog census. So far, there are 43 unregistered dogs and 17 unregistered cats. We had to order more dog tags. There is an issue of the late fee being \$5.00 per month. Mr. Guest advised the Council they can do a resolution to waive the late fees for this year only. If this is the case, the Deputy Clerk will need to refund the late fees already collected. The census is late in the year and can be a financial burden. There was also a discussion on a \$30 per household cap on the late fees. Mr. Wolbert suggested having an ad hoc committee to create a draft letter, to which Mr. Thibault and Mayor Miller volunteered to discuss this issue and come back to the Council with their suggestions for a solution at the next meeting. Mr. Guest suggested that while they are doing this, they should amend the ordinance.

**BILL LIST**

Approval of the August 25, 2015 Bill List

**MOTION** - Mr. Schwedes made a motion to approve the bills as listed on the bill list, seconded by Mr. Thibault.

Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

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

- Burlington County Municipal Parks Development Program 6<sup>th</sup> Round (application due 9/25)
- League of Municipalities Business Meeting 11/19 3:30-5:30
- League Conference Resolutions due 10/2
- DOT State Aid Application due 10/20.

Read by Mayor Miller.

**COMMENTS/REPORTS**

Mayor

Council

Mr. Thibault advised everyone they have Community Events Day on September 26<sup>th</sup>. As far as the Public Works Committee, he and Mr. Carlbon spoke regarding the different events, etc. concerning carry-in/carry-out (garbage). Maybe there could be a deposit for the trash. If the trash is removed after the event, the person(s) would get that deposit back. Mr. Guest asked if there was an additional cost to the City for this trash issue. Mr. Wolbert explained that Public Works picks up the trash. If the person carries out the trash to the curb, then it is on the shoulders of the City.

Mayor Miller advised Council that he received an e-mail from Congressman MacArthur inviting everyone to see the Pope in Washington DC for free with a raffle for the tickets. Mr. Schwedes added that he thought if you contact the Congressman's office, they would guide you for this raffle.

Mr. Schwedes said they are looking for help for Community Day and Halloween and ideas are needed.

Administrator/Public Safety Director

Mr. Wolbert advised everyone they are experiencing problems with individuals breaking into cars. Please lock all vehicles and don't leave any valuables or your keys in your vehicle. There will be an article in the Beverly Bee for September with what to do if someone observes suspicious activities. They are going to create a Community Watch (not Neighborhood Watch). The police are also beginning a video surveillance registration. This would allow the police to review a video facing the street to observe if there is a crime committed in that area. This is strictly voluntary. There will be information on the police website for the residents. A new tip line is going to be advertised; and, eventually they will have magnets with the tip line number.

Burlington County Mosquito Control Commission contacted the City advising them they will be spraying for mosquitoes Thursday night from eight to midnight throughout the entire City. They have found West Nile mosquitoes in Beverly.

There is court tomorrow morning.

Environmental Resolutions is wrapping up Phase II of the Mills project and they will have a report; so, the City can then meet with DEP. Army Corp is coming out to do a pilot test on the sewage plant in September to determine what should be done going forward.

Mr. Wolbert is attending a meeting Friday with the NJ Coastal Resiliency, Sewage Authority, and the engineer's office on how to protect municipalities from flooding along the River, possibly a wall. There will be pre-construction on the Northwest project.

PSE&G came out to look at the boiler. They won't do the replacement due to the size of the boiler. Mr. Wolbert is reaching out to the engineering firm for specifications and reaching out to vendors who do this type of work. Vacant property 82 properties

Professionals - No report

Municipal Clerk

Municipal Court Administrator:

JULY 2015 Court Report for acceptance

**MOTION** - Mr. Thibault made a motion to accept the July 2015 Court report, seconded by Mr. Schwedes. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion carried.

Mr. Wolbert added that there will be another report on the agenda concerning vacant properties. It will be on the 2<sup>nd</sup> meeting of the month. We currently have 82 properties identified with ten (10) being registered. We have sent invoices to the others. He thanked Mr. Guest for the ordinance. \$3000 has been collected so far.

**PUBLIC COMMENT**

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

Chairman Bancroft opened the meeting to public comment.

Leigh Ann Esaia 605 Lee Ave. asked that the dog license ad hoc committee consider new dogs and foster dogs. Ms. Esaia asked that the number for

the Neighborhood Watch not be 9-1-1. Mr. Wolbert assured her that it would be the regular number (609) 267-8300. Mary Ellen Knudson, 433 Jennings, asked if the City could close the water front at dusk. Mr. Wolbert advised her that it is closed at dusk; however, they can't do anything about the cars parking on the street. Mr. Thibault added that other towns have signs of 'No Parking' during certain hours. An unidentified man said that there are problems (drinking, drugs, sexual activities) going on during the day as well as the evening. Mr. Wolbert asked him if he called the police when saw illegal activities, to which the gentleman advised that he didn't observe it; he was told. Mr. Wolbert advised him that they do enforce the laws; however, they can't be every where. People throw out whatever they have when police arrive and the police must have probable cause to do something. If someone sees something and calls the police, that is probable cause. Ms. Knudson asked if anyone can do anything about the brick sidewalks (weeds, grass between them). Mr. Wolbert advised her that letters were sent to those owners. Ms. Knudson asked about the vacant properties, to which Mr. Wolbert advised the homeowner or bank is notified. If nothing is done, Public Works can go out and a lien is put on the property. He will have a list at the 2<sup>nd</sup> meeting in September. This is done through the Code Enforcement Officer.

**RESOLUTION 2015- ~ EXECUTIVE SESSION - Not adopted.**

**ADJOURNMENT**

Mr. Thibault made a motion to adjourn, seconded by Mr. Schwedes, and unanimously carried. The meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC  
Deputy Municipal Clerk