

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**FEBRUARY 10, 2015**  
**7:00PM**

**MINUTES**

**CALL TO ORDER**

The meeting was Called to Order at 7:08PM 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, 2014 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:

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

**Absent:**

Council Member: Lawrence F. Carlbon

**APPROVAL OF MINUTES** - Motion to Approve the January 6, 2015 Reorganization Meeting Minutes and January 20, 2015 Regular and Executive Session Minutes made by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

PUBLIC COMMENT ON AGENDA ITEMS ONLY - No Public Comment.

RESOLUTIONS

RESOLUTION 2015-52A

A Resolution for CONSENT AGENDA for approval of Resolutions 2015-52 and Resolutions 2015-54 through and including 2015-58. **Note that Resolution 2015-53 was pulled from the Consent Agenda for further discussion.** (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.) Motion to Approve Consent Agenda by Lowden; Second by Schwedes. All in Favor. Motion Carried.

RESOLUTION 2015-52

A Resolution appointing Richard Knudson, 443 Jennings Street, Beverly, NJ 08010, to the Beverly City Joint Land Use Board as Alternate #2, for the two-year term running through December 31, 2016.

RESOLUTION 2015-54

A Resolution approving a Handicapped Parking Space at 610 Second Street, Beverly, NJ 08010, all medical documentation having been received and site location approved.

RESOLUTION 2015-55

A Resolution approving a Totally Disabled Veteran (TDV) tax exemption for Block 1159/Lot 4, all proper determination documentation having been received and upon authorization by the Beverly City Tax Assessor.

RESOLUTION 2015-56

A Resolution assigning Council Committee positions for the 2015 Calendar Year.

RESOLUTION 2015-57

A Resolution waiving 2015 Pet Tag late fees for the month of February 2015 at \$5.00 per month cumulative due to late arrival of the 2015 Beverly City Pet Tags from the manufacturer. Late Fees to resume March 1, 2015.

**RESOLUTION 2015-58**

A Resolution approving execution of a Modification Agreement with the NJ Department of Transportation for the project entitled "Cooper Street Gateway Improvements Project", Federal Project No. STP-BOOS(902), NJDOT Job No. 05702300, Agreement No. 11-DT-BLA-620, Contract ID 12 70539.

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**RESOLUTION 2015-53**

A Resolution to confirm NJ Division of Local Government Services, Department of Community Affairs' verbal approval to move forward with the Agreement Contract between the City of Beverly and the Beverly Police Association, January 1, 2014 through December 31, 2016, approved by the Common Council of the City of Beverly on December 23, 2014, Resolution 2014-168. Upon discussion and clarification by Mr. Wolbert, Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

**RESOLUTION 2015-59**

A Resolution authorizing the hiring of Charles J. Zeigler, Jr. as Beverly City Regular Police Officer effective immediately, Full-time status, with Benefits, at the Step IV salary of \$62,304.00 with Certification of Funds by the Beverly City CFO, pending approval by the Division of Local Government Services/Department of Community Affairs due to the City's current Transitional Aid status, and pending results of required evaluations. Motion to Approve by Thibault; Second by Lowden. Comment by Mr. Thibault was to welcome Officer Zeigler to the Beverly Police Force. Roll Call Vote - All Ayes. Motion Carried.

**OLD BUSINESS**

1. New City of Beverly Logo determination.  
Mr. Thibault advised that he will advise the Clerk's Office of a City Logo that will work for our Seal as well as our Letterhead.

**NEW BUSINESS**

1. Burlington County Department of Public Works, Division of Mosquito Control: Municipal Agreement Forms for Authorization to Conduct Aerial Larval/Adult Mosquito Control Activities.

In the absence of Mr. Carlbon, Mr. Wolbert related to Council Mr. Carlbon's discussion with Erin Nooney,

**BILL LIST**

Approval of the February 10, 2015 Bill List.

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

1. Beverly Sewerage Authority - Report of Audit for the Fiscal Years ended September 30, 2014 and September 30, 2013. Ms. Snyder advised that this copy would be in her office for perusal.

**COMMENTS/REPORTS**

Mayor - Nothing additional at this time.

Council

Mr. Thibault advised relative to the Community Events Committee that ad campaign letters will be going out to previous and new sponsors. Additionally 2016 will be the 160<sup>th</sup> Anniversary of our town. If possible, the Committee would like to plan something with fireworks at the Waterfront. Relative to the Police Committee, Mr. Thibault welcomed Officer Zeigler to the Beverly Police Force. He also stated that the Law and Ordinance Committee is ready to work on any material forwarded to them for review. He added that all-in-all we are in good shape. Lastly, he congratulated Rick Knudson on being appointed to the Alternate II spot on the Joint Land Use Board.

Mr. Schwedes wanted to thank Public Works for a job well done during our last several ice freezes...our roads are in good shape. Mr. Wolbert advised that we have one Public Works employee who is currently out for four weeks, so Mr. Schoen was handling the road work on his own. Mr. Thibault interjected that we have a three bay garage down at the Waterfront; we should get a stockpile of road salt down there so we won't be caught short next year.

Mr. Lowden advised that RFPs will be going out soon relative to the Waterfront property. Tax ratables are also needed at the Cosden site to benefit us financially. The City is doing its best. Additionally, we are in the process of working on the 2015 Budget.

Administrator/Public Safety Director

Mr. Wolbert advised that the Finance Committee will be meeting to discuss the Budget and State Aid for this year. The Public Works truck was out of service for a week; it broke down just outside the Warranty period. Various problems with our Police vehicles are being handled as best as possible as they arise. We will be looking at the purchase of a Police vehicle and a Public Works truck down the road. Mr. Wolbert then requested that Council Committee Chairs advise the Clerk's Office of their Volunteers, as they must be listed for insurance purposes.

Mr. Wolbert then stated that our new Police Officer, Charles Zeigler, Jr., has 15 years of Police experience. He is a very focused and detail oriented individual. Police training will now have alternates and backups. Additionally, there will be an Executive Session tonight with Action taken afterward.

Professionals - Nothing additional at this time.

Municipal Clerk - Nothing additional at this time.

Municipal Court Administrator - Acceptance of January 2015 Report. Motion to Accept the January 2015 Court Report as submitted made by Thibault; Second by Schwedes. All in Favor. Motion Carried.

**PUBLIC COMMENT**

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

Mary Ellen Knudson asked who was responsible for trash pickup at the Park. She was advised that if it's on the curb line it's South Jersey Sanitation. Mr. Wolbert will call them to advise. She then questioned whether or not Resolution 2015-53 was a good agreement. Mr. Wolbert advised that yes, it was, and that there were many things eliminated from the prior contract.

There being no further Public Comment, this portion of the meeting was closed at 7:37PM.

**EXECUTIVE SESSION: YES - RESOLUTION 2015-61 (7:37PM)**

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**
- 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 AFTER EXECUTIVE SESSION:** YES  NO  N/A

**RESOLUTION 2015-62**

A Resolution of the Common Council of the City of Beverly, County of Burlington, and State of New Jersey authorizing a Settlement Agreement, as discussed in Executive Session, relative to the Dean Allen Case, and further authorizing the Mayor to sign all appropriate documents regarding same. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

**ADJOURNMENT**

There being no further business, Motion to Adjourn at 8:04PM was made by Thibault; Second by Schwedes. All in Favor. Motion Carried.

Respectfully submitted,

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

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Date

**APPROVED:**

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Randy H. Miller, Mayor

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Date