

**THE COMMON COUNCIL OF THE CITY OF BEVERLY
MARCH 24, 2015**

MINUTES

CALL TO ORDER

The meeting was called to Order at 7:10 p.m. by Council President Bancroft.

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. The proceedings of all meetings are electronically and manually recorded, and Minutes will be on file in the office of the Municipal Clerk." Read by Council President Bancroft.

FLAG SALUTE

Mr. Bancroft led in the Flag Salute.

ROLL CALL

Present:

Mayor: Randy H. Miller
Council President: Robert H. Bancroft
Council Members:
Lawrence F. Carlbon
Robert E. Lowden, Jr.
Mark A. Schwedes
Robert D. Thibault
Engineer: William H. Kirchner (Attendance not required)
Deputy Municipal Clerk: Elaine B. Kennedy, RMC/CMC
Administrator/Director of Public Safety: Richard A. Wolbert
Solicitor: Brian Guest, Parker McCay

APPROVAL OF MINUTES - March 10, 2015 Regular Meeting Minutes

MOTION - Mr. Thibault made a motion to table the minutes, seconded by Mr. Schwedes, and unanimously carried.

PUBLIC COMMENT ON AGENDA ITEMS ONLY

There was none.

MOTION - Being no comment, Mr. Schwedes made a motion to close public comment on agenda items, seconded by Mr. Thibault, and unanimously carried.

ORDINANCES

PUBLIC HEARING ORDINANCES 2015-02 - AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF BEVERLY DETERMINING WAGE AND SALARY RANGES

Council President Bancroft opened the meeting to public hearing on Ordinance 2015-05.

Mr. Thompson, 12 Bentley, asked if anyone had a special contact in Section 3, respective of the CBA's. Administrator Richard Wolbert responded that it was just the Collective Bargaining Contract.

MOTION - being no further public comment, Mr. Lowden made a motion to close public comment, seconded by Mr. Carbon, and unanimously carried.

ADOPTION - ORDINANCE 2015-02

MOTION - Mr. Thibault made a motion to adopt Ordinance 2015-02, seconded by Mr. Lowden. Ayes - Carbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

INTRODUCTION - ORDINANCE 2015-03 FIREARMS

MOTION - Mr. Lowden made a motion to introduce Ordinance 2015-03, seconded by Mr. Thibault. Ayes - Carbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

INTRODUCTION - ORDINANCE 2015-04 ~ AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

MOTION - Mr. Thibault made a motion to introduced Ordinance 2015-04, seconded by Mr. Schwedes. Ayes - Carbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

RESOLUTIONS

RESOLUTION 2015-75 ~ INTRODUCTION 2015 BUDGET

Richard Wolbert explained parts of the budget, such as the pay down on the BAN. Grants will pay for notes. In June, they can go out to combine the notes. DOT allows 15% for soft costs on their grants. The hearing will be April 28, 2015.

MOTION - Mr. Thibault made a motion to adopt Resolution 2015-75, seconded by Mr. Schwedes. Ayes - Carbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

RESOLUTION 2015-76 ~ REFUND TAX OVERPAYMENT BLOCK 1159, LOT 4

MOTION - Mr. Thibault made a motion to adopt Resolution 2015-76, second by Mr. Schwedes. Ayes - Carlbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

RESOLUTION 2015-77 ~ TRANSFER OF FUNDS

MOTION - Mr. Carlbon made a motion to adopt Resolution 2014-77, second by Mr. Thibault. Ayes - Carlbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

RESOLUTION 2015-78 ~ REFUND TAX OVERPAYMENT BLOCK 1590, LOT 5

Mr. Thibault asked if this affects the budget, with Mr. Wolbert explaining that it does not. It is already accounted for in the budget.

MOTION - Mr. Thibault made a motion to adopt Resolution 2014-78, second by Mr. Schwedes. Ayes - Carlbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

OLD BUSINESS

There was none.

NEW BUSINESS

There was no New Business at this time.

BILL LIST

Mr. Thibault asked if the Winzinger bill was the total. Mr. Wolbert responded it is the last of the bill.

MOTION - Mr. Schwedes made a motion to approve the March 24, 2015 bill list, seconded by Mr. Thibault. Ayes - Carlbon, Lowden, Schwedes, Thibault, Bancroft. Nays - None. Motion carried.

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

There was no additional Correspondence at this time.

COMMENTS/REPORTS

Council

Mr. Thibault reported there would be a town wide Yard Sale on April 18th. As to the Firearms Ordinance, he reported that the police met with the Administrator on this ordinance, as there is nothing in the law that a person cannot discharge a firearm. This is a safety measure.

Mr. Schwedes reported that the JIF dinner he attended was very informative.

Administrator/Public Safety Director

Richard Wolbert reported, Mr. Bancroft, and Mayor Miller attended a presentation last Friday on towns and their economic development. It was very informative. There were children fighting and our officers apprehended a 22 year old with a gun. There was nothing in the law that stopped the person from discharging his firearm. Mr. Thibault asked if it is done in self defense, would it be a violation according to this ordinance. Mr. Guest explained that this is not a violation. Mr. Wolbert said that Code Enforcement is going well. The Rental Unit Inspector has already issued six violations.

Professionals

Mr. Guest had nothing to report at this time.

Municipal Clerk

Nothing at this time.

MUNICIPAL COURT FEBRUARY 2015 REPORT

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

PUBLIC COMMENT

Please state your name and address clearly for the record.

Council President Bancroft opened the meeting to public comment. An unidentified man asked if a bow and arrow would be included in the firearms ordinance, to which Mr. Guest responded that it would be. He asked if the tax person would be in tomorrow, to which Mr. Wolbert advised him that she is working this evening, not tomorrow. John Haaf asked if the taxes not paid by disabled Vet were reimbursed by the State. Mr. Wolbert explained that if they are disabled, it is a State mandate to exempt them. The State does not reimburse the towns. Mr. Haaf asked if what the average increase would be, to which Mr. Wolbert responded that it averages about \$50 per property. Mr. Paice asked if a bow and arrow was covered by the Ordinance and Solicitor Guest said that it was.

MOTION - Mr. Schwedes made a motion to close public comment, seconded by Mr. Thibault, and unanimously carried.

EXECUTIVE SESSION: There was not Executive Session.

ADJOURNMENT

Mr. Thibault made a motion to adjourn, seconded by Mr. Carbon, and unanimously carried. Motion Carried. The meeting was adjourned at 7:34 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC
Municipal Clerk

Date

APPROVED:

Randy H. Miller, Mayor

Date