

THE COMMON COUNCIL OF THE CITY OF BEVERLY
OCTOBER 13, 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. Carlbom

Robert E. Lowden, Jr.

Mark A. Schwedes

Robert D. Thibault

Engineer: William H. Kirchner

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 in support of **October 2015 as Fibrodysplasia Ossificans Progressiva Month.**

Mayor Miller read the attached Proclamation into the Minutes.

PRESENTATION:

Presentation of "Award of Appreciation" Plaque to Retired Sergeant **James H. Boettger**.

Mayor Miller presented the Plaque to retired Sergeant James H. Boettger with congratulations, and Administrator/Public Safety Director Wolbert presented Sergeant Boettger with his Retirement Sergeant Badge and Identification with thanks and good wishes. Sergeant Matthews also presented a Plaque to Sergeant Boettger from the Beverly City Police Department with thanks for his many years of service to Beverly City and its residents.

RESOLUTION 2015-149 (Brought Forward)

A Resolution authorizing the hiring of Joseph R. Wagner, effective October 8, 2015 (transfer from Cinnaminson Township Police Department) as a Full-time Beverly City Police Officer, with Benefits, at a salary of \$51,065.00 which is consistent with Step 1 of the current contract, and pending Certification of Funds by the Beverly City CFO. Motion to Approve by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

FORMAL SWEARING-IN OF OFFICER JOSEPH R. WAGNER BY SOLICITOR BRIAN M. GUEST.

Solicitor Guest performed the formal swearing-in of Officer Wagner as his Mother held the Bible. Warm congratulations were extended by all.

APPROVAL OF MINUTES - September 22, 2015 Regular and Executive Session Minutes, completed by Deputy Clerk Elaine B. Kennedy. Motion to Approve Regular and Executive Session Minutes by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried

PUBLIC COMMENT ON AGENDA ITEMS ONLY

Please state your name and address clearly for the record.
There was no Comment on Agenda Items.

ORDINANCES ON SECOND READING/PUBLIC HEARING/ADOPTION:

ORDINANCE 2015-11

AN ORDINANCE REGARDING THE LATE FILING OF A CLAIM FOR REAL PROPERTY TAX EXEMPTION PURSUANT TO NJSA 54:4-3.6c.

Mr. Bancroft called for Public Comment. Ron Paice asked for clarification on said Ordinance to which the Solicitor responded relative to the necessity for this item to be taken care of by the Ordinance process. There was no further comment. Motion to Adopt by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTIONS:**RESOLUTION 2015-150**

A Resolution authorizing submission of a Grant Application and the execution of a Grant Contract with the New Jersey Department of Transportation for the "2016 Various Roadway Improvements Project".

City Engineer Bill Kirchner gave street clarifications and inclusions to Council. Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2015-151

A Resolution authorizing payment of Invoice #2150902 in the quoted amount of \$13,800.00 to Winzinger Incorporated, POB 537, 1704 Marne Highway, Hainesport, NJ 08036, for the completion of the Demolition of the former Water Company Building at the corner of Broad and Front Streets in the City of Beverly, per Environmental Resolutions inspection and recommendation, and pending Certification of Funds by the Beverly City CFO.

Upon clarification by Administrator Wolbert that the Punch List items had been taken care of, Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2015-152

A Resolution authorizing the approval of Change Order #1 for the above referenced project, upon recommendation of Environmental Resolutions, Inc. This represents a net increase of \$1,357.80 from the original contract amount of \$377,690.00 for an adjusted contract price of \$379,047.80, which is an increase of 0.3% from the original contract amount. Said increase includes the installation of an additional concrete apron in the place of an existing sidewalk to create adequate transitions of the newly installed driveway aprons to the individual residential driveways, and pending Certification of Funds by the Beverly City CFO. Motion to Approve by Thibault; Second by Carlbon. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2015-153

A Resolution authorizing the approval of Pay Estimate Number 1 and Payment Voucher in the amount of \$76,865.91 to Curb Con, Inc., 514 Route 9, Barnegat, NJ 08005, for the above referenced project. Said Voucher is in the amount of \$78,434.60, less 2% retainage of \$1,568.69, leaving a balance of \$76,865.91 owed to said Contractor at this time, and upon recommendation of Environmental Resolutions, Inc., and pending Certification of Funds by the Beverly City CFO. Motion to Approve by Lowden; Second by Thibault. Roll Call Vote - All Ayes. Motion carried.

RESOLUTION 2015-154

A Resolution awarding a contractually agreed upon one-year option for Solid Waste Collection and Disposal Services, one time per week, to South Jersey Sanitation as part of the Historic Riverfront Neighborhood Solid Waste Collection Program in which the City of Beverly participates with the Townships of Delanco and Edgewater Park, commencing December 1, 2015 through and including November 30, 2016, at an increase of \$0.05 per home (1,106), totaling the fourth year contract price of \$58,344.82 pending Certification of Funds by the Beverly City CFO, and in accordance with the stipulations set forth in the previous contract per Resolution 2012-251, attached. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2015-155

A Resolution of the Common Council of the City of Beverly for approval of and participation in the Burlington County Master Shared Services Agreement relative to Emergency Services, in accordance with the County Agreement documentation attached hereto and relative to Central Communications/911 Calls for the City of Beverly. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon-No. Motion Carried.

RESOLUTION 2015-156

A Resolution authorizing approval of an immediate Lease/Purchase Contract with Heritage Business Systems, Inc., 1263 Glen Avenue, Moorestown, NJ 08057, 856-722-7001, for two CANNON IRA-C350if Copiers for the Clerk's Office and the Police Department, with options as indicated, in the following amounts: 1 at \$112.55 per month for a 48 Month Lease; 1 at \$95.08 monthly for a 48 Month Lease, as per the attached, upon research and recommendation by the Administrator, and with Certification of Funds by the CFO. Motion to Approve by Thibault; Second by Lowden. Roll Call Vote - All Ayes. Motion Carried.

OLD BUSINESS - None.

NEW BUSINESS - None.

BILL LIST

Approval of the October 13, 2015 Bill List. Upon several clarifications, Motion to Approve by Thibault; Second by Lowden. 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.)*
There was no additional Correspondence.

COMMENTS/REPORTS

Mayor

Mayor Miller stated that we were having a good Fall Season, and told the Administrator to keep up the good work!

Council

Mr. Thibault thanked everyone for their help on Community Day, stating that it speaks well of the City and the cooperation from City Hall. He additionally thanked Sheldon and Dwight for their efforts. Mr. Thibault welcomed Officer Wagner to Beverly City and congratulated Sergeant Boettger on his retirement. He further stated that the City is constantly improving.

Mr. Carlbon stated that Clean Communities will meet at 9AM on Saturday, October 17 across from City Hall to clean the town. There will be pizza. The Rain Date is October 24. Mr. Carlbon additionally thanked Sergeant Boettger for all he has done for the City.

Mr. Schwedes congratulated Sergeant Boettger on his retirement. He further stated that much work was done for Community Day, e.g. John Haaf and the tractors. The kids really enjoyed themselves. He said that he's looking forward to Halloween at the School.

Mr. Lowden congratulated Sergeant Boettger stating that this was a well-deserved retirement, that the Sergeant was here a long time with the Police Department going up and down and he helped keep it going. Relative to Economic Development he stated that things are looking good, and that the town is really moving forward.

Administrator/Public Safety Director

Administrator Wolbert thanked Council for approving Officer Wagner to the Beverly Police Department; he's a good Officer and was at the top of his class at the Academy. He additionally reported that Ms. Russell at the last meeting brought up a dump truck problem on Manor Road. Mr. Wolbert stated that the company was contacted and that the issue was taken care of.

Mr. Wolbert further stated that Beverly is "under construction" by the City AND the County! Base paving is being done on Nichols and Ashton; the County is out on Warren Street. Also, RFP's for the new Furnace are out to Bid.

Relative to the proposed new County Tax Board Program: The City passed a Resolution opposing this, and our Resolution was used by other towns as well. This Program is now under investigation (see attached Asbury Park Press article). Mr. Wolbert gave a thank you to Beverly Tax Assessor Joe Robinson for bringing the initial information about this program to the City.

Professionals

Solicitor Guest had no comments at this time.

Engineer Kirchner stated that the City's road project is moving along nicely with no dollars going back to DOT. The next Grant will be for improvements. The Family Dollar was held up by the County relative to the Perkins Lane issue. We are waiting to hear back from the County Planning Board Engineer. Clarifications were then made relative to the Concession Stand at the School which will hopefully be built next Spring.

Municipal Clerk

Clerk Snyder thanked Deputy Clerk Kennedy for her (Kennedy's) assistance during her medical leave. Additionally, she advised Council of the persistence by Administrator Wolbert to get to the bottom of the Tax Program issue. Other towns followed the Administrator's lead and there was much work involved. In the end....we were right!

Municipal Court Administrator - September 2015 Report

Motion to Accept by Thibault; Second by Carlbon. All in Favor.

PUBLIC COMMENT

Please state your name and address clearly for the record.

Ron Paice advised that Ms. Algorri will hold an Open House in November for her re-opening of her Spanish Tutoring business.

Mr. Haaf asked if there was a charge to the City for the 911 Contract with the County. Mr. Wolbert advised that it's already built into your tax dollars, but there may be some adjustments later.

EXECUTIVE SESSION (If Required) - There was no 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**
- Contractual Matters**
- Current and/or Possible Litigation**
- Personnel Matters**
- Review of Executive Session Minutes**

ACTION TAKEN AFTER EXECUTIVE: Yes _____ No _____ N/A

ADJOURNMENT

There being no further business, Motion to Adjourn at 7:50PM 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