

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**FEBRUARY 23, 2016**  
**7:00PM**

**MINUTES**

**CALL TO ORDER**

Council President Bancroft called the meeting to order at 7:05PM.

**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 6, 2016 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 (published on January 11, 2016) 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 recorded electronically and manually, 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

Solicitor: Thomas J. Coleman, III

Raymond/Coleman/Heinold/Norman, LLP

Engineer: William H. Kirchner (Attendance not required)

Administrator/Director of Public Safety: Richard A. Wolbert

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

**Absent:**

Council Member: Lawrence F. Carlbon

**MAYORAL PROCLAMATION**

Mayor Miller read his Proclamation in support of the "Mayors' Wellness Campaign" (see the attached).

**APPROVAL OF MINUTES** - February 9, 2016 Regular and Executive Session Minutes. Motion to Approve the February 9, 2016 Regular and Executive Session Minutes made by Schwedes; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**

*Please state your name and address clearly for the record.*  
Administrator Wolbert clarified Resolution 2016-64 for John Haaf. There was no further Comment on Agenda Items.

**ORDINANCES ON SECOND READING/PUBLIC HEARING:**

**ORDINANCE 2016-3**

**AN ORDINANCE AMENDING CHAPTER V OF THE CITY OF BEVERLY CODE TO INCLUDE PROVISIONS PROHIBITING ACTS DEFINED AS A "PUBLIC NUISANCE".**

Motion to Approve on Second Reading by Thibault; Second by Schwedes. Administrator Wolbert clarified that the Amended Ordinance adds Paragraph 10, which he read; the purpose and scope of the Ordinance is not affected. There was no Public Comment. Roll Call Vote - All Ayes. Motion Carried.

**RESOLUTIONS**

**RESOLUTION 2016-63-A**

Consent Agenda for Resolutions 2016-63 through and including Resolution 2016-67. All in Favor.

**RESOLUTION 2016-64**

A Resolution requesting approval by the Director of the Division of Local Government Services to establish a Dedicated Trust by Rider for "Snow Removal", pursuant to P.L. 2001, c.138.

**RESOLUTION 2016-65**

A Resolution supporting the Mayors' Wellness Campaign.

**RESOLUTION 2016-66**

A Resolution accepting a donation of equipment, specifically, a Snow Thrower, Riding Tractor, and a Plow attachment from the Beverly City Board of Education to the City of Beverly.

**RESOLUTION 2016-67**

A Resolution supporting Assembly Bill A-4763/Senate Bill S-2973: Electronic Waste Management Act (E-Waste Law).

Motion to Approve Consent Agenda Resolutions 2016-63 thru and including 2016-67 made by Schwedes; Second by Lowden. Roll Call Vote - All Ayes, except Schwedes Abstains from Resolution 2016-63. Motion Carried.

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**OLD BUSINESS**

**Palmyra High School Post Prom Committee:** Request for a \$200 donation to support their 22<sup>nd</sup> Annual Post Prom Party, the goal of which is to provide a safe, drug and alcohol-free place for students to gather after the Prom.

It was agreed that a \$200 donation would be sent to Palmyra High School Post Prom Committee per the aforementioned. It will be put through Celebration of Public Events as part of the Budget.

**Resolution 2016-53 (Postponed from Council's 1/26/16 meeting):**

Authorizing the Burlington County Health Department Division of Mosquito Control to perform Aerial Application of Pesticides for Mosquito Control over Beverly City April 1 - November 18, 2016. Administrator Wolbert advised that he spoke with Council Member Carlbon re this topic. Mr. Carlbon has not yet had a chance to reach out to the County re chemicals utilized, etc., but he did voice his opposition re same to the Administrator. Upon clarification and review, Motion to Approve made by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

**Clerk's 2/9/16 Memo to 2016 Beverly City Committee Chairs** for submission of all member on Committees, including members of the Public, along with 2016 meeting dates and times, and whether or not said meetings will be held at City Hall. The Clerk will be following up on this requirement per our Risk Management team.

Under "Old Business", Mr. Schwedes asked for an update on the Boiler replacement in City Hall. Administrator Wolbert advised that the Architect was in with the Mechanical Engineer last week. A rooftop unit is the most efficient and economical. There will be a split system for the building.

**NEW BUSINESS**

There was no New Business at this time.

**BILL LIST**

Approval of the February 23, 2016 Bill List. Motion to Approve as submitted made 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 at this time.

**COMMENTS/REPORTS**

Mayor

Mayor Miller reviewed his Proclamation, noting that the Wellness Campaign was a Statewide effort. He said that all ideas and participation would be welcomed. He further noted that Spring is on the way!

Council

Mr. Thibault advised that all was going well. Community Events has many Summer activities planned, along with a "Christmas Surprise".

Mr. Lowden stated that progress is being made on the Finance Committee and with Economic Development relative to Family Dollar. He further echoed the Mayor's comments regarding the Wellness Campaign. He mentioned his own recent illness saying that kids and families need to learn about healthy eating habits. He stated that the School Lunch Program is also addressing this. We all have various health issues, so we need to take care of our bodies!

Administrator/Public Safety Director

Administrator Wolbert advised that Family Dollar has a projected April 14, 2016 Grand Opening schedule. They were having issues with two of the Utility companies. Both companies have been contacted and are expediting the work re widening of the roadway. They have power now, but no water service; the site contractor is going back out. They need three days in a row where the temperature is above 45 degrees. They are going with all concrete instead of asphalt.

Regarding a Snow Emergency Route, there is no Engineer's report required, just a letter from himself or the Emergency Management Coordinator regarding no parking on Pine and Putnam Streets during Snow Emergencies.

Mr. Wolbert stated that he wrote an article for the Beverly Bee March issue regarding activities on Wellness. He has spoken with the School Gym teacher and everyone is in! There will be new policies and activities re same.

The DVRCP has a meeting coming up.

On the Police Department section of the City Website there is information on Identity Theft, scams, etc. Brochures will be coming in addressing same and they will be placed in our hallway for the Public.

Additionally, check the Comcast website for a public service announcement regarding Wi-Fi.

#### Professionals

Solicitor Coleman advised that he is continuing to work with the Administrator on various City issues. There are 15-16 Ordinances that are being worked on this year.

#### Municipal Clerk

Clerk Snyder reminded everyone that Committee Reports are due the end of each month and to please have them for the next Council meeting if you haven't already given them to her.

#### **PUBLIC COMMENT**

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

John Haaf congratulated Administrator Wolbert for putting Beverly in a very favorable light regarding the Community Based Cameras. The City was on ABC News tonight re same. Additionally, the split heating system coming in was clarified for Mr. Haaf by Mr. Wolbert. Mr. Haaf also mentioned that since it was "Budget Time" he wanted to remind Council to please begin again their support of the Beverly Free Library. The donation in the past was \$2,000 a year.

**EXECUTIVE SESSION**  
**RESOLUTION 2016-68**

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 8:25PM was made by Lowden; Second by Thibault. All in Favor. Motion Carried.

Respectfully submitted,

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

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3/8/2016