

THE COMMON COUNCIL OF THE CITY OF BEVERLY
MARCH 22, 2016
7:00PM

MINUTES

CALL TO ORDER

Council President Bancroft called the meeting to order at 7:01p.m.

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

Those council members present upon roll call were:

Mayor: Randy H. Miller

Council President: Robert H. Bancroft

Council Members:

Robert E. Lowden, Jr.

Robert D. Thibault

Absent: Councilman Lawrence F. Carlbon (work)
Councilman Mark A. Schwedes (family illness)

Also present were:

Administrator/Director of Public Safety: Richard A. Wolbert

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

Absent:

Solicitor: Thomas J. Coleman, III

Raymond/Coleman/Heinold/Norman, LLP

Engineer: William H. Kirchner (Attendance not required)

APPROVAL OF MINUTES - March 08, 2016 Regular Minutes

March 08, 2016 Executive Session Minutes

MOTION - Councilman Thibault made a motion to approve the above

referenced Regular and Executive Session, seconded by Councilman Lowden. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS ONLY

Please state your name and address clearly for the record.

John Haaf, 124 River Bank, asked for an explanation on Resolution 2016-74. Mr. Wolbert advised him that this is just restating the tax abatement, as when it was first done, there was a paragraph 14, making it a true PILOT. Secaucus, in Hudson County, has a PILOT and now has to pay 5% to the county. Mr. Haaf asked if the City gets all the money, to which Mr. Wolbert advised him the City does.

INTRODUCTION ~ ORDINANCE 2016-4 EXCEED CAP

MOTION - Councilman Thibault made a motion to introduce Ordinance 2016-4, seconded by Councilman Lowden. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

RESOLUTION 2016-72 ~ INTRODUCTION 2016 BEVERLY CITY BUDGET

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-72, seconded by Councilman Thibault. Mr. Thibault asked if there were any explanations. Mr. Wolbert advised there is a slight increase, which equates to approximately \$25.00 per year per household. This will allow the City to keep the Deputy and two part time officers. Mr. Thibault asked if they would be paying down debt, to which Mr. Wolbert replied they are paying \$100,000. Mr. Lowden explained that some of the expenses are the body cameras. Some of the money for this will be from the County and another part is ours. Mr. Wolbert added that there is \$2800 from MLETA. Mr. Lowden added that this year the City is giving the Library \$500.00. Mr. Wolbert said that the budget will come before the Council on the second date in April (the 19th). Mr. Wolbert thanked the finance committee for their hard work. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

RESOLUTION 2016-73 ~ RECYCLING ENHANCEMENT ACT (TONNAGE GRANT)

MOTION - Councilman Thibault made a motion to postpone Resolution 2016-73, seconded by Councilman Lowden, and unanimously carried.

RESOLUTION 2016-74 ~ RESTATED TAX ABATEMENT

MOTION - Councilman Thibault made a motion to adopt Resolution 2016-74, seconded by Councilman Lowden. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

RESOLUTION 2016-75 ~ APPROVING THE 2016 SAFETY CONTRACT WITH THE BURLINGTON COUNTY MUNICIPAL JOINT INSURANCE FUND

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-75, seconded by Councilman Thibault. Ayes - Lowden,

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

RESOLUTION 2016-76 ~ ACCEPTANCE OF 202 LAUREL STREET (BLOCK 1054, LOT 1) FROM WELLS FARGO, AUTHORIZING THE MAYOR TO SIGN ON BEHALF OF THE CITY

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-76, seconded by Councilman Thibault. Mr. Thibault asked if there was a house or just a lot. Mr. Wolbert explained that Wells Fargo had to tear the house down. Mr. Thibault asked what they would do with the property, to which Mr. Wolbert responded that they could auction off the property.

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

RESOLUTION 2016-77 ~ SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM

MOTION - Councilman Thibault made a motion to adopt Resolution 2016-77, seconded by Councilman Lowden. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

RESOLUTION 2016-78 ~ TRANSFER OF FUNDS (2015)

MOTION - Councilman Thibault made a motion to adopt Resolution 2016-78, seconded by Councilman Lowden. Mr. Thibault asked what the police internet was, to which Mr. Wolbert responded that several years ago the CFO had individual lines for several different offices. This is the final phone bill and now it is under one account line. This is the bill from 2015.

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

RESOLUTION 2016-79 ~ AUTHORIZING RECEIPT OF BIDS FOR HVAC SYSTEM

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-79, seconded by Councilman Thibault. Mr. Thibault asked who the architect of record is for the City. Mr. Wolbert advised him that it is Keith T. Chambers, AIA Chambers Architecture, Inc. Ayes - Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

OLD BUSINESS

There was none.

NEW BUSINESS

There was none.

BILL LIST

MOTION - Councilman Thibault made a motion to approve the bills as listed on the March 22, 2016 bill list, seconded by Councilman

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

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

There was none.

COMMENTS/REPORTS

Mayor

Mayor Miller appointed Daniel G. Schoen, Sr. as the Class II Member of the Joint Land Use Board for the year 2016.

Council

Mr. Carlbon - Absent

Mr. Thibault

Councilman Thibault advised the Council that Community Events Committee met last evening. They are adding a couple of events, one being a more elaborate tree lighting.

Mr. Schwedes - Absent

Mr. Lowden

Thanked Mr. Wolbert for his work on the budget and Yvonne. They did a lot of work on it.

Administrator/Public Safety Director

Administrator Wolbert explained there is damage at the basketball courts. He has obtained quotes on the gates (one for \$990 and one for \$1,375). The courts would be locked at night and opened in the morning.

MOTION - Councilman Thibault made a motion to authorize the purchase of the two gates in the amount of \$990.00, seconded by Councilman Lowden. Ayes- Lowden, Thibault, Bancroft. Nays - None. Absent - Carlbon, Schwedes. Motion carried.

Mr. Wolbert advised that the City is moving forward with the Mayor's Wellness. At lunchtime, they want to do an employees' walk from 12:00 to 12:30, closing the building for a half hour.

Professionals

Solicitor Coleman was absent.

Municipal Clerk - The Deputy Clerk advised Council there was a conflict concerning the meeting in April and asked if they could change from the second and fourth to the first and third. April 5th and April 19th. The hearing for the budget will be April 19th.

MOTION - Councilman Thibault made a motion to change the meeting dates for the month of April to April 5 and April 19, seconded by Councilman Lowden, and unanimously carried.

Municipal Court Administrator - Accepting February 2016 Report

MOTION - Councilman Thibault made a motion to accept the Court Administrator's February 2016 report as submitted, seconded by Councilman Lowden, and unanimously carried.

PUBLIC COMMENT

Please state you name and address clearly for the record.

Mary Ellen Knudson, 433 Jennings, asked why they are locking the basketball courts as this is very drastic and very inner city. Did the City look at other ways to handle the problem? Mr. Thibault said the problem is not new. Mr. Wolbert explained that they have looked at other ways to stop the courts from being ruined; the police cannot babysit the courts. These individuals, who are not the basketball players, are also hurting the fire house.

Captain Kraig McLaughlin reported that Beverly Rescue responded to 52% of the calls in 2015. They have 37 members. They have added medication to the ambulances, as well as epi-pens. They applied for and received a \$1000 grant. They have also applied to Strycker for \$175,000 grant for power lifters. Their water heater exploded and had to be replaced. They are going to have a new housing. The Easter Egg Hunt is this Saturday. There is also a training session at the school.

Ron Paice, 527 Broad Street, asked if the gates at the basketball courts would be locked at dusk or at a certain time. Mr. Wolbert responded that it will be a certain time. Bernadine Williams, 215 Laurel, asked if someone was looking into the skating rink, to which Mr. Wolbert said if it can't be sold, the City would need to foreclose. Ms. Williams asked about the ordinance on loitering, as there is a problem at Third and Laurel. Mr. Wolbert advised her the ordinance is in effect.

Alexandra Lagerman, 1038 Detweiler Ave. was concerned about the mosquitoes at the pools are not maintained. Mr. Wolbert advised that the Board of Health controls treating these pools. The bigger problem will be with the ditch on Wheatley. DEP needs to address this issue short term with Mosquito Control. In the long term, the Army Corp of Engineers will be addressing the issue in the long term. The municipal liaison of DEP reached out to the Mayor today. Mayor Miller said that the City has pictures and has given them to DEP.

Ms. Lagerman asked about the dog problem behind her. Mr. Wolbert responded that Code Enforcement has been out there already.

Ronald Paice asked if everything was on schedule with the Family Dollar to open in April, to which Mr. Wolbert explained that the County erred and failed to issue access permits; therefore, it is scheduled to open the first week in May.

EXECUTIVE SESSION - NOT ADOPTED

RESOLUTION 2016

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 X

ADJOURNMENT

MOTION - Councilman Thibault made a motion to adjourn, seconded by Councilman Lowden, and unanimously carried. The meeting was adjourned at 7:42 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC
Deputy Municipal Clerk