

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**APRIL 5, 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: 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 Members: Lawrence F. Carlbon

Robert E. Lowden, Jr.

**APPROVAL OF MINUTES**

March 22, 2016 Regular Session Minutes. There was no Executive Session. The March 22, 2016 Regular Session Minutes were Approved as submitted with a Motion by Thibault; Second by Schwedes. Roll Call Vote: All Ayes, except Schwedes-Abstain. Motion Carried.

The February 23, 2016 Executive Session Minutes as Amended as requested by Council Member Thibault at Council's March 22, 2016 meeting were Approved as submitted with a Motion 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.*

Ordinance 2016-4, establishing a CAP Bank, was clarified for Ron Paice by Administrator Wolbert. Mr. Wolbert also clarified for John Haaf Resolutions 2016-82 and 83 relative to the Beverly Redevelopment Group, LLC.

**ORDINANCES ON SECOND READING:**

ORDINANCE 2016-4 - SECOND READING/PUBLIC HEARING/ADOPTION  
**Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (NJSA 40A:4-45.14)**

Council President Bancroft opened the floor to Public Comment. Mary Ellen Knudson asked for clarification on the dollar amount for the CAP Bank. Administrator Wolbert clarified same relative to NJSA 40A:4045.14 per the Ordinance. There being no further comment, Public Hearing was closed on same. Motion to Adopt by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

**RESOLUTIONS**

RESOLUTION 2016-73 - Postponed from 3/22/16 Meeting

A Resolution approving the 2015 Tonnage Grant Tax Identification Statement as certified by the Beverly City CFO. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

RESOLUTION 2016-80

A Resolution approving 2016 Vendor's License to Mr. Softee, all fees paid, and all documentation submitted. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

RESOLUTION 2016-81

A Resolution authorizing refund overpaid taxes on Block 1159/Lot 4 in the City of Beverly in the amount of \$348.21 by the Beverly City Tax Collector. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

RESOLUTION 2016-82

A Resolution authorizing a Developer's Agreement with the Beverly Revitalization Group, LLC, in accordance with the attached documentation. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

RESOLUTION 2016-83

A Resolution approving Affordable Housing Agreements with the Beverly Revitalization Group, LLC and authorizing execution of the attached documents related to same. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

**OLD BUSINESS**

None at this time.

**NEW BUSINESS**

None at this time.

**BILL LIST**

Approval of the April 5, 2016 Bill List. Upon clarification, Motion to Approve by Schwedes; Second-Thibault. Roll Call Vote - All Ayes, except Carlbon and Lowden-Absent. Motion Carried.

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

Mayor Miller advised of the following Correspondence:

**Beverly Housing Authority - Comparative Financial Statements and Supplementary information for the Years Ended September 30, 2015 and 2014.** This information will be on file in the Municipal Clerk's Office. The Mayor also advised that he was in receipt of notification that the City had received a NJDOT Grant in the amount of \$220,000 for the 2016 City of Beverly Road Improvement Program

**COMMENTS/REPORTS**

Mayor

Mayor Miller stated said that he was happy that the City received the NJDOT Grant. Additionally he said that he was looking forward to Spring!

Council

Mr. Thibault reminded all that the City-Wide Yard Sale was Saturday April 16 and that signs and banners were up to kick-off the event.

Mr. Schwedes reminded all of the Winery/Casino Fundraiser Bus Trip. The cost is \$60 and the bus is about a third full now.

Administrator/Public Safety Director

Administrator Wolbert explained the Road Program to which the NJDOT Grant would be applied, and that the City received one of the highest awards.

He also advised that the temporary heat installed for the Municipal Office has been pulled as the weather is getting warmer, and the City's Architect is now working on Bid Specs.

In addition, the City's Auditors are in to complete their 2015 review. Due to this fact, the Mayor/Council President's Office will not be available for meetings until their in-house work is completed.

Relative to Family Dollar: Now, we have been advised that one Utility Pole is too close to the curb per the County. This issue will be rectified but will cause additional delay for opening day. He stated that he will continue to reach out to those who can move this along.

Council was also informed that new weapon lights were purchased for our Police Officers, along with new longer lasting batteries. These items were purchased with a Technology Grant from Comcast. We are still working on whistles for the Department.

Lastly, our Chipper was down again; the shoot had a hole in it. A local business is making the repairs for us.

Professionals

Solicitor Coleman advised that progress is being made as he continues to work with Administrator Wolbert and Municipal Clerk Snyder on various projects that are assigned.

Municipal Clerk

The Clerk reminded Council and the Professionals that they need to go online and complete their 2016 Financial Disclosure Statements. These must be to the State by April 30.

**PUBLIC COMMENT**

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

Public Comment was had by Mary Ellen Knudson; Loretta Kimber; Georgine Sarro; John Haaf; Becky Carlbon; Ron Paice. Discussion involved: Rules and regulations for use of basketball courts/hoops in the City relative to placement, etc. Research had been done on other towns regarding safety issues. There is self-accountability lacking. Mr. Thibault commented that the City had decided not to do anything as the City is a little limited.

Concern was raised of the recent shootings on Laurel near Third Street and what was being done re same. Administrator Wolbert advised that the shots fired incident was under investigation and the City is working on it with another municipality; evidence was received from the scene and we are working with Forensics. No further info can be released at this time. These incidents are the focus of the Police Department. Discussion was had on those affected by same.

It was questioned as to whether or not there was anything citizens could do as a community regarding the gangs in town. It was felt that a class would be good to teach residents things they should be looking for to become more informed and aware. Administrator Wolbert will reach out to the County re same and advise. It was further noted that the City needs to get a handle on the crime and guns in town as these people give the City a bad image.

Recycling was discussed relative to the "Bottle Bill" on the Governor's desk, along with Shredding operations and the fact that the County holds such events at their specific locations only and do not go out to individual towns.

Those present were also reminded that Clean Communities Cleanup day is on April 30 about 9AM, meeting at the Playground. In addition, a Dumpster will be available and info is on the City's website.

There being no further Comments, this portion of the meeting was closed.

**EXECUTIVE SESSION - RESOLUTION 2016- 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   x  \_\_\_\_\_

**ADJOURNMENT**

There being no further business, Motion to Adjourn at 7:50PM by Thibault; Second by Schwedes. All in Favor. Motion Carried.

Respectfully submitted,

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

\_\_\_\_\_  
Date