

THE COMMON COUNCIL OF THE CITY OF BEVERLY
July 12, 2016
7:00PM

MINUTES

CALL TO ORDER

Council President Bancroft called the meeting to order at 7:03PM.

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.

MOMENT OF SILENCE

Immediately following the Flag Salute Mr. Bancroft requested that all remain standing for a Moment of Silence for those long-time Residents who passed away last week: Frank Atzert, Frank Delia, James McGowan, and Joe Rudnicki. He also asked that we remember the five Dallas Police Officers who lost their lives while serving their community.

ROLL CALL

Present:

Mayor: Randy H. Miller

Council President: Robert H. Bancroft

Council Members:

Lawrence F. Carlbom

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: Robert E. Lowden, Jr.

APPROVAL OF MINUTES

June 14, 2016 Executive Session Minutes and June 28, 2016 Regular Session Minutes (there was no Executive on 6/28/16) submitted for approval. Motion to Approve as stated made by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Bancroft-Abstain on June 14, 2016 Executive Session Minutes. Motion Carried.

PUBLIC COMMENT ON AGENDA ITEMS ONLY

Please state your name and address clearly for the record.

Public Comment was had by Mary Ellen Knudson regarding Resolutions 2016-114 and 117. Administrator Wolbert clarified Flat Funding and the proposed Fairness Formula relative to the School, stating that this Resolution memorializes what Council had discussed at their last meeting. The Administrator also clarified for Ms. Knudson the approval of a Performance Guarantee revised estimate and reduction for Family Dollar relative to the June 24, 2016 correspondence from Environmental Resolutions, see attached.

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

RESOLUTIONS**Resolution 2016-114**

A Resolution **opposing Governor Christie's proposal** eliminating the present School Funding Formula and replacing same with the Fairness Formula. Motion to Approve by Carlbon; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

Resolution 2016-115

A Resolution authorizing Annual Agreement with **PowerDMS**, 101 S. Garland Avenue, Suite 300, Orlando, FL 32801 for Police Training Software and Support per the attached Quotation Sheet. Motion to Approve by Thibault; Second by Schwedes. Administrator commented that this is a worthwhile piece of software for the Department to streamline reporting activities. General Ordinances and SOPs are put in a database. The Officers receive a Certification upon completion, and there are time lines for same. Roll Call Vote - All Ayes. Motion Carried.

Resolution 2016-116

NOTE: RESOLUTION 2016-116 WAS PULLED FROM THE AGENDA DUE TO LACK OF A CURRENT TAX CLEARANCE CERTIFICATE FOR RENEWAL, OR AD-INTERIM PERMIT RENEWAL.

A Resolution approving 2016-2017 ABC Club Liquor License Renewal for the **Beverly City Athletic Club**, ABC Club License Number 0302-31-004-004, 725 Broad Street, Beverly, NJ, all State and Local fees being paid, and all required paperwork submitted.

RESOLUTION 2016-117

A Resolution approving a **Performance Guarantee Revised Estimate and Reduction for Family Dollar**, per Environmental Resolutions correspondence, revised June 24, 2016, attached. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2016-118

A Resolution approving payment of \$1,195.00 to "**J-Dogs Amusements, LLC**", 413 Bloomfield Drive-Unit 5, West Berlin, NJ for an Inflatable Rock Wall with Staff Support, per the attached Invoice, with 50% upfront costs from the Community Events Fund. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

RESOLUTION 2016-119

A Resolution authorizing an Agreement with the **Burlington County Bridge Commission for submission of a Grant Application** for Small Cities Housing Rehabilitation. Upon discussion and clarification by Administrator Wolbert relative to this program being for owner-occupied only, and that Community Grants, Planning, and Housing would also administer the program, Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes. Motion Carried.

OLD BUSINESS

(See Council's Comments/Reports Section.)

NEW BUSINESS

1. Re-Acceptance of the Beverly Sewerage Authority's Report of Audit for the Fiscal Years ended September 30, 2015 and September 30, 2014, revised for GASB68 (General Accounting Standards Board). Motion to Accept by Schwedes; Second by Thibault. All in Favor. Motion Carried.

BILL LIST

Approval of the July 12, 2016 Bill List. Upon clarification, Motion to Approve by Thibault; Second by Schwedes. 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.)

Mayor Miller read the following Correspondence as listed, and Council gave input where indicated.

1. Beverly Events Committee - June 20, 2016 Meeting Minutes.
2. Environmental Resolutions - 7/8/16 Letter re Rejection of Bids, Lauinger Field House Improvement Project.

Administrator Wolbert advised that two Bid Packages were picked up, but only one was received, the same of which exceeded the Base Bid price. This is the second time we have gone out to bid where this happened. Mr. Wolbert stated that in speaking with the Engineer it was felt it would be best not to go out to Bid again until the fall when there would be a bigger pool of candidates.

Motion to Reject said Bids by Schwedes; Second by Thibault. Roll Call Vote - All Ayes. Motion Carried.

3. NJDOT - Shutdown of all Contract work funded by the Transportation Trust Fund Authority per Executive Order #210.
4. Ann Moore/Resource Recovery Complex - July 5, 2016 Email E-Waste Update.

Mayor Miller also said that he received a notification that resident Deborah Cannon who is an Intensive Care Unit Nurse was honored by Cooper University Health Care with the DAISY Award for providing exceptional care! This Award established by the DAISY Foundation is an international program that celebrates the extraordinary care given by Nurses every day.

COMMENTS/REPORTS

Mayor

Mayor Miller stated that he hopes everyone has a good Summer!

Council

Mr. Thibault advised that Music Concerts will be held at the Waterfront on July 15 and August 20 with local bands. Regarding Police, he thanked the Council for authorizing the Police Software tonight, adding that what is happening in our country is very difficult to see happen. Law and Ordinance met last night and spoke about why we cannot do something to do better for the town regarding vacant properties. Mount Holly does. Our records show an existing record of 118 vacant properties, 70 are registered, with 50 paid. Mount Holly is not inactive. Neutrality cannot be profitable. Can we penalize by escalating fines? If they are on the up and up, then no.

Discussion was had re not doing an escalated fee structure; use what' being done now. There are "ghost" owners who are responsible for the property who cannot be located. The Committee discussed an RFP for a company to do the searching for same.

Mr. Carlbon felt that once located, these people should be held responsible for the fee that the City had to pay to chase them down.

Administrator Wolbert advised that Gloucester County has a Shared Service with eight towns involved. The County contracts with firms. There is a registration fee; \$100 goes to the town and \$100 to the County, with the remainder going to the firm. Mr. Wolbert stated that he contacted our Freeholders' office today and spoke with Eric Arpert regarding their interest in doing the same for Burlington County. Eric is to take this info to the Freeholders for discussion.

Mr. Wolbert further stated that the City already has an Ordinance in place that is in compliance with the law. Further discussions would be good re pursuing a mechanism authorizing us to act on a property that is vacant and abandoned. He said that Delran also is having problems and that we are much further along in the process than other towns. He said he would be reaching out to the Legislature re same.

Mr. Carlbon invited everyone to come to the Farmers Market on Thursday between 3-6PM.

Mr. Schwedes thanked Mr. Wolbert for relating the meeting info from last night.

Administrator/Public Safety Director

Administrator Wolbert advised that the Tax Bills are late, as the County has not yet struck the rate. There is no County Budget yet. The Interim County Tax Board Administrator resigned so the question is who will strike the rate? They have a meeting tomorrow night. If nothing has been done by Council's next meeting on 7/26, Council will be asked to extend the Grace Period.

Mr. Wolbert spoke to the President of the Athletic Club regarding their members parking on the sidewalk across from the Club. This is not permitted. The President said he was not aware and that he would see to it that this was enforced and said he would so advise all members.

Administrator Wolbert said that he contacted the County Engineer, the Traffic Engineer, and the Edgewater Park Clerk and Chief of Police regarding posting of Truck Route advisory signs at Bridgewater/Mount Holly Road. He has had no response to date.

He stated that Edgewater Park was set to repair Mount Holly Road but not now due to the Governor's Executive Order (NJDOT).

In response to Mr. Entwistle's concerns re speeding traffic on Broad, Mr. Wolbert reported that the following traffic citations were issued: 15 on Broad (no one going over 35mph), 52 on Warren, 12 on Manor; coming out of Five Points into Edgewater, 6 were issued this week.

Mr. Wolbert advised all that Court meets tomorrow at 5:30PM.

Professionals

The Solicitor advised the he continues to work with Administrator Wolbert on assigned projects.

Municipal Clerk

Nothing additional at this time.

PUBLIC COMMENT

Please state you name and address clearly for the record.

Public Comment was had by Mary Ellen Knudson relative to having speed humps in our roads. Administrator Wolbert clarified that Warren, Broad, and Cooper are County Roads and that speed humps are not allowed on County Roads until they feel there is a need. He said that he would speak with Marty Livingston at the County re same. He also reminded all that once speed humps are placed, there is no parking 50 feet in front of and 50 feet behind same. He further advised that rumble strips get plowed up and they are too loud; the County will not do these. Mr. Carlson interjected to advise the Clerk to be sure that any discussion regarding intersections and roads with the County is in the Minutes, given the County's past record.

Ms. Knudson also asked why Agenda's are not on the City Website. Mr. Wolbert advised that posting Agendas is not a requirement, that posting the Minutes is required.

There being no further comment, 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 8:20PM was made by Thibault; Second by Carlbon. All in Favor. Motion Carried.

Respectfully submitted,

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

Date