

**THE COMMON COUNCIL OF THE CITY OF BEVERLY**  
**OCTOBER 25, 2016**  
**7:00PM**

**MINUTES**

**CALL TO ORDER**

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

**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 transmitted to the CAMDEN COURIER POST, was filed with the Municipal Clerk, and was mailed to all persons who requested and paid for such notice.*

**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

**Absent:**

Council Member: Lawrence F. Carlbon

Solicitor: Thomas J. Coleman, III  
Raymond/Coleman/Heinold/Norman, LLP  
Engineer: William Kirchner - Environmental Resolutions, Inc.  
Administrator/Director of Public Safety: Richard A. Wolbert  
Municipal Clerk: Donna F. Snyder, RMC/CMR/CPM

**APPROVAL OF MINUTES**

The October 11, 2016 Regular Session Minutes were Approved as submitted with a Motion by Schwedes; Second by Thibault. Roll Call Vote - All Ayes, except Carlbon-Absent. Motion Carried. There was no Executive Session.

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**

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

Clarification was given to Ron Paice by Administrator Wolbert relative to Ordinance 2016-10, Page 2, Number 5 - Loading Zones.

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

**ORDINANCE 2016-10: SECOND READING/PUBLIC HEARING/ADOPTION**

**AN ORDINANCE GOVERNING "VEHICLES AND TRAFFIC", MAKING THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO "FAMILY DOLLAR" AT BLOCK 1162/LOT 1, FKA LOTS 1,2,3,4, AND 5, AND REGULATING THE USE OF SAID ROADWAYS, STREETS, DRIVEWAYS, AND PARKING LOTS BY MOTOR VEHICLES.**

Mr. Bancroft opened the floor to Public Comment. There being no comment, this portion of the meeting was closed. Motion to Adopt by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon-Absent. Motion Carried.

**RESOLUTION 2016-148**

A Resolution authorizing a Discharge of Mortgage for 501 Spruce Street, a/k/s Block 1274/Lot 2, in the City of Beverly. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon-Absent. Motion Carried.

**RESOLUTION 2016-149**

A Resolution approving a Blue Light Permit Application for Susan Milliner in accordance with N.J.A.C. 13:24-5 et sec. Motion to Approve by Thibault; Second by Schwedes. Roll Call Vote - All Ayes, except Carlbon-Absent. Motion Carried.

**RESOLUTION 2016-150**

A Resolution, in accordance with the N.J. Department of Community Affairs/Division of Local Government Services, authorizing the Beverly City Certified Municipal Finance Officer to establish two **Rider Accounts** with Delanco Federal Savings Bank as follows:

**Storm Recovery Trust Fund P.L. 2013, Ch. 271, (NJSA 40A:4-62.1)**

**Municipal Public Defender P.L. 1997, Ch. 271, (NJSA 40A:4-62.1)**

Motion to Approve by Schwedes; Second by Thibault. Roll Call Vote - All Ayes, except Carlbon-Absent. Motion Carried.

**OLD BUSINESS**

Mr. Thibault asked if there was any update from Council's last meeting regarding his inquiry as to the posting of signage restricting parking between certain hours at the Waterfront. Solicitor Coleman advised that he is reviewing same in relation to the law and our current Zoning Ordinance, and balancing the Administrator's concerns regarding parking. Signage for Manor Road is also being looked at with the Engineer with regard to Zoning.

**NEW BUSINESS**1. Current Beverly City Fence Ordinance.

Administrator Wolbert advised that our Zoning Officer was approached regarding the City's current Fence Ordinance and its lack of the inclusion of the use of current fencing materials, e.g. vinyl and composite. Additionally, language needs to be clarified e.g., "reverse frontage lots", to be better understood by the public. There are also conflicting requirements, including fences that do not meet Zoning requirements that were erected prior to our Zoning Ordinance taking effect. The Zoning Officer asked whether or not Council wants to update this Ordinance or continue with the same issues that are presenting. Revisions would have to go before the Planning Board. Timely clarification is needed. Some property owners have already brought their properties into compliance. Council agreed that Administration will work with the Engineer and Solicitor on the language revisions and updates.

2. Burlington Island Dredge Site.

Administrator Wolbert advised that the City had been contacted by Burlington City to support by Resolution their efforts in stopping the Corps of Engineers from compiling dredge spoils at Burlington Island. Mayor Miller and Administrator Wolbert have a meeting with NJDEP on November 10. It was the consensus of Council that Mr. Wolbert respond to Burlington City stating that at this time we will table their request.

**BILL LIST - October 25, 2016**

Motion to Approve the October 25, 2016 Bill List by Thibault; Second by Lowden. Roll Call Vote - All Ayes, except Carlson-Absent. Motion Carried.

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

The Correspondence as shown was read by Mayor Miller:

1. Notification of 2014 Tonnage Grant Payout Schedule: Beverly City \$3,204.48. (No date yet for receiving checks.)
2. NJDOT 10/17/16: Notification that suspension of DOT projects financed using Transportation Trust Fund Authority funds may now proceed.

**COMMENTS/REPORTS**

Mayor

Mayor Miller advised that he had attended a meeting regarding economic development in the County for the River towns. He urged our Council to become more proactive, saying that Burlington is developing its waterfront and putting up an amphitheatre, as is Palmyra. He said that Beverly needs to take a conscientious approach to planning and our housing stock. We need to make the City a more attractive place for millennials.

Council

Mr. Thibault thanked the Mayor for his comments. He said that there are Grant applications for playgrounds, and that we need to do something to make things more useable to residents now until development comes. He mentioned that there is much resentment from those living in the area of the Waterfront because there is nothing down there. Grant application dates will be looked into.

Mr. Thibault then advised that the Halloween Party at the School was a great success. It was bigger than last year with many fun activities. He stated that the Tree Lighting will be next and that he is working with others to decide about a parade with Fire Trucks that would be about 15-20 minutes long from start to finish. They are reviewing ways around County Roads. Administrator Wolbert reminded that the County must be notified at least thirty days in advance relative to any County Road closings. Lastly, he reminded everyone about the House Decorating Contest with cash prizes. He thanked all participants who took part in this year's events.

Mr. Schwedes advised that Community Events pictures have been posted on the Website and Google/Facebook by Rick Knudson.

Mr. Lowden advised that the Economic Development Committee is looking for suggestions. The Committee is planning on meeting after confirmation that the Beaunit property has a free and clear Title. He

further stated that we need to get some RFPs on our Riverfront area. We need more rateables in town. There are people interested in our town. We are moving in a positive direction.

Administrator/Public Safety Director

Administrator Wolbert advised that our Engineer, Bill Kirchner, was here tonight regarding Manor Road relative to an Engineering Study as to what can be done with the roadway. Bill needs to be advised what the City wants done. Manor Road issues discussed were speeding, improvements on Truck signage, the measuring of the road that could end up prohibiting parking on one side, that parking on both sides now is the best we can do for "traffic calming". It was felt that we should bring signage up to current standards. Truck routing is still under DOT per the Engineer. The Administrator will look into the pricing of equipment to count vehicles as well as record speed and advise Council.

Professionals

Solicitor Coleman had nothing additional at this time.

Municipal Clerk

Clerk Snyder had nothing additional at this time.

Municipal Court Administrator - 9/2016 Court Report for Acceptance  
The September 2016 Court Report was Accepted with a Motion by Schwedes; Second by Thibault. All in Favor. Motion Carried.

**PUBLIC COMMENT**

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

Ron Paice thanked Council for the informative descriptions by the Engineer relative to the roadway situations.

Kevin Mickle, Chair of the Beverly City Fire Commission reminded the Mayor about appointing individuals to the Sub-committee as Edgewater Park has already done so.

John Haaf was given clarification regarding the process of amending the City's current Fence Ordinance relative to it having to be sent to the Planning Board for comments prior to Council approval. He also stated that regarding the Mayor's meeting with the County on Economic Development that it has been the County Engineer's Office that has been a detriment to Economic Development in the City.

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

**EXECUTIVE SESSION - RESOLUTION 2016-151**

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**

Motion to Approve by Thibault; Second by Schwedes. All in Favor.  
Motion Carried.

**ACTION TAKEN AFTER EXECUTIVE:**      Yes \_\_\_\_\_ No   X   N/A \_\_\_\_\_

**ADJOURNMENT**

There being no further business, Motion to Adjourn made by Thibault; Second by Schwedes. All in Favor. Motion Carried.

Respectfully submitted,

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

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Date