

**THE COMMON COUNCIL OF THE CITY OF BEVERLY
SEPTEMBER 13, 2016**

MINUTES

CALL TO ORDER

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

FLAG SALUTE

Mr. Bancroft led those present in the Flag Salute, followed by a moment of silence in honor of the passing of the father of Councilman Lowden.

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: Stephen Raymond, Jr. for Thomas J. Coleman, III
Raymond/Coleman/Heinold/Norman, LLP

Administrator/Director of Public Safety: Richard A. Wolbert

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

Absent:

Council Members: Lawrence F. Carlbon

APPROVAL OF MINUTES

August 23, 2016 Regular Session Minutes

MOTION - Councilman Schwedes made a motion to approve the minutes as presented, second by Councilman Thibault. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion Carried.

PUBLIC COMMENT ON AGENDA ITEMS ONLY

Please state your name and address clearly for the record.

President Bancroft opened the meeting to public comment on the agenda items.

Ronald Paice, 527 Broad Street did not understand Resolution 2016-140. Mr. Wolbert explained that these funds were received after the budget was adopted and, in order to spend the funds this year, the City must adopt this resolution.

Mr. Haaf, 133 River Bank, asked if the ordinance on the agenda was for first reading, to which Mr. Bancroft advised him it is. Mr. Haaf asked where the money was coming from for the Dedication by Rider, to which Mr. Wolbert explained that it is for snow removal, i.e. the money we receive from Storm Jonas, the County reimbursing the City for salt and plowing @ \$115.00 for each per mile. It would be only used for snow removal.

Brenda Newton, 223 Broad Street, asked for a copy of Ordinance 2008-15. Mr. Wolbert responded that the Clerk will give her a copy of the ordinance. She also asked for a copy of Ordinance 2016-9, to which Mr. Wolbert advised her he would give her a copy as soon as it was introduced by Council.

ORDINANCE

INTRODUCTION - ORDINANCE 2016-9 ~ REGISTRATION AND INSPECTION OF RENTAL UNITS (REPLACING AND REPEALING ORDINANCE 2008-15)

An Ordinance of the Common Council of the City of Beverly providing for the Registration and Inspection of Rental Units

MOTION - Councilman Thibault made a motion to introduce Ordinance 2016-09, seconded by Councilman Lowden. Councilman Schwedes asked if Section 16 covered court costs (unpaid), to which Mr. Wolbert explained that it does not. They are two different matters. Councilman Thibault asked what the difference was from the old ordinance. Mr. Wolbert explained that people had been renting rooms. Mr. Coleman said that this ordinance brings the City up-to-date and on par with other municipalities. Mr. Wolbert advised that a CO is really a Certificate of Approval. The BOCA Code has been replaced by the Property Maintenance Code. Ayes - Lowden, Schwedes, Thibault, Bancroft. Nays - None. Absent - Carlbon. Motion Carried.

RESOLUTION

RESOLUTION 2016-137 - DEDICATION BY RIDER FOR SNOW REMOVAL

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

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-137, seconded by Councilman Thibault.

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

RESOLUTION 2016-138 - DISCHARGE OF MORTGAGE BLOCK 843, LOT 1

A Resolution authorizing the Discharge of Mortgage dated September 6, 2006 in the amount of \$19,480.00 pursuant to Evesham #2 Regional Contribution Agreement for 600 Melbourne Avenue, Block 843, Lot 1

MOTION - Councilman Lowden made a motion to adopt Resolution 2016-138, seconded by Councilman Schwedes.

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

RESOLUTION 2016-139 - REAFFIRM CIVIL RIGHTS POLICY

A Resolution Re-affirming the City of Beverly's Civil Rights Policy with Respect to all Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors and Members of the Public who come in contact with Municipal Employees, Officials and Volunteers

MOTION - Councilman Thibault made a motion to adopt Resolution 2016-139, seconded by Councilman Schwedes. Mr. Wolbert explained that this is something that the City must do every year.

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

RESOLUTION 2016-140 - CHAPTER 159 BODY-WORN CAMERA GRANT

A Resolution authorizing the expenditure of unanticipated funds to be utilized in the 2016 budget

MOTION - Councilman Thibault made a motion to adopt Resolution 2016-140, seconded by Councilman Lowden.

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

OLD BUSINESS

Mr. Schwedes asked the status of the HVAC bids. Mr. Wolbert responded that he had a pre-bid walk through on the 7th and the bids will be opened on the 22nd. The contract will have to rip ceiling tiles down in the court office and the hallway. Mr. Thibault asked the time frame on completion, to which Mr. Wolbert responded that they are trying to have it in by this fall. Mr. Schwedes asked the time frame for the body cams, to which Mr. Wolbert responded they should be received in October.

NEW BUSINESS

There was none.

BILL LIST

Approval of the September 13, 2016 Bill List.

MOTION - Councilman Schwedes made a motion to approve the bills as presented, seconded by Councilman Lowden.

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

CORRESPONDENCE

Mayor Miller read a letter from the Burlington County Health Department that included their 2015 Annual Report. The report will be on file in the Municipal Clerk's office.

COMMENTS/REPORTS

Mayor Miller expressed condolences to Councilman Lowden.

Councilman Thibault advised that Saturday, September 24th is the Community Day event and invited everyone to come out. He was glad to see the purchase of the body cams going forward. Councilman Thibault also expressed condolences to Mr. Lowden.

Councilman Schwedes offered condolences to Mr. Lowden. He was also glad to see everyone calming down.

Councilman Lowden thanked everyone for their thoughts and prayers for his family. He gave a synopsis of his father's life, serving in the Knights of Columbus, World War II, retired from the post office, was involved with the Lions. Funeral services will be held at St. Joe's Church on Tuesday; however, he doesn't have all the details at this time.

Administrator/Public Safety Director

Richard Wolbert expressed his condolences for Councilman Lowden's father and offered prayers to the Lowden family. Mr. Wolbert explained that the USDA had concerns with the two block spalling, which needs corrective action. All the work must be done by hand. There is additional storm debris and he is trying to budget for next year. There is a new municipal liaison at DEP who we must advise as to where we are with issues dealing with the DEP. The leaf machine needs a few thousand dollars to fix. Mr. Thibault thought this was being replaced, to which Mr. Wolbert explained they are replacing the chipper, not the leaf machine.

Professionals

Mr. Coleman expressed condolences to Councilman Lowden.

Deputy Municipal Clerk

Ms. Kennedy expressed thoughts and prayers to the Lowden family. Ms. Kennedy advised Council that the JIF seminar which reduces the cost to the municipality will be held in March at O'Connors. She also advised Council the City received a thank you from the church for the help with their event.

PUBLIC COMMENT

Please state your name and address clearly for the record.

President Bancroft opened the meeting to public comment. Mr. Haaf, 133 River Bank, asked if the City pays for the school and fire when tax bills are late. Mr. Wolbert explained that the City must pay for their budgeted amount, even if the taxes have not been collected.

Being no further comment, President Bancroft closed this portion of the meeting.

EXECUTIVE SESSION - NOT ADOPTED

ADJOURNMENT

There being no further business, Councilman Thibault made a motion to adjourn, seconded by Councilman Lowden, and unanimously carried. Motion Carried. The meeting was adjourned at 7:35 p.m.

Respectfully submitted,

Elaine B. Kennedy, RMC/CMC
Deputy Municipal Clerk