

Merchantville, NJ

October 23, 2006

A regular meeting of Borough Council was held at 7:30 PM, Monday, October 23, 2006. Mayor Patrick J. Brennan presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Finnegan, Fields, Pagano, Alloway, Zeiders and North
Borough Clerk Thomas and Solicitor Higgins were present.

PUBLIC HEARING:

ORDINANCE AMENDMENT – SALARIES & WAGES: Mayor Brennan opened the public hearing on the following ordinance:

06-09**AN ORDINANCE FOR THE BOROUGH OF MERCHANTVILLE IN THE COUNTY OF CAMDEN AND STATE OF NEW JERSEY ENTITLED "SALARIES & COMPENSATION"**

There being no public comment, the hearing was closed.

PUBLIC:

Dolly Wintters, 202 Glenwood Avenue, addressed Council regarding the flooding issues facing Glenwood Avenue. Have seen clean up crews on the site working on the drainage issue. **Mayor Brennan** stated that the Borough will be notifying residents with updates of information from recent meeting between the borough and New Jersey Transit, as well as a copy of the engineer's report included for their information. The borough is negotiating with New Jersey Transit to have the fence along the Glenwood Avenue side of the railroad bed moved allowing New Jersey Transit to clean the drainage ditch. **Krista Lee**, 15 Russell Avenue, would like to use the lawn adjacent to the United Methodist Church to sell plants during the Borough holiday celebration. **Mr. Higgins** will consult with Walter Sikorski, Zoning Officer, and then respond to Ms. Lee's request.

Gail Ford, 135 North Centre Street, inquired to the progress of AST's 2005 financial reports. Mayor Brennan stated that Council had received statements today and Council will be reviewing it to determine if it is sufficient to their needs under the redeveloper's agreement. At the last Council meeting Mr. Stutz, AST Development, read aloud a letter in response to letters that were received by Borough Council. How many letters were received regarding AST's work at the College of New Jersey? Mayor Brennan responded that he was unaware of how many letters were received. **Mr. Finnegan** has original copies of letters that were received. Ms. Ford faxed a copy of AST's response letter (to Borough Council) to the College of New Jersey and received an email response. Ms. Ford read a response of Mr. Matthew Golden, Public Relations Officer - College of New Jersey, to Council. **Alice Diamond**, 105 Westminster Avenue, explained to Council that a surety contract is not the same as an insurance contract, and then lectured Council how to read a financial statement. **Marvin Gaskill**, 102 East Chestnut Avenue, wished

to comment on AST's letter to Council read during the previous Council meeting. Mr. Gaskill asked how much monies the borough has spent in legal, engineering and other such fees in regards to the Town Centre East project. **Mayor Brennan** confirmed that no borough funds had been spent; all monies spent to date were from an escrow account. **Mark Brunton**, 28 South Cove Road, asked if there was a downside to obtaining the financial statements. Mayor Brennan answered that Council will be doing so in accordance with the signed redeveloper's agreement.

ENGINEER'S REPORT: None

APPROVAL OF MINUTES: 9/11/06 REGULAR: On the motion of Mr. Finnegan and second of Mr. North, Council unanimously approved the 9/11/06 regular meeting minutes.

CORRESPONDENCE:

New Jersey State League of Municipalities: Mayor Brennan read a recent email from William Dressel, Jr. [League of Municipalities] regarding to proposed legislation creating a committee that would make binding recommendations to the Governor pertaining to municipal consolidation and regionalization of services.

COUNCIL REPORTS:

MR. FINNEGAN read a statement addressing the flooding issue on Glenwood Avenue, which will be mailed to all residents this week. **Mayor Brennan** asked that the baseball backstop at Wellwood Park be repaired.

MR. ZEIDERS delivered the Fire Department report. Forty calls have been answered to 606 West Maple Avenue this year to date – a rate of 15%. Chief Adair has met with Mr. Higgins regarding enforcement of the fire code. Mayor Brennan stated that this should not still an issue. The Building & Grounds report was delivered. Also looking into potential repairs on the Community Center.

MR. PAGANO delivered the MEMS report. The month ahead will be a busy one for the Public Events Committee.

MRS. FIELDS reported on the Planning Board. A Special Meeting is scheduled for October 30 regarding AST's application. Thanked everyone on the Planning Board for their extended efforts in regard to this application. 2007 will be the final year of the Neighborhood Preservation Program.

MR. ALLOWAY delivered the Board of Health report. The recent newsletter listed county-wide flu shot locations and dates. Met with Michelle McKinney, John Fry and Oren Thomas from the administrative offices to discuss policies and procedures.

MR. NORTH reminded Council that Halloween is approaching and curfew hours will be adjusted accordingly. The Police and Court reports were given. A discussion regarding "myspace.com" will be held on November 8 at 6:00 PM at Merchantville School. Ten arrests were made during the "U Drink U Drive U Lose" program.

ADMINISTRATOR REPORT: **John Fry**, Borough Administrator, delivered a written report to Mayor and Council, highlighting some significant points. Council members attending the MEL/JIF training class

will save the borough \$250 per attendee, so please try to attend.

OLD BUSINESS:

PROCUREMENT CARD POLICIES & PROCEDURES: Mayor Brennan and Mr. Thomas gave detailed descriptions of the process. All current purchasing procedures must be followed prior to being issued a P-Card to make a purchase.

ORDINANCE ADOPTION – SALARIES & WAGES: On the motion of Mr. North, second of Mrs. Fields and a unanimous roll call vote, Council adopted the following ordinance:

06-09

AN ORDINANCE FOR THE BOROUGH OF MERCHANTVILLE IN THE COUNTY OF CAMDEN AND STATE OF NEW JERSEY ENTITLED "SALARIES & COMPENSATION"

NEW BUSINESS:

FINANCIAL REPORTS: Copies will be provided to Council prior to the November 13 meeting.

RESOLUTION – ADOPTING PROCUREMENT CARD PROCEDURES: On the motion of Mr. North, a second of Mr. Zeiders and a unanimous roll call vote, Council approved the following resolution:

R06-87

RESOLUTION APPROVING AND AUTHORIZING POLICY AND PROCEDURES FOR SPECIFIC USE OF PROCUREMENT CARDS BY THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY

WHEREAS, N.J.S.A. 40A:5-16 authorized the utilization of Procurement Cards (herein "P-Cards") for the purchase of goods and services for limited transactions; and

WHEREAS, pursuant to the enabling legislation referenced above, certain administrative regulations (N.J.A.C. 5:30-9A.1, et seq.) were promulgated to set forth standards governing the use and sound fiscal management of P-Cards; and

WHEREAS, in accordance with N.J.S.A. 40A:5-16 and N.J.A.C. 5:30-9A.1, et seq. the Borough Council of the Borough of Merchantville is required to adopt an appropriate administrative resolution establishing policies and procedures and authorizing the specific purposes for the use of the P-Cards;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Merchantville as follows:

1. The above recitals are incorporated herein by reference as if repeated at length.
2. The Policies and Procedures Manual dated 10/23/2006 and attached hereto as Schedule "A" is hereby adopted.
3. The specific purposes for the Borough's use and suppliers thereof of the P-Cards are on Schedule "B" attached hereto.
4. The Administrative Regulations found in N.J.A.C. 5:30-9A.7 and any amendments thereto shall be incorporated by reference into the policies and procedures approved on this date.
5. P-Cards are hereby authorized for use on 10/24/2006.

RESOLUTION – INTERLOCAL SERVICES AGREEMENT: COUNTY SNOW REMOVAL: On the motion of Mr. North, a second of Mrs. Fields and a unanimous roll call vote, Council approved the following resolution:

R06-88

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING AN INTERLOCAL SERVICES

AGREEMENT BY AND BETWEEN THE BOROUGH OF MERCHANTVILLE AND THE COUNTY OF CAMDEN RELATIVE TO CERTAIN SNOW REMOVAL SERVICES IN AND FOR THE BOROUGH OF MERCHANTVILLE

WHEREAS, the Borough of Merchantville (hereinafter "Merchantville") is a municipal entity organized under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, the County of Camden is an governmental entity organized under the laws of the State of New Jersey ("County"); and

WHEREAS, the County of Camden seeks to provide for the efficient and effective removal of snow on County roads throughout the County of Camden; and

WHEREAS, the County recognizes that certain Camden County municipalities may be equipped to remove snow from designated County roadways within their respective municipalities at the earliest possible time, during the course of or immediately following a snow storm; and

WHEREAS, the Board of Chosen Freeholders of the County of Camden is desirous of entering into an Interlocal Services Agreement with Merchantville for the provision of snow removal from designated County roads in exchange for pro-rata allotments, of road salt or calcium (hereinafter "materials"); and,

WHEREAS, Merchantville and County intend by virtue of this document to set forth the terms and conditions of this Agreement; and

WHEREAS, it is required that the proper and respective municipal officials be authorized to execute this Interlocal Services Agreement pursuant to Resolutions of their respective Governing Bodies; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that the Interlocal Services Agreement by and between the Borough of Merchantville and the County of Camden relative to certain snow removal services, attached hereto as Exhibit "A," be and hereby is approved; and

BE IT FURTHER RESOLVED that Patrick J. Brennan, Mayor of the Borough of Merchantville and Oren R. Thomas, IV, Borough Clerk of the Borough of Merchantville be and hereby are authorized to execute the Interlocal Services Agreement by and between the Borough of Merchantville and the County of Camden, attached hereto as Exhibit "A," relative to certain snow removal services, on behalf of the Borough of Merchantville.

RESOLUTION – HIP GRANTS: On the motion of Mrs. Fields, a second of Mr. Alloway and a unanimous roll call vote, Council approved the following resolution:

R06-89

RESOLUTION DESIGNATING RECIPIENTS FOR THE CAMDEN COUNTY HOUSING REHABILITATION PROGRAM AND AUTHORIZING CAMDEN COUNTY DIVISION OF COMMUNITY DEVELOPMENT AS ADMINISTRATIVE AGENT

WHEREAS the Merchantville Housing Rehabilitation Agency, hereinafter referred to as "Agency" has received and reviewed applications by certain homeowners specified herein for rehabilitation of their dwellings under the Camden County Community Development Block Grant Program; and

WHEREAS said Agency has determined that said homeowners are eligible under the guidelines of said program; and

WHEREAS the County of Camden has been authorized by Cooperation Agreements between the County and the various municipalities to administer the Housing Rehabilitation Program from funds received under Community Development Block Grant Program;

NOW THEREFORE, BE IT RESOLVED as follows:

(1) That the following homeowners are hereby determined eligible for assistance under the Camden County Home Improvement Program:

1. 20-D-082
2. 20-D-083

(2) That the Camden County Division of Community Development is hereby authorized to process the aforementioned homeowner's application for rehabilitation of their dwellings as specified herein.

(3) That the Camden County Division of Community Development is further authorized to do the following:

a) Execute any and all documents and perform all administrative functions which may be required or desired in order to carry out the terms and conditions of the Community Development Block Grant Program.

b) Make payments to the homeowners and contractors in amounts determined by the County for services performed in rehabilitating the dwellings specified herein.

ORDINANCE INTRODUCTION – CREATE MUNICIPAL HOUSING LIAISON: On the motion of Mr. North and second of Mr. Alloway, Council unanimously introduced the following ordinance:

06-10

AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE BOROUGH OF MERCHANTVILLE'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT

The public hearing will be held on November 13.

EMPLOYEE CHANGE OF STATUS: ITZI, DOMINICK: On the motion of Mr. Finnegan and second of Mr. Pagano, Council unanimously approved the appointment of Dominick Itzi as a Public Works Helper I.

APPROVAL OF APPLICATION – BEHMKE, JOHN JR. [FIRE DEPARTMENT]: On the motion of Mr. Zeiders and second of Mr. North, Council unanimously approved the Fire Company application of John Behmke.

HOURS OF OPERATION [BOROUGH LIQUOR STORES]: On the motion of Mr. Pagano and second of Mrs. Fields, Council unanimously approved extending the hours of liquor sales on December 24 and December 31 from the previous time of 6:00 PM until 10:00 PM.

DISCUSSION – T-MOBILE CELL TOWER LEASE AGREEMENT: Mr. Higgins explained to Council the proposal from L3 Inc. regarding the Borough's cell tower lease. Mayor Brennan responded that the current lease hasn't expired yet; therefore the Borough isn't interested in renegotiating for a lower fee.

PAYMENT OF BILLS: On the motion of Mr. Alloway and second of Mrs. Fields, Council unanimously approved the following bills for payment:

CURRENT FUND: (PER 10/23/06 CHECK REGISTER)

CHECKS DELIVERED

CHECK #11899- 11913

\$ 210,875.11

CHECK #11914- 11999

\$ 137,770.25

\$ 348,645.36

DOG ACCOUNT: (PER 10/23/06 CHECK REGISTER)

CHECK #

\$ -

\$ -

GENERAL CAPITAL ACCOUNT: (PER 10/23/06 CHECK REGISTER)

CHECKS DELIVERED

CHECK #1393- 1395

\$ 7,415.05

\$ 7,415.05

MERCHANTVILLE SEWER UTILITY: (PER 10/23/06 CHECK REGISTER)

CHECKS DELIVERED

CHECK #1584- 1586

\$ 2,922.44

\$ 2,922.44

PUBLIC ASSISTANCE TRUST FUND: (PER 10/23/06 CHECK REGISTER)

CHECK #

\$ -

\$ -

RECREATION COMMISSION: (PER 10/23/06 CHECK REGISTER)

CHECKS DELIVERED

CHECK #2663- 2665

\$ 760.00

CHECK #2666- 2675

\$ 4,644.66

\$ 5,404.66

TRUST ACCOUNT - OTHER FUNDS: (PER 10/23/06 CHECK REGISTER)

CHECKS DELIVERED

CHECK #1083- 1086

\$ 15,745.26

CHECK #1087- 1089

\$ 2,604.62

\$ 18,349.88

UNEMPLOYMENT COMPENSATION: (PER 10/23/06 CHECK REGISTER)

CHECK #

\$ -

TOTAL: \$ 382,737.39

EXAMINED AND FOUND CORRECT: (SIGNED JOHN N. ALLOWAY)
DIRECTOR, DEPARTMENT OF ACCOUNTS AND AUDITING
R06-90

RESOLUTION that the Report of the Department of Accounts and Auditing be accepted and spread upon the minutes and the Treasurer be and is hereby authorized to pay the bills therein.

PRIVATE: On the motion of Mr. Alloway and second of Mr. Pagano, Council adjourned into a private session to discuss a matter of litigation.

ADJOURNMENT: When Council reconvened, on the motion of Mr. Pagano and second of Mr. Alloway the meeting was adjourned at 9:12 PM.

 OREN R. THOMAS IV
 BOROUGH CLERK