

Merchantville, NJ

July 9, 2007

A regular meeting of Borough Council was held at 7:30 PM, Monday, July 9, 2007. Mayor Frank M. North 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: Alloway, Fields, Volkert, Finnegan and Waldron

Council Absent: Zeiders

Borough Clerk Thomas and Solicitor Higgins were present.

BID RESULTS:

2008 FOUR WHEEL DRIVE POLICE VEHICLE: Mr. Thomas stated that two bids were received for the police vehicle and a resolution was scheduled under Old Business to award the contract to Winner Ford of Cherry Hill, NJ.

PUBLIC HEARING:

ORDINANCE – AMEND CHAPTER 71A, STORMWATER MANAGEMENT: Mayor North opened the public hearing on the following ordinance:

07-11

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY ADDING ARTICLE IX. TO CHAPTER 71A, STORMWATER MANAGEMENT, TO THE CODE OF THE BOROUGH OF MERCHANTVILLE

Gail Ford, 135 North North Centre Street, commented about a previous ordinance that also addressed Stormwater Management, claiming her observations were not acknowledged by Council at that time; however [she] did not address the Ordinance currently being considered for adoption. **Mr. Higgins** added that the ordinance was written by the Department of Environmental Protection. There being no public comment the hearing was closed.

PUBLIC:

ENGINEER'S REPORT: Thomas Cundey, Remington & Vernick Engineer's, provided an update of Borough projects.

MERCHANTVILLE.COM WEBSITE PRESENTATION: Joan Brennan, provided Council and the public in attendance with a walk through of the Borough's website and its capabilities. A large projection screen was erected and Mrs. Brennan navigated the website, allowing everyone to see various links from the site.

Marvin Gaskill, 102 East Chestnut Avenue, displayed plans for the proposed roundabout at Park and Chestnut Avenues as well as his own sketches of possibilities for the site. **Mayor North** stated that he

would like to arrange a meeting that included the County Engineer enabling the County to speak regarding the project on it's own behalf.

Paul Stridick, 112 East Walnut Avenue, commended the town and volunteer staff for the 10th Annual Car Show and Sock Hop that took place last Saturday. Mr. Stridick also thanked the Public Works and Police Departments for their efforts throughout the day.

Monica Sohler, 5 Clifton Avenue, stated that she was not opposed to the proposed roundabout but would like to hear more information from both the county and the public. Recently logged onto the Merchantville.com website and was thrilled at the ease of navigation. **Eugene Wallace**, 6 Fithian Avenue, stated his opposition to the roundabout. **Gail Ford**, 135 North Centre Street, asked Council what color "free money" was and added that she had never seen any. She added that she too was opposed to the roundabout.

APPROVAL OF MINUTES:

On the motion of Mr. Finnegan and second of Mr. Volkert, Council unanimously approved the 5/14/07 regular and private session minutes.

COUNCIL REPORTS:

MR. ALLOWAY reported for the Department of Public Safety (Police and Court). The Court office employees have been equipped with email addresses through the State.

MRS. FIELDS delivered the Planning Board report for the month of June. The Code Enforcement report was given. The Board of Health is reminding everyone to check for standing water during mosquito season. Options for an animal shelter are being researched. The Recreation Commission and MEMS reports were given.

MR. VOLKERT delivered the monthly Fire Department report. New trash receptacles are scheduled to be ordered under the Clean Communities Grant.

MR. WALDRON reported on the Shade Tree Commission. For the Public Events Committee, Mr. Waldron stated that the Car Show was a huge success and thanked all the volunteers who took part. Added that the Police and Public Works Departments did a fantastic job as well.

MR. FINNEGAN delivered the Pubic Works Department report. Several trees and stumps have been removed recently; currently the crew is working through some very hot temperatures.

ADMINISTRATOR REPORT:

John Fry, Borough Administrator, provided Council with a written report and highlighted a few of the points.

OLD BUSINESS:

ORDINANCE ADOPTION – AMEND CHAPTER 71A, STORMWATER MANAGEMENT: On the motion of Mr. Alloway, second of Mr. Finnegan and a unanimous roll call vote, council adopted the following ordinance:

07-11**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY ADDING ARTICLE IX. TO CHAPTER 71A, STORMWATER MANAGEMENT, TO THE CODE OF THE BOROUGH OF MERCHANTVILLE**

RESOLUTION – ABC RENEWAL APPLICATIONS 2007-2008: Tabled.

RESOLUTION – AWARD CONTRACT FOR 2008 POLICE VEHICLE: On the motion of Mr. Alloway and second of Mrs. Fields, Council unanimously approved the following resolution:

R07-79**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AWARDED CONTRACT FOR THE PURCHASE OF A 2008 FOUR WHEEL DRIVE POLICE VEHICLE**

WHEREAS, the Borough Council of the Borough of Merchantville has determined that there exists a need for a 4-Wheel Drive Police Vehicle; and

WHEREAS, bids have been received for this purchase; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds;

NOW, THEREFORE, BE IT RESOLVED, that a contract be awarded to Winner Ford Inc., Cherry Hill, NJ in the amount of \$22,569.00.

NEW BUSINESS:

FINANCIAL REPORTS: On the motion of Mr. Alloway, second of Mrs. Fields and a unanimous roll call vote, Council approved the Chief Financial Officer's Report of Cash Receipts for June 2007 and the Abbreviated Budget Status through June 30, 2007.

PROCLAMATION – SUSAN BASS LEVIN: Mayor North read the proclamation aloud and stated an original would be sent to Ms. Levin.

RESOLUTION – APPROVE REMINGTON & VERNICK: 2007 NJDOT ROAD RESURFACING: On the motion of Mr. Finnegan and second of Mr. Alloway, Council unanimously approved the following resolution:

R07-80**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY SELECTING REMINGTON & VERNICK ENGINEERS TO PROVIDE PROFESSIONAL SERVICES FOR RESURFACING OF WEST CHESTNUT AVENUE**

WHEREAS, the Borough Council of the Borough of Merchantville selected Edward Vernick, PE, of Remington & Vernick Engineers, as the Borough Engineer by resolution dated January 2, 2007; and

WHEREAS, the Borough Council of the Borough of Merchantville desires to contract with Remington & Vernick Engineers for the preparation of planning, design and bidding documents, procurement of applicable permits and the inspection and construction management services for the New Jersey Department of Transportation Year 2007 Project of Resurfacing West Chestnut Avenue from Poplar Avenue to the Municipal Boundary; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Merchantville does hereby select Remington & Vernick Engineers to provide the services for road resurfacing in an amount not to exceed \$8,825.00 as detailed in their December 29, 2006 proposal letter.

RESOLUTION – APPROVE NPP GRANT APPLICATION: On the motion of Mrs. Fields and second of Mr. Alloway, Council unanimously approved the following resolution:

R07-81

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY

WHEREAS, the Borough of Merchantville desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$525,000 to carry out a project to Administer a five year Neighborhood Preservation Program within the Borough of Merchantville, Township of Cherry Hill and Township of Pennsauken with Merchantville as the lead agency for the project.

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

- 1) that the Borough of Merchantville does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Merchantville and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below and authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

RESOLUTION – NEW JERSEY HISTORIC TRUST GRANT APPLICANT ASSURANCES: On the motion of Mr. Finnegan and second of Mr. Waldron, Council unanimously approved the following resolution:

R07-82

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY BY AND FOR NEW JERSEY HISTORIC TRUST

WHEREAS, the Borough Council of the Borough of Merchantville has applied for a grant from the New Jersey Department Historic Trust; and

WHEREAS, the Borough Council of the Borough of Merchantville desires to have Frank M. North, Mayor of the Borough of Merchantville, sign and execute any and all documents required with the completion and filing of said application and assurances;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Merchantville resolves that Frank M. North, Mayor of the Borough of Merchantville, is authorized to sign the agreement and required assurances, as well as any other documents necessary in connection therewith.

RESOLUTION – AUTHORIZE REFUND OF SEWER OVERPAYMENT: On the motion of Mr. Volkert and second of Mr. Finnegan, Council unanimously approved the following resolution:

R07-83

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING THE REFUND OF THE SEWER OVERPAYMENT

BE IT RESOLVED by the Borough Council of the Borough of Merchantville that warrants be drawn to the homeowner listed below in the designated amount representing an overpayment made to sewer as follows:

<u>BLOCK/LOT</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
19/14	DIANA HITCHNER 643 RADNOR AVE HADDONFIELD NJ 08043	\$157.50
57/19	SAME AS ABOVE	\$157.50

BE IT FURTHER RESOLVED THAT, all parties have advised that they would like to have a refund rather than applying this payment to subsequent sewer charges.

RESOLUTION – IMPOSING PROPERTY MAINTENANCE LIENS: On the motion of Mrs. Fields and second of Mr. Alloway, Council unanimously approved the following resolution:

R07-84

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY IMPOSING A MUNICIPAL LIEN ON CERTAIN PROPERTIES PURSUANT TO CHAPTER 14 AND CHAPTER 60B OF THE CODE OF THE BOROUGH OF MERCHANTVILLE

WHEREAS, Chapter 14 of the Code of Borough of Merchantville indicates that should the Borough incur a cost for the removal of brush, grass, weeds, and other obnoxious growths as defined in section 14-1 of the Code, that the amount so charged shall forthwith become a lien upon such lands and shall be added to and become part of and form a part of the taxes next to be assessed and levied upon such lands; and

WHEREAS, Chapter 60B of the Code of the Borough of Merchantville, in adopting the BOCA standards, also provides for the similar relief in terms of a municipal lien,

WHEREAS, The Borough has expended such funds as set forth in Exhibit A attached here to this lien, and

WHEREAS, The Borough Council of the Borough of Merchantville hereby desires to state, by Resolution, that these funds be and shall become a lien against the property pursuant to the aforesaid Borough Ordinances and New Jersey State Statutes.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the following municipal liens in the following amounts shall be placed on the properties so listed below:

Block 7, Lot 10	(25 Chapel Ave):	\$169.42
Block 27, Lot 21.04	(246 Victoria Ave):	328.76
Block 54, Lot 17	(124 N. Centre St):	703.29

BE IT FURTHER RESOLVED that the Tax Collector of the Borough of Merchantville be and hereby is directed to place upon these properties a municipal lien in like amounts, with the same bearing interest at the same rate as taxes and shall be collected and enforced by the same officers and in the same manner as taxes.

RESOLUTION – EXTEND TAX DUE DATE: AUGUST 2007: On the motion of Mrs. Fields and second of Mr. Volkert, Council unanimously approved the following resolution:

R07-85

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY EXTENDING THE DUE DATE FOR THIRD QUARTER 2007 PROPERTY TAXES

WHEREAS, the final 2007 tax bill mailing may be delayed due to lack of information from the County of Camden concerning the annual tax rate; and

WHEREAS, the Borough Council of the Borough of Merchantville will not meet again until August 14, 2007;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Merchantville that if the tax bills are mailed after July 16, 2007, then payment of the third quarter property taxes that are due August 1, 2007 shall have a grace period of 10 days plus the same number of days as the number of days that the tax bills are mailed after July 16, 2007; and

BE IT FURTHER RESOLVED that any payments received after the extended grace period, if any, shall be subject to interest payments from August 1, 2007.

RESOLUTION – STATE CONTRACT PURCHASE: TRASH RECEPTACLES: On the motion of Mrs. Fields and second of Mr. Volkert, Council unanimously approved the following resolution:

R07-86

RESOLUTION AUTHORIZING CONTRACT WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the Borough Council of the Borough of Merchantville, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29©, may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough Council of the Borough of Merchantville has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough Council of the Borough of Merchantville intends to enter into a contract with General Recreation Inc., of Newtown Square, PA through this resolution and properly executed contracts, which will be subject to all the conditions applicable to the current State contracts; and

NOW THEREFORE, BE IT RESOLVED, the Borough Council of the Borough of Merchantville authorizes the Purchasing Department to purchase 8 Trash Receptacles and 8 Cigarette Urns, State Contract Vendor #A47856, pursuant to all conditions of the individual State contract for the Public Works Department; and

BE IT RESOLVED, that the Borough Council of the Borough of Merchantville pursuant to N.J.A.C. 5:30-5.5(b), has received a certification as to the availability of funds from the Chief Financial Officer in the amount of \$9,242.64.

ORDINANCE INTRODUCTION – GUARANTEE PAYMENT OF M/P WC BONDS: On the motion of Mr. Waldron and second of Mr. Volkert, Council unanimously introduced the following ordinance:

07-12

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE GUARANTEEING PAYMENT OF CERTAIN BONDS TO BE ISSUED BY THE MERCHANTVILLE-PENNSAUKEN WATER COMMISSION IN CONNECTION WITH THE 2007 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST PROGRAM

The public hearing will be held on August 13.

ORDINANCE INTRODUCTION – IMPLEMENTING REDEVELOPMENT PLAN: B 26, L 1 & 1.08: On the motion of Mrs. Fields and second of Mr. Waldron, Council unanimously introduced the following ordinance:

07-13

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY IMPLEMENTING THE REDEVELOPMENT PLAN FOR AREAS LOCATED WITHIN THE BOROUGH OF MERCHANTVILLE KNOWN AS THE "MAPLE AVENUE REDEVELOPMENT PLAN"

The public hearing will be held on August 13.

APPROVAL OF APPLICATION – NEW POLICE OFFICER: MATTHEW RULLI: On the motion of Mr. Alloway and second of Mr. Volkert, Council unanimously approved the application of Matthew Rulli, Police Patrolman.

DISCUSSION – CHESTNUT AVENUE ROUNDABOUT: Robert Kelly, Camden County Engineer, would attend a meeting regarding the Chestnut Avenue Roundabout and invited Mayor and Council to attend as well.

DISCUSSION – DOT PEDESTRIAN SAFETY ON CENTRE STREET: Mr. Fry stated that a grant is currently available and Ragan Group has offered assistance with its application. **Mr. Alloway** added that the grant would be discussed at an upcoming Public Safety Meeting before making any recommendation to Council.

DISCUSSION – MAPLE/ CHAPEL REDEVELOPMENT AREA: Mayor North called attention to the projector and screen that had been assembled for a slide presentation. Over 70 pictures were shown of the three buildings that fall within the Maple/ Chapel Redevelopment Zone and their deteriorated condition.

PAYMENT OF BILLS:

On the motion of Mr. Alloway, second of Mr. Volkert and a unanimous roll call vote, Council approved the following bills for payment:

CURRENT FUND: (PER 7/9/07 CHECK REGISTER)

CHECKS DELIVERED

CHECK #12703- 12716	\$ 168,273.64
CHECK #12717- 12772	\$ 89,726.27
	<u>\$ 257,999.91</u>

DOG ACCOUNT: (PER 7/9/07 CHECK REGISTER)

CHECK #

\$ -

GENERAL CAPITAL ACCOUNT: (PER 7/9/07 CHECK REGISTER)

CHECK #1415- 1419

\$ 13,159.75
<u>\$ 13,159.75</u>

MERCHANTVILLE SEWER UTILITY: (PER 7/9/07 CHECK REGISTER)

CHECKS DELIVERED

CHECK #1612- 1613	\$ 8,645.17
CHECK #1614- 1616	\$ 58,937.86
	<u>\$ 67,583.03</u>

PUBLIC ASSISTANCE TRUST FUND: (PER 7/9/07 CHECK REGISTER)

CHECK #

\$ -
<u>\$ -</u>

RECREATION COMMISSION: (PER 7/9/07 CHECK REGISTER)

CHECKS DELIVERED

CHECK #2752- 2753	\$ 2,181.63
CHECK #2754- 2759	\$ 3,092.96
	<u>\$ 5,274.59</u>

TRUST ACCOUNT - OTHER FUNDS: (PER 7/9/07 CHECK REGISTER)

CHECKS DELIVERED

CHECK #1123- 1124	\$ 496.84
CHECK #1125- 1126	\$ 6,348.02
	<u>\$ 6,844.86</u>

UNEMPLOYMENT COMPENSATION: (PER 7/9/07 CHECK REGISTER)

CHECK #	\$ -
	<u>\$ -</u>

TOTAL: \$ 350,862.14

ADDENDUM #1 TO 7/9/07 SEWER UTILITY CHECK REGISTER:

CHECK #1617	\$ 15,000.00
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EXAMINED AND FOUND CORRECT: (SIGNED ROBERT H. ZEIDERS)
DIRECTOR, DEPARTMENT OF ACCOUNTS AND AUDITING

R07-87

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.

ADJOURNMENT:

On the motion of Mr. Volkert and second of Mr. Alloway, the meeting was adjourned at 9:46 PM.

 OREN R. THOMAS IV
 BOROUGH CLERK