

Merchantville, NJ

January 11, 2010

A regular meeting of Borough Council was held at 7:30 PM, Monday, January 11, 2010. 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, Brennan, Brunton, Waldron, Fields, Clerk Brouse, CFO Moules and Attorney Higgins. Councilman Perno arrived late.

PRIVATE SESSION:**R10-23**

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND
STATE OF NEW JERSEY AUTHORIZING A PRIVATE SESSION OF COUNCIL**

Edward Brennan offered the following resolution and moved its adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:
Matters of Personnel and possible litigation
3. It is anticipated at this time that the above stated subject matter shall be made public.
4. This Resolution shall take effect immediately.

Seconded by John Alloway and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Mr. Alloway	(x)	()	()	()
Mr. Brennan	(x)	()	()	()
Mr. Perno	(x)	()	()	()
Mr. Brunton	(x)	()	()	()
Mr. Waldron	(x)	()	()	()
Mrs. Fields	(x)	()	()	()

On a motion of Councilman Brunton and a second by Councilman Brickley, Council returned to the general meeting.

PUBLIC HEARING for ORDINANCE 09-19 None**ADOPTION OF ORDINANCE 09-18 AMENDING BOND ORDINANCE 09-09**

On a motion of Mrs. Fields and second of Mr. Brennan, council adopted the following ordinance:

09-19**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 125, ZONING, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 125, Zoning, is hereby amended in the Code of the Borough of Merchantville, as follows:

ARTICLE I. SECTION 125-13.1 Outside storage of firewood; regulations.

A. No person shall store firewood in the front yard on residentially zoned property, except that firewood may be temporarily stored in the front yard for a period of ten (10) days from the date of its delivery.

B. Outside storage of firewood; generally.

1. The firewood shall be cut/split, prepared for use, and stored in neat, secure stacks. The firewood shall be neatly stacked, and may not be stacked closer than three (3) feet to any lot line. The firewood as stacked shall not higher than four (4) feet from grade, except when the firewood is stacked within five (5) feet of a fence, where firewood can be stacked as high as the adjacent fence. Fences as used in this Section shall not include hedges and other vegetation. The firewood shall be stored a minimum of eight (8) inches off the ground and on a well supported, non-rotting base.

2. There shall be no more than two (2) cords of wood stored at any time, and no more than one fourth (1/4) of a fireplace cord shall be stored on a porch of a residential structure.

C. All brush, debris and refuse from processing of firewood shall be promptly and properly disposed of within ten (10) days and shall not be allowed to remain on the premises.

D. Woodpiles that contain diseased wood that is capable of transmitting disease to healthy trees and woodpiles that harbor or are infested or inhabited by rats or other vermin are public nuisances and may be abated pursuant to the provisions of this Code.

E. Firewood may be stored upon a residential property solely for use on the premises and not for resale.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon passage and publication according to law.

The purpose of this Ordinance is to amend the Ordinance regulating the outdoor storage of firewood in residential areas of the Borough of Merchantville. A copy of this Ordinance is available at no charge to the general public between the hours of 8:30 AM to 4:30 PM, Monday through Friday (Legal Holidays excluded), at the Office of the Borough Clerk, Merchantville Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey.

GENERAL PUBLIC

MARK INUTUCH, 62 W. WALNUT AVENUE, has concerns with manner in which leaves are being collected –states that his curb area was scraped during the removal process. Mayor North asked Councilman Brickley to review issues, check total cost and report back.

LOUIE REISSER, 42 W. WALNUT AVENUE, has concerns with leaf collection. A suggestion was made that police hide on Leslie Avenue to target speeders along her street.

JIM TUGYA, 58 W. WALNUT AVENUE, has a variety of concerns. Speeding on his street - could we get speed humps? He would like council to try to keep property taxes down. Asked about possibility of a

school merger - was told he may attend a school board meeting. Mr. Perno responded in reference to taxes and the budget. We have received many cuts from the State.

KRISTINA HUNTER, 46 W. WALNUT, Would like speed humps on her street.

CORRESPONDENCE: None

COUNCIL REPORTS:

Mrs. Fields: Margie Marks has been hired as Administrative Assistant.. Wellwood Park equipment has been ordered. Mr. Watson started and is updating forms and working on abandoned properties. An NPP report was given.

Mr. Brickley: Would like to begin policy changes for Public Works department. A preventative maintenance program for equipment will be put in place. Would like to set up an overtime policy and suggested use of equipment from other towns and a CDL requirement. We need more realistic dates next fall for leaf pick up.

Mr. Brunton: OEM, no activity. Shade Tree meeting this Wednesday.

Mr. Alloway: Police report, calls, summons, ordinance violations, arrests. William Watson retired. Health will be reorganizing. Gave licensing and records update.

Mr. Brennan: Public Events January 9, 2010 at 7:00 in Boro Hall. Task Force January 19, 2010 at 6:30. Fire report – 132 calls in 2009. No Court report. Mayor North requested a report on the Car Show.

Mr. Perno: CDBG has not met yet. Updating on Mrs. Madden's concern with the temporary fence, it belongs to the baseball league and they will remove it as soon as the weather breaks. Flagpole at Community Center has been removed and will be replaced.

Redevelopment Comm.: Ask for Walk-on Resolution to direct Planning Board to make block 9 and 10 a redevelopment area. The Planning board will do an investigation and come back to Council with a recommendation. Mr. Perno gave background of the last two years of the process.

Mr. Brunton: asked for update on 9 E. Park Ave.,
Mayor North and Solicitor Higgins gave an update and reported that settlement on the property will be on Wednesday.

CLERK'S REPORT: Delinquent notices have been sent out for tax and sewer. The census people will be working out of Borough Hall to help complete the information for our town. We are working with Caddis Art regarding the website. Recycle Bank is up and running and we have had positive response so far. Sent information out for firehouse roof quotes.

OLD BUSINESS: None

NEW BUSINESS:

RESOLUTIONS to be approved by consent agenda: On a motion of Mr. Brickley and second of Mr. Brennan, Council voted to adopt the following Resolutions to be read and approved by Consent Agenda:

R10-19

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND
STATE OF NEW JERSEY CANCELLING 2009 TAX AND SEWER BALANCES UNDER \$10.00**

WHEREAS, balances under \$10.00 remain on certain tax and sewer accounts for 2009, and,
WHEREAS, the State of New Jersey permits the cancellation of either overpayment or past due
 balances under \$10.00,

WHEREAS, the below list of properties have a balance less than \$10.00,

TYPE	BLOCK	LOT	ADDRESS	AMOUNT
S	1	5	14 Poplar Ave	.47
T	2	1.02	3 Poplar Ave	.68
S	4	10	12 Clinton Ave	.28
S	5	12	500 W Chestnut Ave	.44
S	12	1	414 W Maple Ave	.28
S	13.01	4	320 Poplar Ave	.01
S	14.01	4	110 Woodbine Ave	.01
S	14.01	6	114 Woodbine Ave	.23
S	15	6	207 Hamilton Ave	.60
T	15	8	16 Myrtle Ave	.30
S	17	18	327 Woodbine Ave	.32
S	19	14	205 W Maple Ave	.03
S	20	7	14 Morris St	.30
S	21	19	43 W Maple Ave	.54
S	21	21	39 W Maple Ave	.24
S	21	22	35 W Maple Ave	.65
S	22	20	12 S Centre St	.42
S	24	4	200 W maple Ave	.30
S	24.01	9	120 Lexington Ave	.28
S	24.02	5.01	110 Morris St	.43
S	26	6.02	47 Chapel Ave	.31
S	27	21.01	244 Victoria St	.02
T	27.02	3	300 Volan St	.46
S	31	2	7 Clifton Ave	.45
S	31	6	201 E Maple Ave	.02
S	34	7	129 S Centre St	.02
S	34	24	156 Maple Terrace	.36
S	36	12.01	127 locust St	.33
S	37.01	2 (C00A1)	210 E Maple Ave A-1	.28
T	37.01	2 (C00B2)	210 E maple Ave B-2	.01
T	37.01	3	159 Prospect St	.01
S	37.01	11	130 Greenleight Ct	.09
S	38	11	20 Merwit Ct	.35
S	38	34	10 Locust St	.01
S	38	38	163 S Centre St	.28
S	38	40	167 S Centre St	.28
TYPE	BLOCK	LOT	ADDRESS	AMOUNT
S	38	41	169 S Centre St	.28
S	40	7	170 Prospect St	.32
S	40	9	178 Prospect St	.30
S	42	2	107 St James Ave	.58
S	43	19	305 Plymouth Pl	.30
S	43.02	8.01	108 Ivins Ave	.30
S	43.04	11	205 Ivins Ave	.62
T	43.04	12	Rear Lot Sta	.03
T	43.04	14	Rear of Lot	.05
S	45	11	234 Plymouth Pl	.23
S	51	14	32 E Rogers Ave	.01

S	53	1	134 Leslie Avenue	.30
S	54	18	117 Leslie Ave	.62
S	57	19	39 W Chestnut Ave	.01
S	58	1	2 E Walnut Ave	.13
S	58	23	37 E Chestnut Ave	.47
S	Ch193.01	3.01	6 Orchard Ave	.34
S	Ch193.01	3.02	8 Orchard Ave	.34
S	Ch193.01	3.03	10 Orchard Ave	.34
S	Ch193.01	3.04	12 Orchard Ave	.34

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Merchantville authorizes the Tax Collector to cancel the small tax and sewer balances of the listed properties as of December 31, 2009.

R10-20

RESOLUTION AUTHORIZING A ONE YEAR CONTRACT WITH OFFICE BASICS, INC. FOR (BID A-51, 1ST OF A TWO YEAR OPTION) FOR OFFICE SUPPLIES UNDER THE CAMDEN COUNTY COOPERATIVE PRICING SYSTEMS, SYSTEM IDENTIFIER #57-CCCPs FOR A TERM COMMENCING FEBRUARY 1, 2010 THROUGH JANUARY 31, 2012

WHEREAS, the Camden County Board of Chosen Freeholders awarded the bid of Office Basics, 22 Creek Circle, Boothwyn, PA 19061, and

WHEREAS, the Camden County Board of Chosen Freeholders have awarded the contract at a cost of, Highest percentage discount of items included at 75%, highest percentage discount of catalog items not included 36%, Electronics only 27% and computer related supplies only (\$100 and under) 31%; off of the catalog prices specified in Bid A-57 for a two year term commencing February 1, 2010 and terminating January 31, 2012 with the option for two additional one year contracts, at the discretion of the County; and

WHEREAS, Camden County has authorized each participating municipality to enter into a contract directly with Office Basics pursuant to the terms and conditions of this after award by its governing body in accordance with applicable law;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Merchantville that the proper officials be and are hereby authorized to extend the contract with Office Basics, 22 Creek Circle, Boothwyn, PA pursuant to the terms and conditions of this bid f
or a period of one-year; and

BE IT FURTHER RESOLVED that funding for this purpose for the Borough of Merchantville shall not exceed the maximum line items for office supplies in the Borough's 2010 temporary and/or permanent budget and shall be encumbered prior to incurring the obligation pursuant to NJAC 5:30-5.3(b)(2)

On the motion of Mr. Perno and second of Mr. Brickley, with Mr. Brunton abstaining, Council approved the following walk-on resolution to be read and approved by consent agenda:

R10-22

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY DIRECTING AND AUTHORIZING THE MERCHANTVILLE PLANNING BOARD TO UNDERTAKE A PRELIMINARY INVESTIGATION TO ASCERTAIN WHETHER CERTAIN PROPERTIES AND AREAS WITHIN THE BOROUGH OF MERCHANTVILLE ARE IN NEED OF REDEVELOPMENT

WHEREAS, in the Master Plan, adopted by Resolution on November 13, 2007, the Planning Board of the Borough of Merchantville recognized that certain areas and properties within the Borough of

Merchantville might qualify as "redevelopment areas" or "areas in need of redevelopment" as defined in N.J.S.A. 40A:12A-3; and

WHEREAS, the said Borough Council of the Borough of Merchantville desires to commence a course of action to investigate and determine whether certain areas and properties within the Borough of Merchantville are in need of redevelopment, specifically all of the lots in Blocks 9 and 10 on the Official Tax Map of the Borough of Merchantville; and

WHEREAS, the said Borough Council of the Borough of Merchantville recognizes that under New Jersey's Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.*, the Planning Board of the Borough of Merchantville must conduct a preliminary investigation to determine whether the aforementioned properties and areas are in need of redevelopment; and

WHEREAS, the Mayor and the Borough Council of the Borough of Merchantville now desire to authorize the Planning Board of the Borough of Merchantville to undertake a preliminary investigation to determine whether the aforementioned properties and areas within the Borough of Merchantville are in need of redevelopment; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Borough Council of the Borough of Merchantville, that the Planning Board of the Borough of Merchantville be and hereby is directed and authorized to undertake a preliminary investigation, pursuant to N.J.S.A. 40A:12A-6, to ascertain whether the following properties and areas within the Borough, specifically all of the lots in Blocks 9 and 10 on the Official Tax Map of the Borough of Merchantville, qualify as areas in need of redevelopment within the Borough of Merchantville; and

BE IT FURTHER HEREBY RESOLVED by the Borough Council of the Borough of Merchantville that the Planning Board of the Borough of Merchantville is authorized to employ a professional planner licensed by the State of New Jersey to assist the Planning Board in undertaking any and all actions that may be necessary to accomplish the purpose and intent of this Resolution.

ADJOURNMENT: On the motion of Mr. Brickley and second of Mr. Brunton, the meeting was adjourned at 8:47 PM.

DENISE BROUSE
BOROUGH CLERK