

Merchantville, NJ

March 24, 2008

A Budget Workshop was held at 5:45 PM. All attended but Mr. Waldron. Items discussed were capital, salary increases. The Mayor charged Council to set up a 2 people committee to review budget with the first meeting being in May. On a Motion by Mr. Alloway and a second of Mrs. Fields, the meeting was adjourned at 6:40 PM.

A regular meeting of Borough Council was held at 7:30 PM, Monday, March 24, 2008. 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: Mayor North, Alloway, Fields, Volkert, Waldron, Perno and Brunton

Borough Clerk Fry, Deputy Clerk Brouse and CFO Denise Moules were present.

PUBLIC HEARING:

Bob Disch, 23 E. Chestnut Avenue, regarding Maple Chapel Demolition, concerned about pedestrians not able to walk on that side of the street. **Councilwoman Fields** stated that Bill Joseph will inspect every week.

Gail Ford, 135 N. Centre Street, spoke regarding tax abatement, Maple/Chapel development and the Chestnut Townhomes. Talked about Walter Sikorski's departure from the Borough.

APPROVAL OF MINUTES:

On the motion of Mrs. Fields and second of Mr. Alloway, Council approved (Mr. Perno & Mr. Brunton abstained) the August 27, 2007 and September 10, 2007 minutes.

RESOLUTION-REFUND MARRIAGE FEES CHARGED IN ERROR: On the motion of Mr. Alloway and second of Mr. Brunton, Council unanimously approved the following resolution:

R08-35

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING THE REFUND OF PAYMENT OF MARRIAGE LICENSES TO THE BOROUGH OF MERCHANTVILLE IN ERROR

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Merchantville that the amount due for a marriage licenses be refunded to the below person(s) due to an error in application.

<u>Name/Address</u>	<u>Amount</u>
Angela M. Dixon 2626 Hadley Dr Pennsauken NJ 08109	\$28.00

RESOLUTION-TEMPORARY EMERGENCE APPROPRIATION BUDGET: On the motion of Mr. Alloway and second of Mr. Perno, Council unanimously approved the following resolution:

R08-36

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE COUNTY OF CAMDEN,
STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY
APPROPRIATION**

WHEREAS, introduction and adoption of the 2008 Budget of the Borough of Merchantville was unexpectedly delayed and as a result adequate provisions were not made in the 2008 temporary appropriations for the purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year, and NJSA 40A:4-20 provides for the creation of emergency temporary appropriations for the purposes above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2008 pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$900,000.00 in the Current Fund;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of NJSA 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made for:
TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES: \$900,000.00
TOTAL ADDITIONS TO 2008 TEMPORARY BUDGET \$900,000.00

That said emergency temporary appropriations will be provided for in the 2007 budget under the titles as indicated above.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION-BUDGET TRANSFERS FOR THE 2007 APPROPRIATION RESERVE BUDGET: On

the motion of Mr. Volkert and second of Mrs. Fields, Council unanimously approved the following

resolution:

R08-37

RESOLUTION AUTHORIZING 2007 BUDGET TRANSFERS

WHEREAS, there are certain 2007 Budget Appropriations of the Borough of Merchantville with balances insufficient to meet requirements for operating Borough Affairs as indicated; and

WHEREAS, there are 2007 Budget Appropriations with unexpended balances that are not needed for such purposes; and

WHEREAS, Revised Statutes 40A:4-59 provides for Transfers to those accounts having insufficient balances.

Account	Description	Transfer Out	Transfer In
7-01-32-837-000	Landfill/Solid Waste Disp	7,000.00	

7-01-23-730-000	Liability Insurance		1,000.00
7-01-31-830-289	Utility – Street Lighting		6,000.00
	TOTAL	7,000.00	7,000.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the preceding transfers are hereby approved as indicated.

RESOLUTION-FEES FOR PARKS AND PLAYGROUNDS PROGRAM: On the motion of Mrs. Fields and second of Mr. Alloway, Council unanimously approved the following resolution:

R08-39

RESOLUTION AUTHORIZING THE BOROUGH OF MERCHANTVILLE, TO INCREASE THE FEE FOR THE SUMMER PARKS AND PLAYGROUNDS PROGRAM

WHEREAS, the Borough Council of the Borough of Merchantville, recognizes the increased cost of operation of its Summer Parks and Playgrounds Program;

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Merchantville authorizes the increase of fees for the summer Parks and Playgrounds Program to the following amount:

\$125.00 for residents and
\$150.00 for non-residents

PROCLAMATION-A proclamation was read supporting the Click it or Ticket Mobilization of May 19 – June 1, 2008.

PROCLAMATION –WALTER SIKORSKI: Mayor North read the proclamation aloud. Mayor North thanked Mr. Sikorski for his years of service.

ORDINANCE INTRODUCTION – ABANDONED PROPERTY: On the motion of Mr. Perno and second of Mrs. Fields, Council unanimously approved the introduction of the following ordinance:

ORDINANCE No. 08-01

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY ADDING CHAPTER 2, ABANDONED PROPERTIES, OF THE CODE OF THE BOROUGH OF MERCHANTVILLE

WHEREAS, the Borough of Merchantville contains a number of vacant buildings that have been abandoned by their owners, and that are in a state of disrepair and neglect; and

WHEREAS, these buildings, by virtue of their condition and their proximity to other buildings, are diminishing the value of neighboring properties and have a negative effect on the quality of life of adjacent residents and property owners, increasing the risk of property damage through arson and vandalism and discouraging neighborhood stability and revitalization; and

WHEREAS, many of these buildings, or the land on which they are situated, can be used for productive purposes, which will further the revitalization of the Borough of Merchantville and improve its economic and social condition; and

WHEREAS, the Borough of Merchantville desires to use the powers granted local governments under the laws of the State of New Jersey to address the conditions created by these buildings, and further their use for productive purposes; and

WHEREAS, by creating an abandoned property list, as set forth in Section 36 of P.L. 1996, c.62 (C55:19-55) as amended by Section 28 of P.L. 2003, c.210, the Borough of Merchantville will better be able to address the conditions created by these buildings, and further their reuse for productive purposes;

IT IS, THEREFORE, ORDAINED by the Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 2, Abandoned Properties, be and hereby is added to the Code of the Borough of Merchantville, as follows:

ARTICLE I. SECTION 2-1 Identification of abandoned properties.

The Code Enforcement Official of the Borough of Merchantville is hereby directed to identify abandoned properties within the Borough of Merchantville, place said properties on an abandoned property list established as provided in Section 36 of P.L. 1996, c.62 (N.J.S.A. 55:19-55 et seq.), as amended by Section 28 of P.L. 2003, c.210, and provide such notices and carry out as such other tasks as are required to effectuate an abandoned property list as provided by law

ARTICLE II. SECTION 2-2 Qualified rehabilitation entities; designation.

The Code Enforcement Official shall exercise the authority granted the Borough of Merchantville pursuant to Section 13 of P.L. 2003, c.210, to designate qualified rehabilitation entities to act as the designee of the Borough of Merchantville with respect to the provisions of that section.

ARTICLE III. SECTION 2-3 Abandoned property list; report.

The Code Enforcement Official shall provide a report to the Mayor and Borough Council of the Borough of Merchantville every six months, with respect to the number and location of properties on the abandoned property list, the status of those properties, and any actions taken by the him or by any qualified rehabilitation entity designated pursuant to the authority granted to the Code Enforcement Official with respect to any property on the list or any other abandoned property with the Borough of Merchantville.

ARTICLE IV.

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

ARTICLE V.

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

ORDINANCE INTRODUCTION – CHESTNUT STATION TOWNHOUSES: On the motion of Mr. Perno and second of Mr. Volkert, Council unanimously voted to reconsider changes to Section 2 & 3 of the Ordinance.

RESOLUTION-COOPERATIVE AGREEMENT WITH CAMDEN COUNTY FOR CDBG: On the motion of Mr. Perno and second of Mrs. Fields, Council unanimously approved the following resolution:

**R08-38
RESOLUTION TO ADOPT THE SHARED SERVICES AGREEMENT FOR PUBLIC
HEALTH SERVICES WITH
THE COUNTY OF CAMDEN**

WHEREAS, the Borough of Merchantville and the County of Camden wish to enter into a shared service agreement for Public Health Services; and

WHEREAS, municipalities are required to provide a public health program to satisfy the state statutory requirement; and

WHEREAS, the municipality will satisfy this requirement by entering into a shared service agreement with the County of Camden, where that government entity has a recognized local health agency; and

WHEREAS, the County of Camden Board of Chosen Freeholders passed a resolution on June 19, 2008, authorizing a shared services agreement with each Camden County municipality to provide the stated mandated public health services program at not cost to the municipalities; and

WHEREAS, the terms and conditions of this shared services agreement are consistent with the requirements of the Local Health Services Act, Public Health Practice Standards.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Merchantville that the Cooperation Agreement be adopted.

BE IT FUTHER RESOLVED, that this resolution shall take effect immediately upon its enactment as provided by law.

RESOLUTION – CDBG PROJECT ALLOCATION FOR YEAR 30: On the motion of Mr. Perno and second of Mr. Alloway, Council unanimously approved the following resolution:

R08-42

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, CAMDEN COUNTY, NEW JERSEY CDBG YEAR XXX PROJECTS

WHEREAS, the Borough of Merchantville is entitled to Community Development Block Grant funding; and

WHEREAS, the Mayor and Council have chosen to submit an application for Program Year 30 (2009-2009); and

WHEREAS, the grant allocation for YEAR 30 (2008-2009) for the Borough of Merchantville is \$25,707.00; and

WHEREAS, the governing body has agreed to apply for funding for the following activities:

- | | |
|---|-------------|
| 1. Rehabilitation and Repair of Merchantville Senior Center | \$12,707.00 |
| 2. Senior Transportation | 8,000.00 |
| 3. ADA-compliant Sidewalk Curb Cuts | 5,000.00 |

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville, that the Mayor is hereby authorized to sign the Project Description Form for Program Year 30 (2008-2009).

APPLICATION – USE OF WELLWOOD PARK: On the motion of Mr. Alloway and second of Mrs. Fields, Council approved the use of Wellwood Park by the F W Grigg Post #68 request on Memorial Day.

ORDINANCE INTRODUCTION – MAPLE/CHAPEL TAX ABATEMENT: On the motion of Mr. Perno and second of Mr. Alloway, Council unanimously approved the introduction of the following ordinance:

ORDINANCE No. 08-03

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPROVING A TAX ABATEMENT AGREEMENT PURSUANT TO THE REDEVELOPMENT

**AGREEMENT FOR BLOCK 26, LOTS 1, 1.01, 1.02, 1.05, 1.07, 1.08
AND 1.09 OF THE OFFICIAL TAX MAP OF THE BOROUGH OF
MERCHANTVILLE**

WHEREAS, Block 26, Lots 1, 1.01, 1.02, 1.05, 1.07, 1.08 and 1.09 on the Official Tax Map of the Borough of Merchantville (the property) have been designated an area in need of redevelopment; and

WHEREAS, the property is being rehabilitated and reconstructed to provide for economic redevelopment within the Borough of Merchantville; and

WHEREAS, a tax abatement for said properties is allowable under the redevelopment law; and

WHEREAS, a tax abatement is a crucial element to ensure the success of the project, and is enacted pursuant to the Redevelopment Agreement executed by and between the Borough of Merchantville and RLC III, LLC, its designated redeveloper, on February 25, 2008

NOW, THEREFORE, BE IT ORDAINED, on this _____ day of April, 2008, by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, State of New Jersey, that pursuant to N.J.S.A. 40A.21-10. there is now granted a tax abatement for Block 26, Lots 1, 1.01, 1.02, 1.05, 1.07, 1.08 and 1.09 for a period of five (5) years on the improvements to be constructed on the property; and

BE IT FURTHER ORDAINED that during the period of time that this tax abatement exists, RLC III, LLC, its successors, heirs and/or assignees shall make payments in lieu of taxes to the Borough of Merchantville in the following amounts in equal quarterly installments due on the first day of February, May, August and November of the appropriate calendar year in which this Agreement is in effect:

Year 1:	\$20,000.00
Year 2:	\$20,000.00
Year 3:	\$20,369.00
Year 4:	\$31,471.00
Year 5:	\$43,220.00

BE IT FURTHER ORDAINED that all other ordinances or parts of ordinances inconsistency herewith are hereby repealed to the extent of such inconsistency; and

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with law.

RESOLUTION – APPOINT CODE ENFORCEMENT OFFICIAL: On the motion of Mrs. Fields and second of Mr. Volkert, council unanimously approved the following resolution:

R08-40

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY APPOINTING ERIC
SCHMIDT AS THE CODE ENFORCEMENT OFFICIAL OF THE
BOROUGH OF MERCHANTVILLE**

WHEREAS, the position of Code Enforcement Official will be vacant on April 1, 2008;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the appointment of Eric Schmidt to the position of Code Enforcement Official is hereby approved for a term commencing April 1, 2008, and concluding on December 31, 2008.

RESOLUTION – APPOINT ZONING OFFICER – On the motion of Mr. Volkert and second of Mr. Perno, council unanimously approved the following resolution:

R08-41

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY APPOINTING ERIC**

**SCHMIDT AS THE ZONING OFFICER OF THE BOROUGH OF
MERCHANTVILLE**

WHEREAS, the position of Zoning Officer will be vacant on April 1, 2008;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the appointment of Eric Schmidt to the position of Zoning Officer for a term commencing April 1, 2008, and concluding on December 31, 2008.

DISCUSSION- COAH THIRD ROUND CERTIFICATION

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

R08-43

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING
PAYMENT OF VOUCHERS REPLENISHING THE BOROUGH CLERK
HEALTH CO-PAY PETTY CASH FUND AND THE POLICE HEALTH
CO-PAY PETTY CASH FUND**

WHEREAS, the Department of Accounts and Auditing has examined the following Petty Cash vouchers amounting to \$65.00 and finds same to be correct:

CHECKS DELIVERED TO BOROUGH OF MERCHANTVILLE CURRENT FUND:

Police Health Petty Cash Fund (#08-0265)	65.00
TOTAL	\$65.00

NOW, THEREFORE BE IT RESOLVED that these Petty Cash vouchers be approved for payment.

ANNOUNCEMENTS:

READ ACROSS AMERICA: Volunteers are needed to read to classes on Tuesday, April 15.

MUNICIPAL ALLIANCE: \$7,713 aboard.

VOLUNTEER NIGHT: Friday, April 4 will be volunteer night.

BIRTHDAY CELEBRATION: Birthday celebration will be June 7.

ADJOURNMENT:

On the motion of Mr. Alloway and second of Mr. Volkert, the meeting was adjourned at 8:30 PM.

JOHN C. FRY
BOROUGH CLERK