

Merchantville, NJ

July 14, 2008

A regular meeting of Borough Council was held at 7:30 PM, Monday, July 14, 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: Fields, Volkert, Waldron, Perno and Brunton

Borough Clerk Denise Brouse was present.

PRIVATE SESSION: On the motion of Mr. Volkert and second of Mr. Waldron, Council adjourned into a private session to discuss possible litigation.

OLD BUSINESS: Ordinance for second reading, public hearing and adoption.

On the motion of Mrs. Fields and second of Mr. Perno, Council approved the second reading of the Ordinance.

ADOPT ORDINANCE NO. 08-05-CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)-On the motion of Mr. Volkert and second of Mr. Perno, Council adopted the following Ordinance:

**ORDINANCE NO. 08-05
CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP
BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Merchantville in the County of Camden finds it advisable and necessary to increase its CY 2008 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a one percent (1%) increase in the budget for said year, amounting to \$30,898.20 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Merchantville, in the County of Camden, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2008 budget year, the final appropriations of the Borough of Merchantville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by one percent (1%), amounting to \$30,898.20, and that the CY 2008 municipal budget for the Borough of Merchantville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be file with said Director within 5 days after such adoption.

PUBLIC HEARING:

R08-76 READ BUDGET BY TITLE ONLY- On the motion of Mr. Perno and second of Mr. Volkert, Council approved the reading of the Budget by Title only.

Gail Ford, 135 N. Centre Street, spoke about the budget. 09 will be worse. Verizon aid will go away and will need to find 12.3 cents next year.

Tom Evaul, 25 St. James Place, thanked Council. Concerned at way we do budget, is budget padded? No true picture of budget from year to year. Is \$38,000-\$100,000 on page 17 increase for gas & fuel, sewer replacement plan?

R-08-77 READ AMENDED BUDGET RESOLUTION IN FULL-On the motion of Mr. Brunton and second of Mr. Waldron, Council approved the reading of the Amended Budget Resolution in full.

Mr. Brunton commented everyone worked hard but need to work harder. This should not pass.

R08-78 ADOPT 2008 BUDGET-On the motion of Mr. Waldron and second of Mrs. Fields (Mr. Brunton voted no) Council adopted the following resolution:

R07-78

RESOLUTION ADOPTING THE 2008 MUNICIPAL BUDGET OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN IN THE STATE OF NEW JERSEY

BE IT RESOLVED by the Borough Council of the Borough of Merchantville, County of Camden that the budget hereinafter set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$1,981,179.97 for municipal purposes, and certification to the County Board of Taxation of the following summary of general revenues and appropriations:

SUMMARY OF REVENUES:

General Revenues:	
Surplus Anticipated	\$1,000,000.00
Miscellaneous Revenues Anticipated	1,173,031.00
Receipts from Delinquent Taxes	260,000.00
Amount to be Raised by Taxation for	
Municipal Purposes	<u>1,981,179.97</u>
TOTAL REVENUES	\$4,414,210.97

GENERAL APPROPRIATIONS:

WITHIN "CAPS":	
Operations including Contingent	\$ 3,185,674.00
Deferred Charges and Statutory	
Expenditures – Municipal	69,232.06
EXCLUDED FROM "CAPS":	
Operations – Total Operations Excluded	

From "CAPS"	371,433.00
Deferred Charges –Municipal	4,000.00
Capital Improvements	.00
Municipal Debt Service	368,975.00
Reserve for Uncollected Taxes	<u>414,896.91</u>
TOTAL APPROPRIATIONS	\$4,414,210.97

BE IT FURTHER RESOLVED THAT the utility budget hereinafter set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$410,000.00.

SUMMARY OF REVENUES:

General Revenues:	
Surplus	\$ 92,000.00
Miscellaneous Revenues	<u>318,000.00</u>
TOTAL REVENUES	\$ 410,000.00

SUMMARY OF APPROPRIATIONS:

Operations	\$ 270,000.00
Capital Improvements	71,549.00
Debt Service	62,951.00
Statutory Appropriations & Deferred Charge	<u>5,500.00</u>
TOTAL APPROPRIATIONS	\$ 410,000.00

ENGINEER'S REPORT:

Consulting Engineer Services gave a written project status report. Also stated that they should consider a sewer replacement plan & apply for Infrac Trust.

Bill Walker, 23 W. Cedar Avenue-Encourages sewer replacement plan, it fits with master plan.

Tom Evaul, 25 St. James Place, executed Conifer \$1,500 pay & agreement not to turn homes into group homes. Is there any new info on PNC bank?

Vince-Sal's Pizza-Can he get a permit to park his delivery car in front of business? Will talk to Mr. Alloway.

Clifford Orem, 131 Maple Terrace-teenage issues. They are being picked up for loitering and followed by Police. Please stop allowing teens to be in the neighborhood. Meet with Police, Council & residents.

CORRESPONDENCE: none

COUNCIL REPORTS:

Mrs. Fields reported that she is working on abandoned property list, sick & vacation info forms.

Mr. Waldron reported that the Scouts put out the Community Newsletter. Car show went well. Also reported on the Shade Tree Committee.

Mr. Brunton reported on Department of Public Works & Licenses.

Mr. Volkert gave the Fire Department report.

Mr. Perno reported that CDBG is in compliance, Buildings & Grounds H. Trust grant has been sent & we should hear by January.

NEW BUSINESS:

RESOLUTION-APPOINTING ACTING BOROUGH CLERK: On the motion of Mrs. Fields and second of Mr. Perno, Council approved the following resolution:

R08-79

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY APPOINTING DENISE L. BROUSE AS THE MUNICIPAL CLERK OF THE BOROUGH OF MERCHANTVILLE

WHEREAS, the Mayor and Council of the Borough of Merchantville have accepted the resignation of John C. Fry as the Municipal Clerk of the Borough of Merchantville; and

WHEREAS, N.J.S.A. 40A:9-133 requires the appointment of a Municipal Clerk when a vacancy occurs;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that Denise L. Brouse be and is hereby appointed to the position of Municipal Clerk for a term commencing July 14, 2008 and concluding on July 14, 2009.

RESOLUTION-APPOINTING REGISTRAR OF VITAL STATISTICS: On the motion of Mrs. Fields and second of Mr. Perno, Council approved the following resolution:

R08-80

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY APPOINTING DENISE L. BROUSE AS THE REGISTRAR OF VITAL STATISTICS OF THE BOROUGH OF MERCHANTVILLE

WHEREAS, N.J.S.A. 26:8-11 requires the Municipal Clerk be appointed as the local registrar in any district having a population of less than 5,000; and

WHEREAS, N.J.S.A. 26:8-13 requires the term of office of the registrar to be concurrent with the term of office of the Municipal Clerk if the local registrar is the Municipal Clerk; and

WHEREAS, on July 14, 2008 the Mayor and Council of the Borough of Merchantville amended the appointment of Denise L. Brouse to the position of Municipal Clerk for an annual term commencing July 14, 2008 and concluding on July 14, 2009;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that Denise L. Brouse be and is hereby appointed to the position of Registrar of Vital Statistics for an annual term commencing July 14, 2008 and concluding on July 14, 2009.

RESOLUTION-SHARED SERVICE AGREEMENT FOR PUBLIC HEALTH SERVICES: On the motion of Mrs. Fields and second of Mr. Perno, Council approved the following resolution:

RESOLUTION 08-81

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.

RESOLUTIONS to be read and approved by consent agenda: On the motion of Mr. Perno and second of Mr. Brunton, Council approved the following resolutions by Consent Agenda:

R08-82 CAMDEN COUNTY JIF RENEWAL
R08-83 ABC LIQUOR LICENSE RENEWAL
R08-84 NJ DOT SAFE STREET GRANT
R08-85 NJ DOT BIKE GRANT
R08-86 NJ DOT MUNICIPAL AID GRANT
R08-87 TONNAGE GRANT

APPROVAL OF MEMS MEMBER-NICHOLAS A. LOPEZ-On the motion of Mr. Brunton and second of Mr. Volkert, Council approved Nicholas A. Lopez for MEMS membership.

PAYMENT OF BILLS- On the motion of Mr. Fields and second of Mr. Volkert, Council unanimously approved the following resolution:

R08-52

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 \$211.60 and finds same to be correct:

CHECKS DELIVERED TO BOROUGH OF MERCHANTVILLE CURRENT FUND:

Borough Clerk Petty Cash Fund (#08-18 – 08-27)	\$ 78.24
Health Petty Cash Fund (#08-34 – 08-39)	<u>\$133.36</u>
TOTAL:	\$211.60

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

EXAMINED AND FOUND CORRECT: _____

PATRICIA A. FIELDS, DIRECTOR
 DEPT. OF ACCOUNTS AND AUDITING

ANNOUNCEMENTS:

PRIVATE:On the motion of Mr. Perno and second of Mr. Volkert and a unanimous roll call vote, council adjourned into private session..

ADJOURNMENT:On the motion of Mr. Volkert and second of Mrs. Fields, the meeting was adjourned at 10:08 PM.

DENISE BROUSE
BOROUGH CLERK