

**GLOUCESTER TOWNSHIP COUNCIL MEETING
 APRIL 13, 2009
 MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Statement: Mr. Bianchini read a statement setting forth the time, date and place of this meeting, that it was properly advertised, posted and filed in the Office of the Township Clerk pursuant to the Open Public Meetings Act.

Roll Call:	Mrs. Lovett	Mr. Carlamere, Solicitor
	Mrs. Evans	
	Mr. Garbowski	Mr. Cardis, Business Administrator
	Mr. Hutchison-abs.	Mrs. DiJosie, Township Clerk, RMC
	Mr. Mercado	Mayor Rau-Hatton-abs.
	Mr. Schmidt	
	Mr. Bianchini	Mr. Busa, Public Works
		Mr. Lechner, Comm. Dev.
		Mrs. Varrell, Comm. Services
		Chief Smith, Police-abs.

Presentation: A presentation was made to the Gloucester Township Council by the Blackwood Lake Advisory Committee. They thanked the Township Council for all that they had done for the committee and presented them with a picture of the caboose. Mr. Ellis invited members of the Council to ride their bike Friday, April 17th down the bike path.

Public Portion:

Mr. Bianchini opened the public portion.
 Maureen McLaughlin of 125 Empire Avenue questioned resolution 125. Mr. Bianchini stated that we are entering an interlocal with the GTMUA who put sewer and water lines down at the Glen Oaks ballfield so that the township can construct the bathrooms that the Township had previously gotten a grant for.
 Ray Polidoro questioned the closed session resolution.
 There bring no further comment, the public portion was closed.

Proclamation: The Clerk read the following Proclamations:

National Donate Life Month, 2009
 National Crime Victims

Minutes: Mr. Garbowski made a motion to waive the reading and accept the minutes of March & April Workshop
 Regular Minutes March 9, March 23,
 Special Minutes March 4, April 6 and April 6,
 seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 6-0.

Bids:

BID REPORT		
MOBILE IN-CAR AUDIO/VIDEO SYSTEMS		
<u>VENDOR</u>	<u>BASE BID</u>	<u>BID BOND</u>
L-3 COMMUNICATIONS		
MOBILE-VISION INC.	\$104,377.00	10%
<u>OPTIONS</u>		
1 - 4 POSTED RACK	1,195.00	
1 - CABINET	2,000.00	
10 - FLASBACK IR CAMERA W/CABLES	2,950.00	
10 - FLASHBACK GRILL LIGHTS	499.50	
10 - STALKER DUAL/DSR	2,000.00	
10 - USB KEYS	<u>299.50</u>	
TOTAL	\$113,321.00	
BID REPORT		

**RESURFACING OF DAVISTOWN ROAD - PHASE 2
FY 2009 NJDOT TRUST FUND**

<u>CONTRACTOR</u>	<u>BASE BID</u>	<u>BID BOND</u>
AMERICAN ASPHALT COMPANY	\$110,220.70	10%
ASPHALT PAVING	118,503.80	10%
KRISANNA CONSTRUCTION	125,251.00	10%
MOUNT CONSTRUCTION INC.	142,222.00	10%
PARAMOUNT ENTERPRISES INC.	128,890.20	10%
SJA CONSTRUCTION INC.	146,033.81	10%
SMB PAVING LLC	122,955.75	10%
SOUTH STATE INC.	125,875.20	10%

Mrs. Lovett made a motion to accept the bids, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 6-0.

**ORDINANCES: FIRST READING
O-09-09**

AN ORDINANCE AMENDING CHAPTER 81 OF THE CODE OF THE TOWNSHIP OF GLOUCESTER ENTITLED, "VEHICLE AND TRAFFIC" TO PROHIBIT PARKING ON SOUTHERN SIDE OF A PORTION OF OLYMPUS AVENUE

BE IT ORDAINED by the Township Council of the Township of Gloucester, in the County of Camden, State of New Jersey, that Chapter 81 of the Code of the Township of Gloucester entitled "Vehicle and Traffic" be and is hereby amended as follows:

SECTION 1. No person shall park a vehicle at any time upon the following street in the Township of Gloucester as hereinafter set forth:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Olympus Avenue	Southerly	Between Route 168 and a point 360 feet East

SECTION 2. The proper Township official be and is hereby authorized and directed to erect no-parking signs designating the foregoing as no-parking areas in accordance with the Manual on Uniform Traffic Control Devices for Street and Highways.

SECTION 3. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of a provision of this ordinance or any supplement thereto shall be liable to a penalty of not more than fifty (\$50.00) Dollars or imprisonment for a term not exceeding fifteen (15) days or both.

SECTION 4. That Section 81-14 of Chapter 81 of the Code of the Township of Gloucester is hereby amended and supplemented by adding the streets or parts of streets enumerated and described in Section No.1 herein to the list of streets or parts of streets enumerated and described under Section 81-14 of the Code of the Township of Gloucester.

SECTION 5. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, part, clause or phrase of this ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this ordinance.

SECTION 7. This Ordinance shall take effect immediately after final passage and publication as provided by law.

Introduced: April 13, 2009

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Mercado made a motion to adopt on first reading, to advertise in full and to have second reading and public hearing on April 27, 2009, seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 6-0.

O-09-10

ORDINANCE AMENDING ORDINANCE NO. O-07-15 AND KNOWN AS CHAPTER 53A OF THE CODE OF THE TOWNSHIP OF GLOUCESTER ENTITLED, "FLOOD DAMAGE PREVENTION"

BE IT ORDAINED by the Township Council of the Township of Gloucester that Ordinance

O-07-15 be and is hereby amended as follows:

SECTION 1. That Article I, Section 1.7 of Chapter 53A entitled, "Basis for establishing the areas of Special Flood Hazard" be and is hereby amended to read as follows:
"§53A-1.7 Basis for establishing the areas of Special Flood Hazard.

The areas of special flood hazard for the Township of Gloucester, Community No. 340133, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- (a) A scientific and engineering report "Flood Insurance Study, Camden County, New Jersey (All jurisdictions)" dated June 16, 2009.
- (b) Flood Insurance Rate Map for Camden County, New Jersey (All Jurisdictions) as shown on Map Index and Map numbers 34007C0102E, 34007C0104E, 34007C0106E, 34007C0108E, 34007C0109F, 34007C0112E, 34007C0114E, 34007C0116E, 34007C0117F, 34007C0118E, 34007C0119E, 34007C0138E, 34007C0139E, 34007C0182E, 34007C0201E; whose effective date is June 16, 2009.

The above documents are hereby adopted and declared to a part of this Ordinance. The Flood Insurance Study and maps are on file at 1261 Chews Landing Road, Blackwood, NJ 08012."

SECTION 2. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 4. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: April 13, 2009

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mrs. Lovett made a motion to adopt on first reading, to advertise in full and to have second reading and public hearing on April 27, 2009, seconded by Mr. Garbowski. Roll call vote: All in favor. Motion carried 6-0.

RESOLUTIONS:

CONSENT AGENDA

R-09:04-112

RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT OF COMMUNITY DEVELOPMENT

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

#051024RACPPSP P

#2906

Hill Creek, LLC

1339 Stallion Drive

Loxahatchee, FL 33470

Balance from unexpended escrow: \$19,703.37

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-113

RESOLUTION AUTHORIZING APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR THE FY 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AND ENTERING INTO AN INTER-LOCAL SERVICES AGREEMENT WITH THE CITY OF CAMDEN, OTHER CAMDEN COUNTY MUNICIPALITIES AND THE COUNTY OF CAMDEN

WHEREAS, the U.S. Department of Justice has made available grant funds in the form of the 2009 Byrne Justice Assistance Grant (JAG) Program for the purpose of carrying out activities to prevent and control crime; and

WHEREAS, the Township of Gloucester has been invited to apply for these funds in conjunction with nineteen other municipalities in Camden County as designated by USDOJ for a grant in the amount of \$1,861, 727.00; and

WHEREAS, the Township of Gloucester is required to enter into an Inter-Local Services Agreement with the Camden City Police Department, designating them the lead agency, therefore requiring the performance of administrative duties by Camden City Police Department as required by the 2009 Byrne Justice Assistance Grant (JAG) Program for which they will be entitled to 5% of Gloucester Township's allocation of \$118,367.00;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Gloucester, Camden County New Jersey, that the Mayor and Township Clerk are hereby authorized to execute, on behalf of the Township of Gloucester, an Inter-Local Services Agreement with the City of Camden, other Camden County Municipalities and the County of Camden as required by the U.S. Department of Justice for the application seeking funding from the 2009 Byrne Justice Assistance Grant (JAG) Program.

A copy of said Agreement shall be attached hereto and made a part hereof by reference and copies shall be maintained available for public inspection in the Office of the Township Clerk of the Township of Gloucester.

Adopted: April 13, 2009

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-114

A RESOLUTION TO AUTHORIZE TOWNSHIP OF GLOUCESTER TO APPLY FOR TONNAGE GRANT MONIES FOR THE YEAR 2008 FROM NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102. has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of The Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement The Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to making and keeping accurate, verifiable records of materials collected and claimed by the Municipality; and

WHEREAS, a Resolution authorizing this Municipality to apply for such tonnage grants will memorialize the commitment of this Municipality to recycling and to indicate the assent of Gloucester Township Council to the efforts undertaken by the Municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a Resolution should designate the individual authorized to ensure the application is properly completed and timely filed;

NOW THEREFORE BE IT RESOLVED by the Gloucester Township Council of the Township of Gloucester that Gloucester Township hereby endorses the submission of the recycling

tonnage grant application to the New Jersey Department of Environmental Protection and designates Gabe Busa, Director of Public Works, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

ADOPTED: April 13, 2009

COUNCIL PRESIDENT

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-115

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR RICHMOND AMERICAN HOMES OF PENNSYLVANIA, INC. IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of Lakes at Cobblestone has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 112,200.00 in the name of Richmond American Homes be released.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-116

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS, the Township of Gloucester wishes to apply for \$87,422 in funding for a project under the Safe and Secure Communities Program (Grant # 4552) and

WHEREAS, the Township Council of the Township of Gloucester has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Township of Gloucester for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that:

1. As a matter of public policy the Township of Gloucester wishes to participate to fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

Adopted: April 14, 2008

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-117

RESOLUTION AUTHORIZING EXECUTION OF INTERLOCAL AGREEMENT BETWEEN COUNTY OF CAMDEN AND TOWNSHIP OF GLOUCESTER PURSUANT TO N.J.S.A. 40:8A-1 ET SEQ.

WHEREAS, the Township Council of the Township of Gloucester ("Township") is desirous of entering into an agreement to provide the Gloucester Township Alliance Committee with funds to be used for Against Alcohol and Drug Abuse Programs provided by the Governor's Council on Alcoholism and Drug Abuse and authorized by Resolutions of the Board of Chosen Freeholders of the County of Camden ("County") on March 19, 2009; and

WHEREAS, the Township, with funds provided by the County shall provide a comprehensive and coordinated effort to establish prevention and early intervention programs to fight alcoholism and drug abuse; and

WHEREAS, a copy of said Interlocal Service Agreement is attached to this Resolution and will be available for public inspection at the Office of the Township Clerk of the Township of Gloucester; and

WHEREAS, said Agreement and the funds provided thereunder will promote the health, safety and welfare of the residents of the Township of Gloucester and will be in the best interest of the Township of Gloucester.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, Camden County, New Jersey, that the Mayor and the Township Clerk of the Township of Gloucester be and are hereby authorized to execute and deliver on behalf of the Township the Interlocal Service Agreement between the Township and the County pertaining to the funds provided by the Governor's Council on Alcoholism and Drug Abuse. A copy of said Agreement is attached hereto and made a part hereof by reference and copies shall be maintained available for public inspection in the Office of the Township Clerk of the Township of Gloucester.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-118

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR CROSSINGS-TWIN OAKS, LLC IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of the Crossings-Twin Oaks, LLC has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 1,676,671.20 in the name of Crossings - Twin Oaks, LLC be released upon the posting of an approved maintenance bond in the amount of 209,583.90.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-119

**RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR STEPHEN WYATT
IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the developer of 8 Essex Avenue has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 21,584.40 in the name of Stephen Wyatt be released upon the posting of an approved maintenance bond in the amount of \$ 2,698.05.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-120

**RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR PAPANONE
HOMES IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the developer of Cobblestone Farms - Section #7 has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 553,908.75 in the name of Papanone Homes be released upon the posting of an approved maintenance bond in the amount of \$66,469.05.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-121

**RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR NEWMAN
GLOUCESTER ASSOCIATES, LLC IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the developer of Town Square Plaza - Phase III has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 164,281.94 in the name of Newman Gloucester Associates, LLC be released.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-122

RESOLUTION AUTHORIZING REFUNDING OF TAXES

BE IT RESOLVED by the Township Council of the Township of Gloucester to authorize the refunding of the following credit balances:

BLOCK ACCOUNT #	LOT	NAME AND ADDRESS	YEAR	AMOUNT	REASON
8201 295017	17	Excellence in Title Agency P.O. Box 337 Neptune, NJ 07753 Attn: Paul Riccio	08/09	2,344.38	Duplicate Payment
12615 161880	15	National Title Agency 10001 West Lincoln Dr. Marlton, NJ 08053 Attn: Jon Skipton	08/09	1,100.00	Duplicate Payment
16105 190171	9	USAA P.O. Box 780 Waterloo, IA 50704 Attn: Tax Refunds	08/09	1,061.73	Duplicate Payment
18502 220220	20	CitiMortgage, Inc. P.O. Box 9444 Gaithersburg, MD 20898-9444 Attn: Wendy Pantaja	08/09	900.00	Duplicate Payment

ADOPTED: April 13, 2009

Council President

Township Clerk

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-123

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND AMERICAN ASPHALT COMPANY

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for the resurfacing of Davistown Road, Phase 2

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with American Asphalt Company for the resurfacing of Davistown Road, Phase 2 in the amount of \$110,220.70 which was the lowest bid or quote received.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-124

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND POINT & PAY

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for credit card acceptance for collection of property taxes

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with Point & Pay for credit card acceptance for collection of property taxes which was the lowest bid or quote received meeting the specifications and requirements of the township. Any and all fees will be paid by the vendor and services will be provided to Gloucester Township free of charge.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-125

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY PURSUANT TO N.J.S.A. 40:8A-1 ET SEQ. FOR THE PROCUREMENT AND INSTALLATION OF A SEWAGE GRINDER PUMPING STATION FOR THE GLEN OAKS BALLFIELD

WHEREAS, the Gloucester Township Municipal Utilities Authority (“GTMUA”) desires to enter into an Interlocal Services Agreement with the Township of Gloucester (“Township”); and

WHEREAS, the Township and GTMUA are permitted in accordance with N.J.S.A. 40:8A-1 et seq., to enter into and modify Agreements to provide jointly, or through each respective agency itself, such services authorized by the Act, including areas of general government administration including shared services and the like; and

WHEREAS, the Township and GTMUA desire to enter into an Interlocal Services Agreement, for the procurement and installation of a sewage grinder pumping station for the Glen Oaks Ballfield; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, Camden County, New Jersey, that the Mayor and the Township Clerk be and are hereby authorized to execute and deliver on behalf of the Township of Gloucester an Interlocal Service Agreement between the Township of Gloucester and the Gloucester Township Municipal Utilities Authority for the Gloucester Township Municipal Utilities Authority to procure and install a sewage grinder pumping station for the Glen Oaks Ballfield.

A copy of said Agreement is attached hereto and made a part hereof by reference and copies shall be maintained for public inspection in the Office of the Township Clerk of the Township of Gloucester.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Garbowski made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-126

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND TARA COMMUNICATIONS, LLC

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for website design

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with Tara Communications LLC for Website design in the range of \$17,000 to \$24,000, exact figure to be determined based on volume of work, as well as \$125.00 per hour for copywriting.

Denied: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mrs. Lovett made a motion to adopt, seconded by Mrs. Evans.

On The Question:

Mr. Mercado asked who placed this on the agenda. Mr. Bianchini stated that Mrs. Lovett placed this on the agenda. Mrs. Lovett stated that she put this on the agenda after speaking to Mr. Cardis and after the budget passed, as it still is in the budget. Mr. Cardis stated that \$24,000.00 is still in the budget for this project. There was a question as to if the bid is still ok. Mr. Cardis stated that both bidders agreed to hold the bid. Mr. Cardis stated that he was verbally told this. Mrs. Evans stated that this is a good idea as the website needs refurbishing. Mr. Garbowski questioned whether the website could be upgraded in house. Mr. Cardis stated that it can be as far as putting pictures on it. Mrs. Lovett that a new website could do more and could link to other things. She stated that if Joan Eller could do this, why hasn't it been done. Mr. Mercado stated that once all budget issues were resolved, the council would bring this up again. Mrs. Lovett stated that the proposals were reviewed and to not do this, is holding the township back. Roll call vote: Mrs. Lovett and Mrs. Evans voted yes, all others voted no. Motion denied 4-2.

R-09:04-127

RESOLUTION APPOINTING A MEMBER TO THE GLOUCESTER TOWNSHIP ADVISORY COMMITTEE FOR RECREATION AND PARKS

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following person be and is hereby appointed to the Gloucester Township Advisory Committee for Recreation and Parks

Valerie Coyle 4-13-09 to 12-31-10

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

R-09:04-128

RESOLUTION OF TOWNSHIP COUNCIL AMENDING RESOLUTION NO. R-09:02-061 TO EXCLUDE THE POSITIONS OF TAX COLLECTOR, TAX ASSESSOR, CHIEF FINANCIAL OFFICER AND TOWNSHIP CLERK FROM THE CURRENT YEAR WAGE FREEZE

WHEREAS, Resolution No. R-09:02-061 entitled "Resolution of the Township Council of the Township of Gloucester, Camden County, New Jersey Adopting a Current Year Wage Freeze for All Officers and Employees..." as listed and described therein and adopted on February 9, 2009; and

WHEREAS, Pursuant to N.J.S.A. 40A:9-165 Township Council must exclude the positions of Township Clerk, Tax Assessor, Tax Collector and Chief Financial Officer from the current year wage freeze, as these are protected positions.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Gloucester that Resolution No. R-09:02-061 be and is hereby amended to exclude the positions of Township Clerk, Tax Assessor, Tax Collector and Chief Financial Officer from the current year wage freeze.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Schmidt .

On the Question:

Mrs. Lovett asked why when Mr. Hutchison walked this resolution on was the resolution not discussed prior. She stated that it has had to be changed 2 or 3 times. Mr. Bianchini stated that in fairness to Mr. Hutchison, this was done across the state and his thoughts were good. Mr. Carlamere stated that in fairness, the issue of freezing salaries was taken on by several towns but in the other towns, the resolution was not challenged. He stated that since this was challenged, the Council found it more cost effective to do this, than to pay out legal fees. Motion carried 6-0.

R-09:04-129

**RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT
OF COMMUNITY DEVELOPMENT**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

#051024RA
#2184
Logan Creek, LLC
1339 Stallion Drive
Loxahatchee, FL 33470-3988

Balance from unexpended escrow: \$348.50

#3106GRADING
Pool Town, Inc.
5500 Rt 9, South
Howell, NJ 07731

Balance from unexpended escrow: \$396.25

#3196GRADING
Richard & Donna Galdo
86 E. Annapolis Drive
Erial, NJ 08081

Balance from unexpended escrow: \$195.00

#3285GRADING
Matthew Cheney
606 W. Evesham Road
Glendora, NJ 08029

Balance from unexpended escrow: \$221.25

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Garbowski. Roll call vote: All in favor. Motion carried 6-0.

MOTIONS:

RA1223	ST. AGNES CHURCH	MAY 21, 22, 23, 2009
RA1224	ST. AGNES CHURCH	MAY 21, 22, 23, 2009
RA1125	KNIGHTS OF COLUMBUS 9193	JUNE 6, 2009
RA1226	ST. AGNES CHURCH	MAY 21, 22, 23, 2009

Mr. Mercado made a motion to approve, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Joanne Carr of Clement Drive asked about the budget that was passed last week. She asked if the township would consider going to a calendar year in order to get more money from the State. Mr. Bianchini asked Mr. Cardis to research this as well as get input from the auditor.

Mr. Charles Lind of 641 Geneva Avenue spoke to the Council. He stated that since his curbs and streets have been redone approximately 4 years ago, his lawn has been in deplorable condition.

He presented Council with before and after pictures. He stated that the gas company has compounded the problem by putting a trench and hole near his driveway.

Mrs. Assunta Gorda of Whalen Road spoke to council concerning her drainage issue. Mr. Carlamere stated that he has been reviewing case law and he agrees with the police chief as this should not be a code enforcement problem. He stated that there probably needs to be an engineering study done to correct this problem. Mr. Lechner stated that letters have been sent to the homeowners to remove their sheds from the easement. Mr. Cantwell stated that lawns need to be upgraded and there needs to be a grading plan done. Mrs. Evans stated that the sheds should be moved immediately. Mr. Lechner stated that the residents should have a reasonable amount of time to move the sheds with 10 days usually being the minimum. Mr. Carlamere stated that it is not a township easement and wasn't dedicated to the township. Mr. Lechner stated that the township may not have the authority to make the residents move their sheds. Mrs. Gorda thanked the council for all the time and effort they have spent on this problem.

Bob Garves of Blackwood stated that Congressman Rob Andrews got money for Barrington and he would like us to get some money also.

Maureen McLaughlin of Hilltop spoke about resolution R-09:04-126. She asked if a sub-committee reviewed the proposals and was this discussed at a workshop with Council. She stated that the money has remained in the budget. Mr. Bianchini stated that \$24,000.00 is not a necessity and doesn't have to be done today. He stated that he thought the money was out of the budget. Ms. McLaughlin also spoke about the salary freeze. She asked after passing resolution 128, now how many people were effected by the salary ordinance. It was stated that it was approximately 6 employees, and the savings would be approximately \$20,000.00. She suggested that the money saved on the website be flipped over to cover the salaries.

Ray Polidoro of Erial asked about having an 18 month budget to then let the township be on a calendar year. He asked that the council explore this. Mr. Bianchini explained that he has already asked Mr. Cardis to find out any information on this. Mr. Cardis stated that he does not know of any other towns that have done this. He stated that the township had to do this in 1991 and the transition was permanently financed over 15 to 17 years. He stated that the townships were forced to spend money to finance the transition. He stated that the town and the council did not have any easy time with this budget and would like to see this explored. He also asked about revenue generators such as the wash bay. Mr. Bianchini stated that the Council has spoken to the engineer at a workshop, and they now will meet with Guido Clemente. Mr. Cardis will also survey other towns and see if they are committed to coming to Gloucester Township to wash their vehicles. This will be on the May workshop. He also questioned the status of the solar projects at GEMS as well as the Owens Corning property. Mr. Cantwell explained that status of the projects. Mr. Polidoro also asked for prayers to be sent out to Harry Kalas's family.

Tanya Brown of Erial asked the Council to consider sending the Police Chief as well as some of his officers to a PAL fund raiser in Philadelphia. She also spoke about the website. She stated that she feels that the township would be able to generate revenue from the site, by charging anyone who needed information.

Frank Mellace of Hillcrest Avenue stated that the zero budget last year was the responsible thing to do. He stated that the council should not spend the money saved on the website. There was a discussion concerning the budget process. Mrs. Lovett stated that she disagrees with Mr. Mellace's statements.

Bob Garves asked if the money issued from the state was the same for everyone. It was stated that it was not and only certain towns received money.

Linda Musser of Cameron Circle asked about Resolution 126 and what the money will now be allocated for. Mr. Cardis stated that the money could go in the reserve, or could be transferred before the end of the year. She stated that if money was allocated for the website, she does not understand why the township is not moving forward especially since the firm that put in the proposal will hold the price. She asked that the council think this over.

Michelle Gentek of 16 Bryce's Court stated that the township and county is in an economic crisis and if the council spent that kind of money on a website the residents would take a fit. She said that to spend the money on the website would be wrong. She also stated that everything should be in writing and the council should not accept a verbal agreement. She said you can't vote on something unless you know the details.

Tanya Brown of Erial stated that the website is a connection to the community.

Ray Polidoro of Erial spoke about information on the website and if someone could put the information on the township website on another website.

Tanya Brown again commented on the website.

Maureen McLaughlin agreed that Council should never vote on something that they do not have all the details. She stated that she was disappointed when the salary freeze resolution was done,

without all the details. She stated that as far as the budget, Council has the ability to cut out what is appropriate.

There being no further comment, the public portion was closed.

R-09:04-130

**RESOLUTION TO EXCLUDE PUBLIC FROM DISCUSSION OF EXEMPTED
SUBJECT MATTER AT A REGULAR SESSION OF TOWNSHIP
COUNCIL PURSUANT TO SECTION 8 OF OPEN PUBLIC MEETINGS ACT**

BE IT RESOLVED by the Township Council of the Township of Gloucester, pursuant to Section 8 of the Open Public Meetings Act, that the public be and is hereby excluded from this meeting of the Township Council to be held on April 13, 2009 which may involve discussion by Township Council of the following exempted subject matter:

1. Confidential Matter under Federal or State Statutes or Court Rule.
2. Matter which would jeopardize the receipt of federal funds.
3. Matter constituting unwarranted invasion of individual privacy.
4. Matter involving Collective Bargaining.
5. Matter involving purchase, lease or investment using public funds, or involving setting of banking rates.
6. Matters involving investigation of violations or possible violations of law.
7. Matters involving Attorney-Client privilege.
8. Matters involving personnel.
9. Matters involving proceedings which could result in Civil Penalty, suspension or loss of license.

BE IT FURTHER RESOLVED that disclosure to the public of the discussion conducted in closed session shall not be made until such matters have been resolved.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Garbowski. Roll call vote: All in favor. Motion carried 6-0.

ROLL CALL: All council members present.

Mr. Bianchini stated that the Council was in closed session to discuss legal contractual issues with the unions. Mr. Cardis will handle all the issues except one, and he has a request for council to consider. Mr. Cardis stated that a grievance was filed that requires the intervention of the arbitrator and is involving the patrol contract and FOP. He stated that this is a challenge to the settlement by the arbitrator, the recommended settlement, that was embraced by both sides and was part of the memorandum of agreement, which subsequently the contract that was ratified by Council, it is a challenge to the settlement in the area of the article under health insurance, specifically as it relates to the prescription plan, it will require the attendance of the arbitrator which cost will be borne equally by both parties and the request by administration for himself and the mayor is to authorize Mr. Rosner to sit with the arbitrator and the attorney which was previously there for the arbitration from FOP to resolve that disagreement. Mr. Cardis stated that he believes that the request is for the one day. Mr. Bianchini asked from a dollar and cents standpoint, and without knowing the dollar amount, could Council approve a resolution today and ask Mr. Cardis to come back with a do not exceed number. Mr. Carlamere stated that Mr. Rosner has his hourly rate already on file with the township. He stated that he believes that the specifically defined paths of appointments of attorneys are the Mayors appointments with Councils consent and he indicated that Mr. Cardis has to make the request on behalf of the Mayor, that the Mayor wants Council to consider appointing or allowing Mr. Rosner to continue in this issue since he has participated in this issue previously. He stated that you are not talking about an annual appointment, because Mr. Rosner is not one of the attorneys that submitted a proposal for an annual appointment. He stated that you are asking for a one time appointment. You have his hourly rate on file so Council can do a resolution consenting to the Mayor's request for this appointment to finish up this issue, or this resurfaced issue with a cap of time at his hourly rate. Mr. Carlamere stated that 10 hours should cover this type of procedure.

R-09:04-131

RESOLUTION OF CONSENT

WHEREAS, the Mayor-Council Plan B form of government under the provisions of the optional Charter Law States, "The executive power of the Municipality shall be exercised by the Mayor", and

WHEREAS, the Mayor has, after consultation with members of Council, appointed the following persons to the positions named, and the terms as set forth beside their name:

Louis Rosner, Esq. - Not to exceed a 10 hour appointment at his filed rate for a Police Arbitration Hearing

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, that the consent of the Council be and is hereby given to the above appointments of the Mayor of the Township of Gloucester.

Adopted: April 13, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Lovett made a motion to adopt, seconded by Mrs. Evans.

Roll call vote: Mrs. Lovett stated that Mr. Rosner is intimate with the details of the contract, so she is voting yes. Mrs. Evans voted yes, Mr. Garbowski voted yes, Mr. Mercado encouraged the administration to interview other firms so that the township could have a labor attorney, he voted yes. Mr. Schmidt voted yes. Mr. Bianchini echoed Mr. Mercado's statement that the Mayor interview the two firms that put their proposals in properly and to supply the administration with a labor attorney, he voted yes. Motion carried 6-0.

Mrs. Lovett made a motion to adjourn, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 6-0.

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC

