

**GLOUCESTER TOWNSHIP COUNCIL MEETING
JANUARY 11, 2010
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. Evans	Mr. Carlamere, Solicitor
	Mr. Hutchison	
	Mr. Garbowski	Mr. Cardis, Business Administrator
	Mr. Schmidt	Mrs. DiJosie, Township Clerk, RMC
	Mrs. Gentek	Mayor Mayer
	Mr. Mercado	
	Mr. Bianchini	Mr. Moffa, Public Works
		Mr. Lechner, Comm. Dev.-late
		Mrs. Varrell, Comm. Services
		Chief Smith, Police

R-10:01-025

**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 January 11, 2010 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: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

Roll call: All of Council present.

Public Portion:

Mr. Bianchini reminded council of the new time limits imposed on the public portion of the meeting. He asked that the council members let the speaker speak and asked that all questions be addressed to the Council President. He stated that Cherry Hill, Haddonfield, Glassboro all

have time limitations for their public portions.

Mr. Ray Polidoro of Erial asked that Council look into this resolution again. He asked that Council ask the speakers to limit their time instead of mandating it and he feels that it is prohibiting dialogue.

Tanya Brown of Terrestria read a statement concerning the time limitations.

Maureen McLaughlin of Empire Avenue asked about various resolutions. She questioned Resolution 34 and what land was being appraised. She spoke about the hockey rink and asked that the township consider alternates before they go out for bid, so that they do not have to spend extra money in revising the specs. She questioned resolution 30 and also resolution 25. She stated that the time limitations do not benefit the residents of Gloucester Township. She also asked that the public portion be placed at the end of the Workshop sessions instead of at the beginning.

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

Minutes: Mr. Hutchison made a motion to waive the reading and accept the minutes of January Workshop, Regular & Executive Session of December 14, 2009, seconded by Mr. Mercado. Roll call vote: Mrs. Gentek abstained from the December 14th meeting dates and yes on the other meeting. All others voted yes. Motion carried 7-0.

RFQ:

**RFQ'S FOR VARIOUS PROFESSIONAL POSITIONS
DECEMBER 16, 2009**

Bond Counsel

Parker Mccay
Stephen Altamuro, Esq.

Financial Advisory Services

Acacia Financial Group, Inc.
Nw Finance Group, Llc

Labor Counsel

Louis Rosner
Archier & Greiner
Parker Mccay
Stephen Altamuro, Esq.

Special Counsel-worker's Comp

Capelhart Scatchard

Auditor

Inverso & Stewart

Solicitor - Rent Board

Gerald A. Sinclair, Esq.
Stephen Altamuro, Esq.

Director - Department of Law

David Carlamere, Esq.
Stephen Altamuro, Esq.

Public Defender

Glen Leary, Esq.
Stephen Altamuro, Esq.

Prosecutor

John Kennedy, Esq. [Wade, Long, Wood & Kennedy]
Holston, Macdonald, Uzdavinis, Eastlack, Ziegler & Lodge
George Singley, Esq.
Stephen Altamuro, Esq.

Engineers

Storm Drainage

Remington & Vernick
Bach Associates
J. Timothy Kernan, Inc.
Birdsall Services Group
Pettit Associates, Llc
Ces

Pennoni Associates, Inc.
Kwh Associates
Van Cleef Engineering Associates

Streets

Van Cleef Engineering Associates
Kwh Associates
Ces
Birdsall Services Group
J. Timothy Kernan, Inc.
Bach Associates
Remington & Vernick
Pettit Associates, Llc

Sidewalks

Remington & Vernick
Van Cleef Engineering Associates
J. Timothy Kernan, Inc.
Birdsall Services Group
Ces
Pennoni Associates, Inc.
Bach Associates
Cmx
Pettit Associates, Llc

Township Engineer

Remington & Vernick
Van Cleef Engineering Associates
Bach Associates
Ces
Pennoni Associates, Inc.
Kwh Associates
Pettit Associates, Llc

Recreation

Bach Associates
Van Cleef Engineering Associates
Pettit Associates, Llc
Birdsall Services Group
J. Timothy Kernan, Inc.
Remington & Vernick
Cme Associates

Energy Consultant

Birdsall Services Group
Blue Sky Power Llc

Redevelopment Planner/architect

Remington & Vernick
T & M Associates

Zoning Board of Adjustment

Solicitor

Anthony P. Costa
Stephen Altamuro

Zoning Board of Adjustment

Engineer

Churchill Consulting Engineers
Remington & Vernick
Birdsall Services Group
J. Timothy Kernan, Inc.
Kreck, Wood and Hallowell Associates
Pettit Associates
Van Cleef Engineering Associates

Mr. Hutchison made a motion to accept, seconded by Mr. Mercado. Roll call vote: All in favor.
Motion carried 7-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-09-32 **ORDINANCE REDUCING THE SPEED LIMIT ALONG WEST ACCESS ROAD, EAST ACCESS ROAD, COLLEGE ROAD, BRIDGE STREET AND COOPER ROAD IN THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY AND AMENDING CHAPTER 81, SECTION 81-31, ENTITLED, "SPEED LIMITS" OF THE CODE OF THE TOWNSHIP OF GLOUCESTER**

Mr. Bianchini opened the public portion. There being no comment, the public portion was closed. Roll call vote: All in favor. Motion carried 7-0.

ORDINANCES: FIRST READING

O-10-01 ORDINANCE ESTABLISHING BUS STOP LOCATION IN THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY AND AMENDING CHAPTER 81-28 OF THE CODE OF THE TOWNSHIP OF GLOUCESTER, ENTITLED "BUS STOPS"

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, as follows:

SECTION 1. Chapter 81, Section 81-28 of the Code of the Township of Gloucester, entitled "Bus Stops" be and is hereby amended as follows:

Add: **Along Erial Road (CR706), westbound, on the northerly side thereof between:**

a. Tice Avenue and Church Street/Blackwood-Clementon Road (CR534) - Mid Block - Beginning 1915 feet east of the easterly curblineline of Tice Avenue and extending 135 feet easterly therefrom

Along Erial Road (CR706), eastbound, on the southerly side thereof between:

b. Tice Avenue and Church Street/Blackwood-Clementon Road (CR534) - Mid Block - Beginning 1915 feet east of the easterly curblineline of Tice Avenue and extending 135 feet easterly therefrom

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 judgement 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 after final passage and publication as required by law.

Introduced: January 11, 2010

President of Council

Adopted:
ATTEST:

Township Clerk, RMC

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public portion on January 25, 2010 and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

O-10-02 ORDINANCE AMENDING ORDINANCE O-82-16 KNOWN AS THE GLOUCESTER TOWNSHIP ORGANIZATIONAL ORDINANCE OF 1982

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that Ordinance O-82-16 known as the Gloucester Township Organizational Ordinance of 1982 be and is hereby amended as follows:

SECTION 1. That Chapter 2, Article XII, known as the Department of Recreation and Community Activities be and is hereby deleted.

SECTION 2. That Chapter 2, Article VIII, Section 2.42 be and is hereby amended to read as follows:

“§2.42 There is hereby created a Department of Public Works. The head of the Department of Public Works shall be the Director of Public Works. He shall be appointed by the Mayor with the advice and consent of Council until appointment and qualification of a successor. With the Department of Public Works there shall be a division of streets, a division of sanitation, a division of buildings, a division of vehicle maintenance and a division of parks, playgrounds and community activities. The Director of Public Works shall be the head of each division and shall be subject to the direction and supervision of the Mayor, and shall be responsible for the proper and efficient conduct of all public works functions of the Township government and shall supervise and direct the work that the Public Works Department performs. He shall receive such compensation as shall be fixed, from time to time, by a general salary ordinance.”

SECTION 3. That Chapter 2, Article VIII, Section 2.47 be and is hereby amended to read as follows:

“§2.47 The Division of Parks, Playgrounds and Community Activities shall be responsible for the care and maintenance of public parks and playgrounds within the Township of Gloucester.

The Division of Parks, Playgrounds and Community Activities shall be responsible for coordinating all community activities such as parades, public events and public celebrations with the proper authorities, as well as, all recreational activities within the Township of Gloucester. Within the Division there shall be a Senior Community Relations Aide who shall coordinate activities of the various senior citizen groups, and develop new programs and activities for said groups.”

SECTION 4 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 5. 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 6. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: January 11, 2010

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. On the question: Mrs. Evans asked if Recreation will now be under Public Works. Mr. Bianchini stated that as it has been for some time, recreation will be under Public Works. Roll call vote: All in favor. Motion carried 7-0.

RESOLUTIONS:

R-10:01-026

**RESOLUTION SETTING FORTH THE DAYS IN WHICH
THE ADMINISTRATION OFFICES WILL BE CLOSED**

JANUARY 18 TH	MARTIN LUTHER KING DAY
FEBRUARY 15 TH	PRESIDENT’S DAY
MAY 31 ST	MEMORIAL DAY
JULY 5 TH	INDEPENDENCE DAY
SEPTEMBER 6 TH	LABOR DAY
OCTOBER 11 TH	COLUMBUS DAY
NOVEMBER 11 TH	VETERAN’S DAY
NOVEMBER 25 TH	THANKSGIVING DAY
DECEMBER 22 ND & 23 RD	CHRISTMAS HOLIDAYS

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-027

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	LOT	NAME AND ADDRESS	YEAR	AMOUNT	REASON
6201	1.01	Eileen Murphy	09/10	1,743.86	Duplicate Payment
401522		999 Cummings Ave. Blackwood, NJ 08012			
12005	14	Raymond Anderson	09/10	1215.15	Duplicate Payment
142500		121 Jerome Ave. Blackwood, NJ 08012			
13601	110	Michael Dalton & J. Porter	09/10	6,127.43	Duplicate Payment
390447		8 Jamie Ct. Clementon, NJ 08021			
15302	27	Chase Home Finance LLC	09/10	2,934.14	Overpayment
245027		P.O. Box 961227 Fort Worth, TX 76161 Attn: Andrew Jenkins			
16208	9	First American	09/10	1,083.65	Duplicate Payment
196859		Real Estate Tax Service-Outsourcing Recovery P.O. Box 961230 Fort Worth, TX 76161			
16802	12	Bruce Jones	09/10	1,031.94	Overpayment
407218		19 Whalen Ave. Sicklerville, NJ 08081			
19601	12	Charles Maude	09/10	950.78	Overpayment
166018		3 Holly Run Dr. Blackwood, NJ 08012			
20803	30	Sharon Mack	09/10	83.84	Erroneous Payment
370208		208 Knoll Dr. Blackwood, NJ 08012			

ADOPTED: January 11, 2010

Council President

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10-01-028

RESOLUTION AMENDING RESOLUTION R-10:01-002 OF THE TOWNSHIP OF GLOUCESTER, CAMDEN COUNTY, NEW JERSEY ESTABLISHING RULES OF ORDER AND

CONDUCT FOR ALL TOWNSHIP COUNCIL REGULAR, WORK SESSION AND SPECIAL MEETINGS OF THE TOWNSHIP COUNCIL

WHEREAS. The Township Council of the Township of Gloucester desires to establish standard rules of order and regulations for public participation at Township Council meetings for the purpose of promoting efficiency and a fair opportunity for public comment on issues and concerns when meetings are open to the public, and to assure that the business of the Township can be conducted within a reasonable time, and

WHEREAS, in order to assure that appropriate decorum is maintained during meetings when a member of the public comments to Township Council, it is necessary to establish reasonable guidelines.

NOW THEREFORE, be it RESOLVED by the Township Council of the Township of Gloucester as follows:

1. The Township Council shall continue the policy of two (2) public portions at regular meetings of the Township Council.
 - a) The first public portion will be limited to agenda items.
(Resolutions)(Total of 15 minutes)
 - b) The second public portion will be open for any item of public concern. (Total of 30 minutes)
 - c) The Township Council hereby sets a reasonable time limitation for each speaker, when any portion of the meeting is open for public participation. The first public portion shall be limited to three (3) minutes per speaker with a limit of two speaking opportunities. The second public portion shall be limited to five (5) minutes per speaker, with a limit of two (2) speaking opportunities. The two (2) per person speaking opportunity shall not be consecutive so as to allow other members of the public to make an appropriate presentation to Township Council. The practice of yielding time to or borrowing time from others is not permitted.
2. The Township Council hereby sets a reasonable time limitation for each speaker when a portion of any work session or special meeting is open for public participation. The public portion shall be limited to three (3) minutes per speaker with a limit of two speaking opportunities. The two (2) per person speaking opportunity shall not be consecutive so as to allow other members of the public to make an appropriate presentation to Township Council. The practice of yielding time to or borrowing time from others is not permitted. The public portion shall be open for a total of 15 minutes.
3. Foul, vulgar or coarse language shall not be tolerated.
4. At the discretion of Township Council, with the consent of the majority of members of Township Council present, on issues being presented, this time limitation may be relaxed or extended from time to time and such extension, relaxation or suspension of time limitation shall not constitute a binding precedent for other speakers on other issues.
5. A total of thirty (30) minutes shall be permitted at any public portion of the meeting. However, at the discretion of Township Council, with the consent of the majority of members of Township Council present, on issues being presented, this time limitation may be relaxed or extended from time to time and such extension, relaxation or suspension of time limitation shall not constitute a binding precedent for other speakers on other issues.
6. Large groups on single issues are urged to select a spokesperson to present their concerns.
7. Any desired question to specific members of the Township Council shall be directed to Council President for recognition of specific members of Township Council. The intent is to avoid a “back and forth” exchange. Members of Township Council may or may not respond to any public presentment after there has been a completion of the public speakers presentment. Council President of Members of

Council may refer specific question to professionals or Department Heads as appropriate.

This Resolution was originally adopted as part of the Reorganization meeting of the Township Council held on January 2nd 2010.

Adopted: January 11, 2010

President of Council

ATTEST:

Township Clerk, RMC

Mr. Carlamere stated that this resolution amends the original resolution by adding workshop and special meeting to it. Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R:10:01-029

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:

NICHOLAS F. TRABOSH MUNICIPAL JUDGE THREE YEARS

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.

Originally Adopted: January 2, 2010

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-030 STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES ENABLING RESOLUTION

WHEREAS, the New Jersey Department Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Gloucester desires to further the public interest by obtaining a loan of \$334,899.00 and/or grant of \$3,108,000.00 from the State to fund the following project(s): Open space acquisitions in accordance with the approved "Open Space and Recreation Plan for Gloucester Township, Camden County, New Jersey, July 2004," as prepared by Remington & Vernick Engineers, Inc.

NOW, THEREFORE, be it resolved by the Township Council of the Township of Gloucester that the Honorable David R. Mayer or the successor to the office of Mayor is hereby authorized to:

- (A) make application for such loan and/or such a grant
- (B) provide additional application information and furnish such documents as may be required
- (C) act as the authorized correspondent of the above named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award: and

WHEREAS, the Applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, New Jersey

1. That the Mayor of the Township of Gloucester is hereby authorized to execute an agreement and any amendment thereto with the State known as the open space acquisitions in accordance with the approved "Open Space and Recreation Plan for Gloucester Township, Camden County, New Jersey, July 2004," as prepared by Remington & Vernick Engineers, Inc., and;
2. That the applicant has its matching share of the project.
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. That this resolution shall take effect immediately.

Adopted: January 11, 2010

President of Council

ATTEST:

Township Clerk, RMC

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-031

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN,
STATE OF NEW JERSEY AUTHORIZING THE MUNICIPAL
ASSESSOR FOR APPEALS**

WHEREAS, Rules for County Boards of Taxation pursuant to N.J.S.A. 54:3-14 and Chapter 119 Laws of 1973 require authorization of the governing body to the Municipal Assessor for the defense of tax appeals along with the Municipal Attorney; and

WHEREAS, said Rules of County Boards of Taxation also require authorization of the governing body to the Municipal Assessor the ability to negotiate and settle tax appeal cases, with the consent of the Municipal Attorney; and

WHEREAS, the Camden County Board of Taxation and Camden County Tax Administrator have requested a Resolution of Authorization from the governing bodies of each municipality in Camden County for each Assessor for tax appeals; and

WHEREAS, Charles G. Palumbo, Jr., C.T.A. is the Municipal Assessor for Gloucester Township and is duly certified and qualified.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that Municipal Assessor Charles G. Palumbo, Jr., C.T.A. is hereby authorized to defend all tax appeals filed against the Township along with the Municipal Attorney, negotiate and settle County Board and State Tax Court appeal cases with the consent of the Municipal Attorney, and file appeal and Rollback Complaints on behalf of the Township.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-032

**RESOLUTION REJECTING BIDS FOR MARGE MARTIN SPORTS COMPLEX
HOCKEY RINK AND AUTHORIZING THE RE-ADVERTISEMENT OF BIDS**

WHEREAS, the Township Council of the Township of Gloucester has authorized and received bids for the Marge Martin Sports Complex Hockey Rink, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, that all bids received for the Marge Martin Sports Complex Hockey Rink be and are hereby rejected.

BE IT FURTHER RESOLVED that the proper officials be and is hereby authorized to readvertise for bids for Marge Martin Sports Complex Hockey Rink.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-033

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPOINTING LARRY WAETZMAN of the WAETZMAN PLANNING GROUP FOR COAH HOUSING ELEMENT & FAIR SHARE PLAN MEDIATION MEETINGS

WHEREAS, there exists a need for COAH Housing Element & Fair Share Plan Mediation Meetings

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids, must be publicly advertised, and

WHEREAS, the Township Council of the Township of Gloucester does hereby designate Larry Waetzman of the Waetzman Planning Group as Planner for the Township of Gloucester.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, and State of New Jersey, as follows:

1. That Larry Waetzman be and is hereby appointed as Planner for the Township of Gloucester, since by nature of his qualifications and experience, he is well qualified.

2. This contract is awarded without competitive bidding as "Professional Service" under the provisions of the Local Public Contracts Law, because the aforesaid agreement encompasses the services of a recognized professional, licensed and regulated by law, and is of a nature where it is not possible to obtain competitive bids.

3. A copy of this Resolution shall be published in the newspaper within 10 days of its passage, as required by law.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-034

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPOINTING JAMES GRANDRIMO FOR APPRAISAL OF BLOCK 14102, LOT 17

WHEREAS, there exists a need for an appraisal of Block 14102, Lot 17

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids, must be publicly advertised, and

WHEREAS, Township Council did on December 14, 2009 adopt a resolution designating James Grandrimo as Appraiser for the Township of Gloucester regarding s premises Block 14102, Lot 17, and

WHEREAS, Township Council, Township of Gloucester has determined the necessity to expand the parameters of the appraisal and such expanded perimeters necessitates a new contract of employment for professional services

WHEREAS, the Township Council of the Township of Gloucester does hereby intend to reappoint and designate James Grandrimo as Appraiser for the Township of Gloucester.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, and State of New Jersey, as follows:

1. That James Grandrimo be and is hereby appointed as Appraiser for the Township of Gloucester, since by nature of his qualifications and experience, he is well qualified.

2. This contract is awarded without competitive bidding as "Professional Service" under the provisions of the Local Public Contracts Law, because the aforesaid agreement encompasses the services of a recognized professional, licensed and regulated by law, and is of a nature where it is not possible to obtain competitive bids.

3. A copy of this Resolution shall be published in the newspaper within 10 days of its passage, as required by law.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-035 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:4-45.3 (e) and N.J.S.A. 40A:4-45.46

WHEREAS, the Township Council of the township of Gloucester in the County of Camden desires to make application to the Local Finance Board for its approval of a proposed levy cap waiver and a surplus waiver pursuant to N.J.S.A. 40A:4-45.3 9(e) and N.J.S.A. 40A:4-45.46, and

WHEREAS, the Township Council believes that:

- (A) it is in the public interest to accomplish such purpose; and
- (B) the appropriation cap waiver is for the health, wealth, convenience or betterment of the inhabitants of the Township of Gloucester; and
- (C) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township of Gloucester and will not create an undue financial burden to be placed upon the Township of Gloucester;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township

of Gloucester as follows:

Section 1. The application to the Local Finance Board if hereby approved, and the Chief Financial Officer, along with other representatives of the Township of Gloucester are hereby authorized to prepare such application and to represent the Township of Gloucester in matters pertaining thereto.

Section 2. The Municipal Clerk of the Township of Gloucester is hereby directed to file a copy of the proposed appropriation cap waiver with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Record Vote

Aye	No	Abstain	Absent
Mrs. Evans			
Mr. Hutchison			
Mr. Garbowski			
Mr. Schmidt			
Mrs. Gentek			
Mr. Mercado			
Mr. Bianchini			

Adopted: January 11, 2010

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-036

RESOLUTION ACCEPTING THE 2008/2009 MUNICIPAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2008/2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52-to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey, dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. On the Question: Mrs. Evans asked what was being audited. Mr. Bianchini stated that we are accepting the audit prepared by the auditor. Roll call vote: All in favor. Motion carried 7-0.

R-10:01-037

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND INTERCON TRUCK EQUIPMENT, INC.

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for two (2) V- Box Spreaders

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 Intercon Truck Equipment, Inc. for two (2) V-Box Spreaders in the amount of \$11,995.00 each (for a total amount of \$23,990.00) which was the lowest bid or quote received.

Adopted: January 11, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

MAYOR'S REPORT:

Mayor Mayer wished everyone a Happy New Year. He stated that he is looking forward to working with Council. Mayor Mayer stated that he is looking into issues with the township cash flow problem. He stated that he would like to see the township going from a fiscal year to a calendar year budget. He stated that this would conform with the state aid and save the township money. He stated that he will be forming a sub-committee to work on capital. Mayor Mayer stated that Public Works will no longer be closed for lunch. He stated that he has asked Council to move forward with the Solar Panels at the Municipal Building. He asked them to consider the proposal by Mr. Cantwell and to move forward as quickly as possible. He stated that the township is in the process of developing an Energy Master Plan. He stated that the ramps will be dedicated at Camden County soon and that a new business has moved into the Cross Keys complex, Bok Bok Fresh.

Mr. Bianchini stated that in order to move forward with the Solar Panel Proposal, Council needs to give Mr. Cardis permission to do this. Mrs. Evans asked what this will cost the taxpayers. Mr. Cantwell stated that the township has received a \$500,000.00 grant. He stated that the township is responsible for inspections and engineering costs of approximately \$26,958.00. He stated that this should be paid back in a few years. He also stated that there is a 10% discount for administrative costs. It was stated that the Master Plan is a component of the grant and it will be looking at the entire town. Mrs. Evans asked if the Energy Master Plan could cover the solar panels. Mayor Mayer stated that the Energy Master Plan would be to cover the township not the solar panels.

Public Portion:

Joanne Carr of 50 Clement Drive asked why the Township would consider going to a calendar now. She stated that she suggested this months ago and was told it was too expensive. Mr. Cardis stated that it was suggested by the Division of Local Government Services. She stated that she applauds the township moving forward on solar but asked about the township roof. She stated that pieces of the roof are breaking apart. It was stated that the roof was new and that it is the facade shingles that are coming loose.

Robert Trailer of Blackwood spoke about the leaks and heating problems at the C.W. Lewis School. Mr. Bianchini stated that he should call the Gloucester Township schools regarding this matter.

Mr. Polidoro of Erial asked Mrs. Gentek input on the time limitations. Mrs. Gentek stated that she thinks the time limitations are a good idea. She stated that everyone still has two chances to speak at the council meeting.

Linda Musser of 50 Cameron Circle asked about the Energy Master Plan and asked how Blue Sky Power was selected for this. She stated that she thinks the limitation of public portion is a bad idea. She stated that people should be allowed to ask questions on any subject. She stated that Council is taking away their rights.

Maureen McLaughlin of 125 Empire Avenue asked about getting a copy of the COAH regulations. She spoke about the budget and asked what the current increase is. She asked about the estimated tax bills and how they went from 15 to 22 cents. Mr. Cardis stated that due to accounting errors, and insurance changes the budget has gone up. He reminded Ms. McLaughlin that she attended the meeting when this was decided. She asked how much was cut from the proposed budget. She stated she is suspicious as to why we are considering the change to a calendar year. She asked what else was on the grant that the township received besides solar panels. She also asked how Blue Sky Power was chosen. The Council stated that it went out for RFQ's. Ms. McLaughlin stated that Council was irresponsible in this and should have done extensive research.

Mr. Kibelstis of 81 Shelly Street asked about the Marge Martin Sports Complex and if the Council had spoken to the Freeholders about the land. Mr. Carlamere stated that he spoke with the Freeholders and was told that they are prepared to deed the property to the township after

some issues are worked out. He also asked about the life expectancy of the building and the annual cost of maintenance.

Shelley Lovett of Chatham Road stated that she went to the State with Mr. Cardis and stated that she heard that it would be better to change to a calendar year, but the State did not recommend it. Mr. Cardis stated that he spoke with them on the phone concerning this matter. She stated that Council should encourage people to speak at the meeting and not limit them. Mrs. Lovett stated that the Council is hired by the residents of the township and if people want to speak they should have the right. Mrs. Gentek stated that at previous council meetings, the public left before getting a chance to speak because of the length of the statements. She stated this way, everyone that wishes to speak will have a chance.

Polling of Directors:

Chief Smith thanked Public Works for moving the snow after the recent snow storm.

Mr. Cardis thanked Public Works and the Police Department for all their effort during the recent snow storm. He stated that it was a costly storm and currently Lt. Evans is trying to secure FEMA funds to help with the costs.

Polling of Council:

Mrs. Evans gave the following statement:

Unless citizens can speak openly, publish and debate their ideas and organize themselves in a group according to their own criteria...they can not possibly call public officials to account. Fortunately the United States, has a long tradition of respect for these freedoms. I have to honestly say that the greatest freedoms here in this country is the freedom of speech and people should have a right to be able to express their opinions, their problems, that is what we are here for, to listen. Not being able to speak is the worse thing that could happen. Just two weeks ago, I was down in Wildwood and I met a young lady from Russia. She said to me that what she like most about the United States, is the fact that she could speak. She said she doesn't have a lot of the freedoms that we have here. She stated that is why so many people want to come to America. I know that we are on a time limit, but imagine if this room if it was filled with a group of people, and only 15 minutes to hear what they had to say. You actually going to exclude quite a few people that may have something that they want to say to our Council. So that is why I had asked for this particular agenda to be pulled and hopefully we can revisit this and find another way to help out our residents when they come here to speak and bring their problems to us.

Mr. Hutchison spoke about the time limitations for public portion. He stated that Council is always open to revisit and reconsider any decision that has been made. He asked that everyone approach this with a positive attitude and give it a chance. He stated that everyone has five opportunities to be heard at the 3 meetings of Council per month.

Mr. Garbowski thanked the residents for coming to the meeting. He stated that he is looking forward to working with Mayor Mayer and he thanked Public Works for their hard work during the recent snow storm.

Mr. Schmidt thanked everyone for coming to the meeting.

Mrs. Gentek stated that she is on Council because she cares about the people of the township. She stated all decisions are always hers and she is making the decisions for the people of the township.

Mr. Mercado thanked the residents of the township for coming to the meeting. He welcomed Mrs. Gentek and Mayor Mayer. He also spoke about the time limitations for public portion.

Mr. Bianchini thanked the residents for coming to the meeting. He thanked Public Works for the snow removal during the last storm. He welcomed Mrs. Gentek and Mayor Mayer and is looking forward to a great year. He stated that no ones rights have been denied with the time limitations for speaking. He stated that he respects everyone's opinions and he asked people to give this a chance and to let it work. He stated that Council will look at this again in the future. He questioned why Mrs. Evans voted yes on this resolution if she did not agree with it Mrs. Evans stated that she voted yes, as council needs to communicate better.

Mr. Hutchison made a motion to adjourn, seconded by Mr. Mercado.

Respectfully submitted,

Rosemary DiJosie
Township Clerk, RMC

President of Council