

**GLOUCESTER TOWNSHIP COUNCIL MEETING
FEBRUARY 23, 2009
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Chris Collins gave the Invocation at the Council meeting.

Keisha Elmore sang God Bless America

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 Admin.-late
	Mr. Hutchison	Mrs. Quintavalle, Asst. Twp. Clerk
	Mr. Mercado	Mayor Rau-Hatton
	Mr. Schmidt	
	Mr. Bianchini	Mr. Busa, Public Works-abs.
		Mr. Lechner, Comm. Dev.-abs.
		Mrs. Varrell, Comm. Services
		Chief Smith, Police-late

PRESENTATION: Black History Month Honorees

Council	Students & Teachers:
Tanya Brown	Anthony Williams - Teacher - Highland High School
Joyce Ellis	Aadilah McRae - Student - Highland High School
Florence Lindsey	Alyce Milakovic - Student - Triton High School
Paulette Crawford	Ivy Pickney-Davis - Teacher - Timber Creek Regional High
Terry McPhillip	Montez Blair - Student - Timer Creek Regional High School
Harold Little	Sheree Nicole Alexander - Teacher - Charles W. Lewis
Garry Saunders	Maryon Day - Student - Charles W. Lewis
Virginia Smith	David Gunter - Glen Landing
Reginald C. Stevenson	Marshall Ceaser - Teacher - Ann A. Mullen
Theresa Williams	
Mayor- Dexter Smith	
HRC- Keesha Patterson	
HRC- Eric W. J. Lawrence	

Mr. Bianchini called for a 5 minute recess. Roll call: All members present.

Mr. Carlamere stated that he wrote the Resolution concerning no increases on the salary ordinance that was walked on at the last meeting after speaking with Mr. Hutchison. Mr. Carlamere said that if everyone still agrees with the Resolution, another vote does not have to be taken. He asked Mr. Hutchinson to read the Resolution. Mr. Hutchison stated that he does not want to include everyone that is presently on the salary ordinance. Mr. Cardis asked if the Resolution excluded the Administrative Secretary/Clerk positions and Mr. Carlamere stated yes. Mr. Cardis also said it excluded the Police Chief and Deputy Policy Chief because they are included in the Superior Officers contract. Mrs. Lovett asked how many employees are included in the Resolution and Mr. Cardis said approximately 12 - 20 employees.

Mr. Bianchini said there was two other items up for discussion, he stated that the Mayor had asked that the Council look at the funding of fireworks for Gloucester Township Day. He stated that he feels, at this time, that the fireworks should not be funded with tax dollars, however, he feels that if we solicit private funding for this, we could still have the festivities with the fireworks. He asked Mr. Schmidt, liaison to the Recreation Committee if he could help them solicit donations for the fireworks cost. Mr. Bianchini asked Council for their comments. Mr. Cardis asked Chief Smith when we would have to order the fireworks and what would be required at that time. Chief Smith stated that a 50% deposit would be needed when we sign the contract. Chief Smith will call the fireworks contact person and get an absolute cut off date. A decision will have to be made at that time as to whether the township will move forward with the fireworks or cancel them. Mr. Bianchini asked Chief Smith to let the fireworks contact person know how we are planning on funding this. Chief Smith said he would email the Mayor and the Administrator with the information. Mr. Bianchini asked Mr. Carlamere the best way to solicit these funds. Mr. Carlamere stated that the quickest way to do that

would be through the Scholarship Committee or Economic Development. He stated that they are both non-profit organizations which would allow a corporate sponsor to write off their donation. Mr. Bianchini said he also had a discussion with the Solicitor concerning the Pre-School Program and their soliciting private donations to help support it. He asked Mr. Carlamere if the township could form a 501C3 Corporation Foundation and if the township could in turn take the funds it receives from donations and use them for activities related to the Pre-School Program? He asked Mr. Carlamere to come to the Workshop with information if this can be done or not.

Mrs. Lovett stated that the Pre-School has been raising funds since the beginning of the school year and she asked where these funds have been going and who is keeping track of them. Mr. Bianchini asked Mr. Cardis to reach out to the Pre-School and find out where we are. He asked that this be on the March workshop also.

Mr. Cardis stated that a Personnel employee is retiring at the end of the week and he would like permission to hire. Mr. Bianchini asked if that position has been budgeted and would the person hired be at a lower rate. Mr. Cardis said that was correct.

Mr. Hutchison asked if this was not an opportunity to look at how technology might be better utilized to create savings and then possibly another person would not be needed. Mr. Cardis said it was not an option at this time and he was convinced they need someone in that office. Mr. Bianchini asked for a roll call vote. All in favor. 7- 0.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Maureen McLaughlin Leon - 125 Empire Ave. had a question about the walk-on Resolution. She asked what was the potential savings on that freeze. Mr. Cardis hadn't calculated that, but Mr. Carlamere said it was approximately \$30,000 if calculated at a 3% increase, and more like \$50,000 if at a higher increase. She felt a \$30,000 savings was not a lot to save especially when it is affecting a lot of employees lives.

Paul Callahan - 1949 Sicklerville Rd He said he has been a resident of Gloucester Township for 30 years and he wants to know what is going to be done about the real estate taxes in the township. Council told Mr. Callahan that they would not know what the taxes are going to be until a later date. He also spoke about the traffic on Sicklerville Road and if anything was going to be done about it. Mayor Rau-Hatton explained that some of the things that were on the salary ordinance were not correct and some positions are repetitive. Mr. Bianchini asked Mr. Cardis to clean up the Ordinance and have it ready for the Workshop.

Joanne Carr - 50 Clement Drive stated that she applauds the effort of getting the budget down but was taken by surprise with the process of walk-ons. She stated that she didn't understand why the residents didn't have a chance to comment before the Resolution was passed. She questioned the urgency and why Council voted before the public portion. Mr. Bianchini stated that Mr. Hutchison felt this was a necessary thing to do and wanted to start the process to control wages where they could. He said they could not control the union wages because they are under contract. Mr. Carlamere said the law allows at a regular scheduled meeting to introduce new Ordinances and Resolutions at any time. Mrs. Carr stated that her issue was that the public was not invited to enter into any discussions. She said she appreciates that Council is trying to save money but she just wonders about the process. Mr. Carlamere said that it was not a defect in the process because the this Council allow for a first public portion for items on the agenda. He stated that the law does not require that. It requires a public portion but it doesn't say you have to have all your Resolutions discussed and open for public discussion. He said our Council decided to do that as their procedure and format. He said therefore, it is not an infraction of the agenda.

Mrs. Lovett said some felt it was an emergency but asked if it was possible to have discussed this at a workshop with input and then put onto a meeting and made retroactive. Mr. Cardis said no one will get a raise until the salary ordinance is passed.

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

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-09-02 REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE TOWNSHIP'S OUTSTANDING CALLABLE: (i) GENERAL OBLIGATION BONDS, SERIES OF 1999, DATED FEBRUARY 1, 1999; AND (ii) GENERAL OBLIGATION BONDS, SERIES OF 2001, DATED FEBRUARY 1, 2001; AUTHORIZING THE ISSUANCE OF UP TO \$6,850,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF

GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mr. Bianchini opened the public hearing. Mayor Rau-Hatton said we were lucky to have this opportunity especially in this economic market at this time. We stated that we would spread out payments over 5 years to save a total of \$264,000 in debt service, which would come to over \$50,000 per year.

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

Mr. Mercado made a motion to adopt, seconded by Mr. Hutchison . Roll call vote: All in favor.

Motion carried 7-0.

ORDINANCES: FIRST READING

O-09-03

**AN ORDINANCE TO AMEND SECTION 7 OF BOND ORDINANCE
07-24 FOR THE TOWNSHIP OF GLOUCESTER WHICH
AUTHORIZES VARIOUS GENERAL IMPROVEMENTS SET
FORTH IN THE 2006-2007 CAPITAL BUDGET**

BE IT ORDAINED by the Township Council of the Township of Gloucester that Bond Ordinance 07-24 Section 7 be amended to read as follows:

Section I – Amends Section 7(A) Sidewalks and/or Curb Projects

Adds W. Blenheim

Amends Section 7(C) Drainage Improvements

Adds Outfall Mapping

Amends Section 7(E) Public Works-Building Improvements

Adds Salt Shed Door

Section II – No Additional Bonds or Notes are authorized.

Section III – This Ordinance shall take effect 20 days after final passage and publication.

Introduced: February 23, 2009

Adopted:

PRESIDENT OF COUNCIL

MAYOR

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on March 9, 2009 and to advertise in full, seconded by Mr. Mercado. Roll call vote:

Mrs. Lovett said there was one part of this Ordinance that was discussed at a workshop adding curbs and sidewalks to W. Blenheim Ave. She went back out to look at it and it is a very narrow street and once No parking signs go up and residents are not allowed to park on the street they

are going to come out and complain. She also said the Engineer never recommended to put curbing there originally and therefore we do not have to do it and it is only going to cost us money, so therefore, she voted no. Mrs. Evans also agreed, she said she lives in the south end of the town with no sidewalks and a child just got hit by a car. She said they need curbs and sidewalks in the southern end of town and she also stated that she rode down W. Blenheim Avenue and saw no need for it, therefore she also voted no. All others voted yes. Motion carried 5-2.

O-09-04

**AN ORDINANCE TO AMEND SECTION 7 OF BOND ORDINANCE 03-36
FOR THE TOWNSHIP OF GLOUCESTER WHICH
AUTHORIZES VARIOUS GENERAL IMPROVEMENTS SET
FORTH IN THE 2004/2005 CAPITAL BUDGET**

BE IT ORDAINED by the Township Council of the Township of Gloucester that Bond Ordinance 03-36 Section 7 be amended to read as follows:

Section I – Amends Section 7(c) Drainage Improvements
Adds Linden Court

Section II – No additional Bonds or Notes are authorized.

Section III – This Ordinance shall take effect 20 days after the final passage and publication.

Introduced: February 23, 2009

Adopted:

PRESIDENT OF COUNCIL

MAYOR

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt on first reading, to have second reading and public hearing on March 9, 2009 and to advertise in full, seconded by Mr. Hutchison . Roll call vote: All in favor. Motion carried 7-0.

RESOLUTIONS:

R-09:02-062

**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:

#051017INSP
#2639*
Wawa
260 W. Baltimore Pike
Wawa, PA 19063-5699

Balance from unexpended escrow: \$16,495.07

#0711001INSP
#3213
Buell E. Slaughter
7 McKinley Avenue
Blackwood, NJ 08012

Balance from unexpended escrow: \$605.00

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09:02-063

**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:

#031095-INSP
#1961*
Bruce Paparone, Inc.
702 N. White Horse Pike
Stratford, NJ 08084

Balance from unexpended escrow: \$289.31

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09:02-064

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

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

Refund for Building Permit number 20081736 in the amount of \$2,558.00.

Payable to: D'Astuto Construction
713 Creek Rd
Bellmawr, NJ 08031

ADOPTED: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09:02-065

**RESOLUTION AUTHORIZING REFUNDS OF ENCROACHMENT
DEPOSITS**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following encroachment deposits be and are hereby authorized to be refunded:

BUELL E. SLAUGHTER
7 MC KINLEY AVE
BLACKWOOD, NJ 08012

APPLICATION: #152022

PERMIT: #8137

AMOUNT: \$222.00

ADOPTED:02-23-09

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09:02-066

RESOLUTION AUTHORIZING CANCELLATION OF MUNICIPAL TAX SALE CERTIFICATES

WHEREAS, Certificate of Sale #629249 was issued to the Township of Gloucester, for delinquent taxes on Block 6502, Lot 3, assessed to Anthony & Lisa Imperato, at a tax sale held on June 21, 2006 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificates of Sale #831474 was issued to the Township of Gloucester, for delinquent taxes on Block 15907, Lot 24.01, assessed to Louis Riiff, at a tax sale held on June 25, 2008 and was redeemed by the homeowner paying the full amount of the delinquency and,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Clerk of the Township of Gloucester are hereby authorized to endorse the above Certificates of Sale for cancellation.

ADOPTED: February 23, 2009

Council President

Assistant Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09:02-067

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
11207	16	Joanne Amilcare	2009	300.00	Flex Deduction
117781					
8006	36	Donna Barrett	2009	300.00	Flex Deduction
406095					
17301	30	James Bigley	2009	300.00	Flex Deduction
206772					

18608 407457	4	Chris Crabtree	2009	300.00	Flex Deduction
18203 403569	23	Geri Garofalo	2009	300.00	Flex Deduction
14901 180728	27	Kim Gore	2009	300.00	Flex Deduction
15001 181317	5	Emmy Keating	2009	300.00	Flex Deduction
12102 380234	34	Gene Martinez	2009	300.00	Flex Deduction
7505 100852	23	Courtney Manna	2009	300.00	Flex Deduction
7001 92321	2	Patricia O'Leary 244 Woodland Ave. Blackwood, NJ 08012	2009	300.00	Flex Deduction
0004 215650	17	Carol Pickell	2009	300.00	Flex Deduction
4401 89452	45	Nancy Power	2009	300.00	Flex Deduction
14403 167185	58	Mario Straccialini	2009	300.00	Flex Deduction
8013 96376	49	Joan Wagner	2009	300.00	Flex Deduction
18312 408419	16	Melissa Worst	2009	300.00	Flex Deduction
9202 47196	1	Frank and Joanne Criniti 747 Bentley Lane Somerdale, NJ 08083	08/09	1,927.19	Duplicate Payment
14403 167150	26	Barbara Mullen 3 Wayne Ct. Blackwood, NJ 08012	08/09	1,672.36	Duplicate Payment
16120 193439	8	Anthony Antonelli P.O. Box 177 Oaklyn, NJ 08107	08/09	3,506.99	Overpayment
21002 404268	26	Angelo Vega 1 Mayapple Ct. Sicklerville, NJ 08081	08/09	2,094.51	Overpayment

ADOPTED: February 23, 2009

Council President

Assistant Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor. Motion carried 7 - 0

R-09:02-068

RESOLUTION AUTHORIZING THE SOLICITING OF RFP'S VIA THE GLOUCESTER TOWNSHIP WEBSITE FOR CREDIT CARD PAYMENTS FOR TAX COLLECTION

WHEREAS, the Laws of the State of New Jersey pursuant to Public Contracts and Pay-to-Play legislature authorizes request for Proposals for professional service

WHEREAS, N.J.S.A. 2B:1.5 and N.J.A.C. 5:30-9.1 et seq. authorizes municipalities to accept credit card payments in accordance with the provisions of the Statutes and the Administrative Code, for property tax collection: and

NOW, THEREFORE, BE IT RESOLVED that the Soliciting of RFP's via the Gloucester Township Website is hereby authorized for Credit Card Payments for Tax Collection.

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor. Motion carried 7 - 0

R-09:02-069

RESOLUTION AUTHORIZING REDUCTION OF SECURITIES OF ANTHONY ALBERTO, INC. & EMPIRE INVESTMENTS ENTERPRISES, LLC FOR ALBERTO-CHEWS LANDING ESTATES IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the Developer of Alberto-Chews Landing Estates has supplied the Township of Gloucester with Securities for Subdivision Improvements, 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 that the Township Council of the Township of Gloucester does hereby authorize the reduction of securities for Alberto- Chews Landing Estates as follows:

From \$331,581.60 to \$76,198.00

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor. Motion carried 7 - 0

R-09:02-070

RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED BY THE Township Council of the Township of Gloucester, in the County of Camden, that the following bills are approved by the Township Council in accordance with the provisions of Ordinance 0-82-16 and certified by the Chief Financial Officer that the claims are proper obligation of the township, that adequate funds are available to honor these claims in the account indicated and the claim should be paid:

CURRENT ACCOUNT

Per attached computer readout of the claims presented in the amount of \$7,088,078.24

CAPITAL ACCOUNT

Per attached computer read out of the claims presented in the amount of \$ 13,753.73

TRUST ACCOUNT ENGINEERING ESCROW

Per attached computer readout of the claims presented in the amount of \$ 123,450.34

DOG FUND

G065062 Veterinary Public Health
Manual Check 1214 2,483.40

DISABILITY

G065606 Twp. Payroll Acct.
Wire Transfer Conf. 420760 1,539.72

G067110 Twp. Payroll Acct.
Wire Transfer Conf. 280421 1,539.72

TRUST

G067110 Twp. Payroll Acct. 3,690.61
Wire Transfer Conf. 280419

G065606 Twp. Payroll Acct. 1,116.57
Wire Transfer Conf. 420756

TRUST AGENCY

Manual Check 5887 - 5927 132,879.55

Manual Check 5911 - 5919 123,356.97

PRESIDENT OF
COUNCIL

Adopted: February 23, 2009

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

R-09-02-071

RESOLUTION TO AUTHORIZE THE TAX COLLECTOR TO GRANT SENIOR CITIZEN, DISABLED, OR VETERAN DEDUCTION FOR THE YEAR 2009 AS INDICATED AND TO ADJUST ANY BALANCE

WHEREAS, the following applicants are the owners of a residential property located in the Township of Gloucester, and,

WHEREAS, they have properly filed an application for a Senior Citizen, Disabled, or Veteran Deduction with proof of eligibility, and

WHEREAS, the Assessor has reviewed and approved said application,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is authorized to grant said deduction and/or adjust any resulting balances for the year 2009 and refund any balances for the amounts indicated.

Block Account #	Lot	Name	Comment	Amount of Deduction
602 6232	21	Ida Parker	Add Widow of Vet Deduction 2009	250.00
1309 16910	13	Margaret Volpe (A-17)	Add Senior Citizen Deduction 2009	250.00
1801 22762	7	Mary Fennimore	Add Widow of Vet Deduction 2009	250.00
2205 28557	3	Edmond Sikorski	Add Veteran Deduction 2009	250.00
3003 63821	7	Dorothy Clark	Add Widow of Veteran Deduction 2009	250.00
3007 62092	9	Karl Rutkowski	Add Veteran Deduction 2009	250.00
3203 36860	26	Mary DiVincenzo	Add Widow of Vet Deduction 2009	250.00

3301 32547	19	Dennis Reid	Add Veteran Deduction 2009	250.00
3401 32342	5	John Interlante	Add Veteran Deduction 2009	250.00
4401 89509	48	Willi Kusche	Add Senior Citizen Deduction 2009	250.00
8002 403825	2C3308	Doris Edwards	Add Senior Citizen Deduction 2009	250.00
8006 406126	67	James Calabrese	Add Senior Citizen Deduction 2009	250.00
8701 41021	31	Edward Shea	Add Veteran Deduction 2009	250.00
8804 48336	5	Frances Ross	Add Widow of Vet Deduction 2009	250.00
9107 51262	2	Misty Capanas	Add Veteran Deduction 2009	250.00
9107 51604	20	Louis Cole	Add Veteran Deduction 2009	250.00
9305 41648	3	Boyd Bicknell	Add Veteran Deduction 2009	250.00
9706 73739	30	Thomas Milorey	Add Veteran Deduction 2009	250.00
10704 127433	13	Elizabeth Wolf	Add Senior Citizen Deduction 2009	250.00
11106 120232	1	Gene Torbik	Add Veteran Deduction 2009	250.00
12102 380204	4	Leo Lampman	Add Veteran Deduction 2009	250.00
12203 147573	3	Anthony Buonpastore	Add Veteran Deduction 2009	250.00
12407 136249	5	Elizabet Prendergast	Add Widow of Vet Deduction 2009	250.00
15301 182913	4	Harry McDowell	Add Veteran Deduction 2009	250.00
16118 193040	7	Thomas Kane	Add Veteran Deduction 2009	250.00
16208 196859	9	Doris Menchaca	Add Sen Cit & Widow Deduction 2009	500.00
17201 206663	20	Christian Stark	Add Veteran Deduction 2009	250.00
17607	16	Thomas Shovlin	Add Veteran	250.00

403011			Deduction 2009	
19702	1	David Townsend	Add Veteran	250.00
201780			Deduction 2009	
19501	901	Robert DiMascio	Add Disability	250.00
350901			Deduction 2009	
19804	16	Michael Adams	Add Veteran	250.00
401744			Deduction 2009	

ADOPTED: February 23, 2009

President of Council

Assistant Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor.
Motion carried 7 - 0

REGULAR AGENDA

R-09:02-072

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY, AUTHORIZING THE PREPARATION AND DISTRIBUTION OF OFFERING DOCUMENTS IN CONNECTION WITH THE SALE OF THE TOWNSHIP'S GENERAL OBLIGATION REFUNDING BONDS, SERIES 2009; AUTHORIZING THE ISSUANCE, SALE AND AWARD OF SAID BONDS; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN ACTIONS RELATED THERETO

BACKGROUND

WHEREAS, on February 11, 1999, the Township of Gloucester, County of Camden, New Jersey ("Township"), issued its General Obligation Bonds, Series of 1999, dated February 1, 1999, in the aggregate principal amount of \$7,000,000, bearing interest at rates ranging from 4.20% to 4.25% per annum ("1999 Bonds"); and

WHEREAS, on February 8, 2001, the Township, issued its General Obligation Bonds, Series of 2001, dated February 1, 2001, in the aggregate principal amount of \$7,350,000, bearing interest at rates ranging from 4.25% to 4.50% per annum ("2001 Bonds" and together with the 1999 Bonds, the "Prior Bonds"); and

WHEREAS, the 1999 Bonds in the aggregate principal amount of \$3,000,000, and maturing on February 1 in the years 2010 through 2014, both inclusive (collectively, the "Callable 1999 Bonds"), are subject to redemption prior to maturity at the option of the Township on or after February 1, 2009 at a redemption price equal to 100% of the Callable 1999 Bonds to be redeemed, plus accrued interest thereon; and

WHEREAS, the 2001 Bonds in the aggregate principal amount of \$3,500,000, and maturing on February 1 in the years 2010 through 2014, both inclusive (collectively, the "Callable 2001 Bonds" and together with the Callable 1999 Bonds, the "Callable Bonds"), are subject to redemption prior to maturity at the option of the Township on or after February 1, 2009 at a redemption price equal to 100% of the Callable 2001 Bonds to be redeemed, plus accrued interest thereon; and

WHEREAS, as a result of the low interest rates prevailing in the municipal bond market, the Township has the opportunity to economically refinance up to all of the Callable Bonds; and

WHEREAS, on January 26, 2009, the Township Council, pursuant to N.J.S.A. 40A:2-52, introduced an ordinance entitled, "REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE TOWNSHIP'S OUTSTANDING CALLABLE: (i) GENERAL

OBLIGATION BONDS, SERIES OF 1999, DATED FEBRUARY 1, 1999; AND (ii) GENERAL OBLIGATION BONDS, SERIES OF 2001, DATED FEBRUARY 1, 2001; AUTHORIZING THE ISSUANCE OF UP TO \$6,850,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" ("Refunding Bond Ordinance"); and

WHEREAS, pursuant to N.J.S.A. 40A:2-51 et seq., the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs ("Local Finance Board"), at a meeting held on February 11, 2009, adopted a resolution authorizing the Township to finally adopt the Refunding Bond Ordinance; and

WHEREAS, on February 23, 2009 the Township Council, after a public hearing, finally adopted the Refunding Bond Ordinance; and

WHEREAS, pursuant to the Refunding Bond Ordinance, the Township is authorized to issue its refunding bonds, in one or more series, in the aggregate principal amount up to \$6,850,000 to refund up to all of the Callable Bonds; and

WHEREAS, it is the intent of the Township Council hereby to: (i) authorize and approve the preparation and distribution of offering documents in connection with the issuance and sale of the Refunding Bonds (as hereinafter defined); (ii) authorize and approve the issuance, sale and award of the Refunding Bonds (as hereinafter defined); and (iii) authorize the Mayor, Administrator, Chief Financial Officer and Township Clerk to make certain related determinations and covenants and take certain actions in connection therewith.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), PURSUANT TO THE PROVISIONS OF THE LOCAL BOND LAW, CONSTITUTING CHAPTER 169 OF THE LAWS OF 1960 OF THE STATE OF NEW JERSEY, AS AMENDED AND SUPPLEMENTED ("LOCAL BOND LAW"), AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Refunding Bond Ordinance, the issuance of negotiable refunding bonds of the Township in the aggregate principal amount of up to \$6,850,000, to be designated, substantially, "Township of Gloucester, County of Camden, New Jersey, General Obligation Refunding Bonds, Series 2009" ("Refunding Bonds"), for the purposes described in the Refunding Bond Ordinance and in this Resolution, is hereby authorized, approved ratified and confirmed.

Section 2. The preparation of a preliminary official statement ("Preliminary Official Statement") relating to the Refunding Bonds, and the distribution of said Preliminary Official Statement (in physical or electronic form) by RBC Capital Markets, as Underwriter ("Underwriter"), to prospective purchasers of the Refunding Bonds and others having an interest therein, is hereby authorized, approved, ratified, confirmed and directed. The Mayor, Administrator, Chief Financial Officer and Township Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended.

Section 3. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law, specifically, N.J.S.A. 40A:2-52 et seq., and pursuant to the terms and conditions established by the Underwriter under the Bond Purchase Contract to be entered into by the Township and the Underwriter in connection with the sale of the Refunding Bonds ("Purchase Contract") and the terms and conditions hereof, the following items with respect to the Refunding Bonds:

- (a) the total principal amount of the Refunding Bonds which, in the aggregate, shall not exceed \$6,850,000;
- (b) the annual principal installments of the Refunding Bonds; provided, however, the final maturity shall be no later than February 1, 2014;
- (c) the dated date of the Refunding Bonds and the principal and interest payment dates for the Refunding Bonds;
- (d) the rates of interest the Refunding Bonds are to bear; provided, however, that an overall net present value savings of at least three percent (3%) is achieved with respect to the Callable Bonds;

- (e) the purchase price for the Refunding Bonds; provided, however, that the Underwriter's discount for the Refunding Bonds shall not exceed \$5.00 per \$1,000 principal amount of such Refunding Bonds; and
- (f) the redemption provisions of the Refunding Bonds.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and delivery of the Purchase Contract by the Administrator or Chief Financial Officer as provided for in Section 5 hereof.

Section 4. The Chief Financial Officer shall report in writing to the Township Council at the meeting next succeeding the date when any sale or delivery of the Refunding Bonds pursuant to this resolution is made. Such report must include the aggregate principal amount, the interest rate or rates and the maturity schedule of the Refunding Bonds sold, the price obtained and the redemption provisions thereof, if any.

Section 5. The Refunding Bonds shall be sold at a negotiated sale to the Underwriter in accordance with the terms and conditions set forth in the Purchase Contract. The Purchase Contract is hereby authorized to be executed and delivered on behalf of the Township by the Administrator or Chief Financial Officer, in substantially the form on file in the offices of the Township, with such changes as the Administrator or Chief Financial Officer in their respective sole discretion, after consultation with, among others, Bond Counsel and Acacia Financial Group, Inc. as financial advisor to the Township, shall determine, such determination to be conclusively evidenced by the execution of the Purchase Contract by an authorized officer as determined hereunder.

Section 6. The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Refunding Bonds maturing in each year. Both the principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository ("Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Refunding Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 through book-entries made on the books and the records of The Depository Trust Company and its participants. The principal of and interest on the Refunding Bonds will be paid to The Depository Trust Company by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the 1st day of the month containing an interest payment date (the record dates for the Refunding Bonds). The Refunding Bonds will be executed on behalf of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Township Clerk (such execution shall constitute conclusive approval by the Township of the form of the Refunding Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon. The Refunding Bonds shall not be valid or obligatory for any purpose unless the Authentication Certification printed thereon shall be duly executed by an authorized officer of the Paying Agent (hereinafter mentioned).

Section 7. The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Refunding Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 8. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Refunding Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Refunding Bonds which were previously issued in book-entry form shall be converted to registered bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Registered Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 9. The Refunding Bonds shall be general obligations of the Township. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the Refunding Bonds and, to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 10. The preparation of a final official statement ("Official Statement") with respect to the Refunding Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Refunding Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the Township will deliver sufficient copies of the Official Statement to the Underwriter to comply with Paragraph (b)(4) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended ("Rule 15c2-12"). The Mayor, Administrator and Chief Financial Officer are each hereby authorized to execute the Official Statement, and the distribution thereof to the Underwriter and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor, Administrator, or Chief Financial Officer shall constitute conclusive evidence of approval by the Township of the changes therein from the Preliminary Official Statement. The Mayor, Administrator and Chief Financial Officer are each hereby authorized to approve any amendments of or supplements to the Official Statement.

Section 11. The appointment of McElwee & Quinn, L.L.C., Bryn Mawr, PA ("Printer"), to provide printing, electronic and physical dissemination services for the Township with respect to the Preliminary Official Statement and Official Statement (hereinafter defined) is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer is hereby authorized and directed to enter into an agreement with Printer for the services to be provided.

Section 12. The Township hereby covenants that it will not make any use of the proceeds of the Refunding Bonds or do or suffer any other action that would cause: (i) the Refunding Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code"), and the Regulations promulgated thereunder; (ii) the interest on the Refunding Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Refunding Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

Section 13. The Township hereby covenants as follows: (i) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (ii) it does not intend to, during the term that the Refunding Bonds are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (iii) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Section 148(f) and 149(e) of the Code; (iv) it shall take no action that would cause the Refunding Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code; (v) it will not employ a device in connection with the issuance by it of the Refunding Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the Refunding Bonds than on the Callable Bonds; (vi) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation §1.148-10(c)(2), of the Refunding Bonds will not exceed one percent (1%) of the proceeds received from the sale thereof; and (vii) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation §1.148-0 through 1.148-11, 1.149(b)-1 and 1.149(i)-1, 1.149(g)-1, 1.150-1 and 1.150-2 as such regulations and statutory provisions may be modified insofar as they apply to the Refunding Bonds.

Section 14. The Township hereby designates the Refunding Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2009 to December 31, 2009, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$30,000,000 when added to the aggregate principal amount of the Refunding Bonds.

For purposes of this Section 14, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the

Township: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to currently refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

Section 15. The Chief Financial Officer is hereby authorized and directed to engage the services of a qualified financial institution to serve as paying agent for the Bonds ("Paying Agent") and as escrow agent ("Escrow Agent") for the Refunded Bonds (hereinafter defined). The Chief Financial Officer is hereby authorized and directed to enter into an agreement with the Paying Agent and the Escrow Agent for the services to be provided.

Section 16. The Escrow Agent is hereby authorized, if so directed by the Township, to redeem the Callable Bonds on their respective first call dates, at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus interest accrued to the redemption date ("Refunded Bonds"). The Escrow Agent shall mail any required notice of redemption as set forth in the Refunded Bonds and in the Escrow Deposit Agreement (hereinafter mentioned) by and between the Township and the Escrow Agent.

Section 17. To provide for the redemption of the Refunded Bonds as set forth in Section 16 above, the Administrator and Chief Financial Officer are each hereby authorized to execute and deliver an Escrow Deposit Agreement ("Escrow Deposit Agreement") on behalf of the Township and to make the deposit of moneys and investments specified therein ("Escrow Investments").

Section 18. In order to assist the Underwriter in complying with the secondary market disclosure requirements of Rule 15c2-12, the Administrator and Chief Financial Officer are each hereby authorized to execute on behalf of the Township before the issuance of the Refunding Bonds an agreement with Paying Agent, as dissemination agent, providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

Section 19. The appointment of Causey, Demgen & Moore, Inc., Denver, Colorado, certified public accountants, as verification agent ("Verification Agent"), in order to verify the mathematical accuracy of certain computations made by the Underwriter regarding: (i) the adequacy of the maturing principal of and interest on the Escrow Investments to pay the Refunded Bonds as set forth in the Escrow Agreement; and (ii) the yields on the Refunding Bonds and the Escrow Investments, is hereby authorized, approved, ratified and confirmed. The Administrator and Chief Financial Officer are each hereby authorized to enter into an agreement with the Verification Agent for the services to be provided.

Section 20. The Administrator and Chief Financial Officer are each hereby authorized to pay the costs associated with the issuance of the Refunding Bonds and refunding of the Refunded Bonds; provided, however, that such costs do not exceed the maximum amounts set forth in the application submitted by the Township to the Local Finance Board in connection with the adoption of the Refunding Bond Ordinance.

Section 21. If necessary or advisable, the appropriate Township officials and the Township's professional advisors are hereby authorized to (i) obtain one or more ratings on the Refunding Bonds; and (ii) furnish certain information to the various municipal bond insurance companies concerning the Township and the Refunding Bonds for the purpose of qualifying the Refunding Bonds for municipal bond insurance. The Administrator and Chief Financial Officer are each hereby authorized to execute such documents as may be necessary or appropriate to effectuate the obtainment of ratings for the Refunding Bonds and the obtainment of municipal bond insurance with respect to the Refunding Bonds if determined to be cost effective.

Section 22. All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Administrator, Chief Financial Officer, Township Clerk, other Township officials or by the Township's professional advisors, in connection with the authorization and issuance of the Refunding Bonds and the refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, are hereby ratified, confirmed, approved and adopted in all respects.

Section 23. The Mayor, Administrator, Chief Financial Officer and Township Clerk are each hereby severally authorized to determine all matters and execute all documents and instruments in connection with the issuance of the Refunding Bonds and refunding of the Refunded Bonds, as described in the Refunding Bond Ordinance, not determined or otherwise directed to be executed by applicable law, or by this or any

subsequent resolution, and the signatures of the Mayor, Administrator, Chief Financial Officer or Township Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 24. All resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 25. This Resolution shall take effect immediately upon adoption this 23rd day of February, 2009.

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ASSISTANT TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Garbowski. Roll Call Vote. All in Favor. Motion carried 7-0

R-09:02-073

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER AUTHORIZING APPLICATION FOR A LOAN FOR CHERRYWOOD DRAINAGE IMPROVEMENTS FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM

PIN #R3Z19915

WHEREAS, the Township Council of Gloucester Township intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for Cherrywood Drainage Improvements

NOW, THEREFORE BE IT RESOLVED, that Cindy Rau-Hatton, CEO be authorized to act as the Authorized Representative to represent the Township of Gloucester in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at Township of Gloucester, P.O. Box 8, Blackwood, New Jersey 08012, Telephone [856] 374-3514.

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Garbowski. Roll Call Vote. All in Favor. Motion carried 7-0

R-09:02-074

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER AUTHORIZING APPLICATION FOR A LOAN FOR LAKE RENEE DREDGING FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM

PIN #R273Z51DA

WHEREAS, the Township Council of Gloucester Township intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the Lake Renee Dredging

NOW, THEREFORE BE IT RESOLVED, that Cindy Rau-Hatton, CEO be authorized to act as the Authorized Representative to represent the Township of Gloucester in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at Township of Gloucester, P. O. Box 8, Blackwood, New Jersey 08012, Telephone [856] 374-3514.

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Garbowski. Roll Call Vote. All in Favor. Motion carried 7-0

R-09:02-075

RESOLUTION CONSIDERING APPLICATION OF BLACKWOOD LIQUOR FOR PLACE TO PLACE TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE HELD BY BIJAL & NAITIK, INC.

WHEREAS, Blackwood Liquor has made application for Place to Place transfer of Plenary Retail Distribution License held by Bijal & Naitik, Inc., and

WHEREAS, notice of said transfer has been duly published, and

WHEREAS, no objections have been filed, and

WHEREAS, the applicant has disclosed and the authority has reviewed the source of all funds used in the purchase of the license and the licensed business, and all additional financing obtained in connection with the licensed business, and

WHEREAS, the Authority has received a written and sworn affidavit by Bijal & Naitik, affirming that the Bijal & Naitik is aware of all obligations, as they may apply, outstanding to New Jersey Alcoholic Beverage manufacturers, wholesalers, and distributors, and that any such obligations will continue to be the obligation of Bijal & Naitik at the licensed business location.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, that the application of Bijal & Naitik, Inc. for Place to Place transfer of Plenary Retail Distribution Liquor License be and is hereby approved .

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. All in Favor. Motion carried 7-0

Mr. Bianchini opened the public comment on Resolution R-09:02-076. There being no public comment, Mr. Bianchini closed the public comments and opened the Council comments.

Mr. Hutchison stated that he has been reading in the newspaper that there are several towns that are foregoing the spraying this year in order to save money. He wanted to know what the cost was to the Township for the spraying. Mr. Cardis said it would be approximately \$4,500.00. He said it was very successful last year and that the reasons other towns have decided not to participate this year is because there is substantially a lot more money involved, due to the acreage. Mayor Rau-Hatton said they have been asked by the Department of Agriculture to continue the program because we are suppressing more and more of the eggs. She said that residents have called stating that they are inundated by them. Mr. Cardis said this Resolution is paramount as to whether you participate or not. This is the point where you are declaring a public nuisance and you saying to the State you want to participate in the program and be part of when they go out for bids for spraying. Mr. Hutchison said he feels better knowing it is only \$4,500.00.

R-09:02-076

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER AUTHORIZING THE MAYOR TO EXECUTE REQUIRED DOCUMENTS TO PARTICIPATE IN THE GYPSY MOTH SPRAYING PROGRAM

WHEREAS, the Township Council of the Township of Gloucester has authorized the Department of Agriculture inspectors to perform a gypsy moth egg mass survey in the Township of Gloucester, and

WHEREAS, the results of the survey show that there are various areas in the Township of Gloucester that require spraying, and

WHEREAS, these areas include the following areas and/or developments:

- Carrie Place
- Dresden Court
- Windsor Drive
- Portion of Bromley Drive
- Portion of Kearsley Road
- Portion of St. Moritz Drive
- Portion of Sugarbush Drive

WHEREAS, inasmuch as the Gypsy Moth is a Public Nuisance in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester hereby authorize the Mayor to execute any required documents to participate in the Gypsy Moth Program.

Adopted: February 23, 2009

ATTEST:

President of Council

Assistant Township Clerk

Mr. Mercado made a motion to adopt, seconded by Mrs. Lovett. Roll Call Vote. Mr. Hutchison voted no. All others voted yes. Motion carried 6-1.

R-09:02-077

**RESOLUTION APPOINTING MEMBERS TO THE GLOUCESTER TOWNSHIP
ZONING BOARD OF ADJUSTMENT**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following person be and are hereby appointed to the Gloucester Township Zoning Board of Adjustment

Phyllis Giusti Alt. 4 2 years 02-23-09 to 12-31-10

Adopted: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll Call Vote. Mrs. Lovett stated that since this was an add-on and she did not have time to read the resume, she would therefore abstain. All others voted yes. Motion carried 6 -0-1.

MAYOR'S REPORT:

Mayor Rau-Hatton said this was the best Black History Nominees Presentation. She stated that she has not heard anything from the State pertaining to the Pension Deferral. She also stated that she has not heard anything from the Local Finance Board concerning the scheduling of the hearing on our budget. She explained to Mr. Hutchison all the things that the Township is trying to do to with the limited staff it has. Mayor Rau-Hatton thanked the employees for their team effort and help.

Mr. Bianchini questioned Mayor Rau-Hatton about the resolution passed by Council limiting Mr. Rosner to \$5,000.00. Mr. Bianchini stated that he saw a bill for over \$6,000.00. Mr. Cardis explained that was for services rendered before the limitation was put into place. Mr. Bianchini asked if the time frame and dollar amount had been reached. Mr. Cardis said that the time limit had been reached but Mr. Rosner still had not reached the \$5,000.00 cap. Mayor Rau-Hatton asked Council to extend the time frame due to circumstances beyond everyone's control. Mr. Cardis said without disclosing what would be in a closed session, out of the four contracts still outstanding, he has a Memorandum of Agreement and feels within the next two weeks he should have two more Memorandum of Agreements. He feels he will be coming to Council in a closed session with three Memorandum of Agreements. He stated that the last one will take a little longer. Mr. Bianchini asked Mr. Cardis if he knows how much of the \$5,000.00 cap had been spent. Mr. Cardis stated that he did not know the exact amount billed, but that the dollar cap had not been reached but the time limit had been exceeded. Mayor Rau-Hatton and Mr. Cardis both asked Council to extend the time limit. Mr. Bianchini asked for a motion to extend the time frame. Mr. Hutchison said in the spirit of compromise and bi-partisan atmosphere he thinks we should extend the time frame, but not the money. He feels that Mr. Rosner's services should not have been used and the Mayor should have negotiated these contracts herself. Mr. Carlamere asked if they had a time period for the extension. Mr. Bianchini asked for a time frame. Mr. Hutchison made a motion to extend Mr. Rosner's services until April 1st, seconded by Mr. Mercado. Roll Call Vote, Motion carried 7-0

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Linda Musser, 50 Cameron Circle spoke. She asked how many commissioners served on the GTMUA Board. Mr. Bianchini told her there were 7 commissioners and she asked what their salary was. Mr. Bianchini stated between \$4,000.00 and \$4,200.00. She asked why Council didn't take that stipend away since from the GTMUA, since all the other boards serve for no salary. Mr. Carlamere stated that Council only appoints the members, and the GTMUA sets the fees and the budgets. He said he will look into whether Council can appoint to the board when the terms are up and take their salary away.

Mayor Rau-Hatton doesn't think Council should have frozen the salaries of the Directors. She stated that they will now have to put money out for their benefits but are not getting a raise to help offset the cost.

John McLaughlin, Shenandoah Village - Mr. McLaughlin stated that Council should thank people for getting up and asking questions. He said that Council works for residents and that they were jumping on Mrs. Musser because she came to them with an idea. He said when he was on the Planning Board for 17 years he did not get a salary. He asked Mr. Bianchini, since he is the GTMUA liaison, to go back to the GTMUA and ask them to give up their salaries.

Frank Mellace, 424 Hillcrest Ave. -Mr. Mellace thanked Council for saving the employees' jobs and for saving any money they could. He blamed Mr. McLaughlin for all the vacant buildings in town because when he was on the Planning Board, he allowed all the building.

John Barrett, Sicklerville, NJ - Mr. Barrett stated they have a new sports organization and need a lot of practice and the football field on Hickstown Road, at the Gloucester Township Community Park is going to be under repair. He said currently it is a lighted field and he realizes it is an expense to the Township, but his organization needs practice and they are willing to pay \$100.00 a week towards the electric bill for that additional practice time. Mr. Bianchini advised him to talk to Bill Fagan of the Recreation Department and Mr. Busa and Mr. Moffa to see about the feasibility of doing that.

Eugene Lawrence, Erial Section - He said the Planning Board has nothing to do with vacant buildings in Gloucester Township. He said it is tax issues, rents going up, etc. and small businesses can't afford the rents. He stated that everyone has to work together.

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

R-09:02-078

**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 February 23, 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: February 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

ASSISTANT TOWNSHIP CLERK

Mrs. Lovett made a motion to go into closed session, seconded by Mr. Mercado. Motion carried 7-0

Mr. Bianchini stated that this is a personnel issue.

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

Respectfully submitted,

President of Council

Ann Quintavalle
Asst. Twp. Clerk