

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

Pledge Allegiance to the Flag

Invocation: Deacon Peter Shoemaker of St. Agnes Church. A moment of silence was observed for Jonathan Interlante and Sandra Jackson both who recently passed away.

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-sick Mr. Cardis, Business Admin.-sick
Mr. Hutchison Mrs. DiJosie, Township Clerk, RMC
Mr. Mercado Mayor Rau-Hatton
Mr. Schmidt
Mr. Bianchini Mr. Busa, Public Works-vac.
Mr. Lechner, Comm. Dev.- abs.
Mrs. Varrell, Comm. Services
Chief Smith, Police

Presentation: The Mayor and Council made the following presentations:

Women Who Make A Difference

Debi Carr	Christine Schiavone	Sharon Womelsdorf	Rosemary DiJosie	Sharon Mickle
Sheryl Casey	Chasity Brower	Lauren Jackson	Carolyn Clark	Eden Little
Anna Mae Redrow				

PRESENTATION: The Gloucester Township Scholarship Committee awarded the 2009 Scholarship Awards

Public Portion:

Mr. Bianchini opened the public portion.

Bob Garves discussed the Vial for Life Program and asked if the Gloucester Township could become involved with this. He spoke about a grant through the Bureau of Health.

Anthony Miller and Assunta Gora of Whalen Drive spoke about a drainage issue in their development. They stated that it was caused by the person who lived by the easement who changed the topography of their lot. Ms. Gora stated she has spoken with the Code Enforcement Department as well as the Mayor's Office and they still do not have any answer. Mr. Bianchini stated that the Council will discuss this at the next workshop on April 6. Chief Smith stated that Code Enforcement has been working on this problem for some time. He stated that it is an Engineering issue, as the homeowners have made improvements to their lots thus altering the flow of water. Mrs. Evans asked if the people had gotten the proper permits for the sheds that they placed on the drainage easement. Mayor Rau-Hatton stated that her office has been going through the archived records for this development and they have been working on it and it is currently in the Legal Department.

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

Mayor Rau-Hatton stated that she has heard from the State concerning the pension deferral. She stated that she is personally against the pension deferral proposed by the State. She stated that it is a shell game. She stated that the Township needs a CAP waiver due to the loss of Compra Aid and State Aid. She stated that the State will not allow the township to go in front of the Local Finance Board until this resolution is adopted for the pension deferral. Mayor Rau-Hatton stated that the resolution needs to be adopted so that the procedure can move on. She stated that the Township has no choice. Mr. Bianchini asked if the Mayor had reached out to other fiscal towns that this is affecting. She stated that the State will take over if we do not pass this. Mr. Hutchison stated that he opposes this deferral, but would like more information before he makes a decision. He questioned when this has to be adopted by. Mayor Rau-Hatton stated it needs to be done by Wednesday which leaves the township no option. At this time, Mr. Cardis was contacted via cell phone. Mr. Cardis reiterated the need for this resolution to be adopted. Mayor Rau-Hatton stated that the problem the

township is having now has been caused by the state. Mr. Carlamere reviewed the Local Finance Notice given to the Council concerning the pension deferral and the budget process. He stated that it must be done in a specific time frame.

Minutes: Mr. Hutchison made a motion to waive the reading and accept the minutes of Regular Meeting - February 23, 2009, seconded by Mr. Mercado.
Roll call vote: All in favor. Motion carried 6-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

0-09-05 ORDINANCE AMENDING ORDINANCE NO. 129 AND KNOWN AS CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF GLOUCESTER ENTITLED, " GARBAGE, RUBBISH AND WASTE"

Mr. Bianchini opened the hearing to the public. There being no comment, the public hearing was closed. Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 6-0.

0-09-06 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

Mr. Bianchini opened the hearing to the public. There being no comment, the public hearing was closed. Mr. Mercado made a motion to adopt, seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 6-0.

0-09-07 ORDINANCE AMENDING ORDINANCE 0-81-5 AND KNOWN AS CHAPTER 51 OF THE CODE OF THE TOWNSHIP OF GLOUCESTER ENTITLED "FEES"

Mr. Bianchini opened the hearing to the public. There being no comment, the public hearing was closed. Mr. Mercado made a motion to adopt, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried 6-0.

ORDINANCES: FIRST READING

0-09-08

BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$2,290,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$2,290,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

BE IT ORDAINED 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. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Township of Gloucester, County of Camden, New Jersey ("Township").

Section 2. It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$2,290,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$2,290,000.

Section 3. The sum of \$2,290,000, to be raised by the issuance of bonds or bond anticipation notes is hereby appropriated for the purposes stated in this bond ordinance (“Bond Ordinance”).

Section 4. The issuance of negotiable bonds of the Township in an amount not to Exceed \$2,290,000 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law. All or a portion of the bonds authorized to be issued hereunder may evidence one or more loans from the New Jersey Department of Environmental Protection and/or the New Jersey Environmental Infrastructure Trust, under an Application for Financial Assistance (Project Nos. _____ and _____) submitted by the Township to said entities (“Application”).

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, issuance of bond anticipation notes of the Township in an amount not to exceed \$2,290,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance, which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$450,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

<u>Purpose/Improvements</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount Obligation</u>	<u>Period Usefulness</u>
A. Rehabilitation and/or Replacement of Existing Storm Water Drainage Pipes located in the Cherrywood c Development; together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto, all as more particularly described in the Application on file in the Township Clerk’s office.	\$1,585,000	\$0	\$1,585,000	40 years
B. Improvements to Lake Renee,	\$ 705,000	0	705,000	40 years

including but not limited to the dredging of a portion of the lake to its original depth and the construction of an upstream, inline sediment basin; together with the acquisition of all materials and equipment of all work necessary therefore or related thereto, all as more particularly described in the Application on file in the Township Clerk's office.

Total	\$2,290,000	\$0	\$2,290,000
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Section 8. The average period of useful life of the several purposes for the financing of which this bond ordinance authorized the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purpose, is not less than 40 years.

Section 9. Monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of improvement described in Section 7 above.

Section 10. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$2,290,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance 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 12. The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 13. The Township hereby declares its intent to reimburse itself from the proceed of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code") for "original expenditures", as defined in Income Tax Regulations Section 1.150-2©(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

Section 14. The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(1)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be “arbitrage bonds” as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the “gross proceeds” (as such term is used in Section 148(f) of the bonds or bond anticipation notes;

(d) 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; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be “federally guaranteed” within the meaning of Section 149(b) of the Code.

Section 15. The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefitted thereby.

Section 16. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 17. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Introduction: March 23, 2009

Adoption:

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

MAYOR

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

RESOLUTIONS:

CONSENT AGENDA

R-09:03-100

**RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR BUELL
SLAUGHTER IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the developer of 44 Gravers Lane has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$ 1,125.00 in the name of Buell Slaughter be released upon the posting of an approved maintenance bond in the amount of \$168.75.

Adopted: March 23, 2009

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 6-0.

R-09:03-101

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 \$6,136,231.58

CAPITAL ACCOUNT

Per attached computer read out of the claims presented in the amount of \$ 22,773.74

TRUST ACCOUNT ENGINEERING ESCROW

Per attached computer readout of the claims presented in the amount of \$ 124,865.98

DOG FUND

G065064 Veterinary Public Health
Manual Check 1215 1,183.20

DISABILITY

G065669 Twp. Payroll Acct.
Wire Transfer Conf. 700701 847.08

G065645 Twp. Payroll Acct.
Wire Transfer Conf. 560994 1,539.72

TRUST

G065645 Twp. Payroll Acct.
Wire Transfer Conf. 560992 3,915.61

G065669 Twp. Payroll Acct.
Wire Transfer Conf. 700716 4,540.61

CURRENT

G065668 Blackwood Postmaster
Manual Check 46836 663.18

G057870 IDA
Manual Check 46834 3,500.00

G057870 IDA
Manual Check 46834 154,203.84

G057871	Delta Dental of NJ Manual Check 46833	30,347.46
G060114	AmeriHealth Admin. Manual Check 46832	1,155.55
G057869	Aetna Manual Check 46831	45,317.40

PRESIDENT OF COUNCIL

Adopted: March 23, 2009

ATTEST:

TOWNSHIP CLERK

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

R-09:03-102

RESOLUTION AUTHORIZING THE GRANTING OF A PERMIT TO GLOUCESTER TOWNSHIP SCHOLARSHIP COMMITTEE FOR THE POSSESSION AND USE OF A FIREWORKS DISPLAY

WHEREAS, the Gloucester Township Scholarship Committee requests a permit be issued for the possession and display of fireworks; and

WHEREAS, pursuant to N.J.A.C. 5:70-2.7, the governing body of the Township of Gloucester must grant permission by Resolution authorizing such fireworks display before said permit may be issued; and

WHEREAS, proof of proper insurance coverage has been provided to the Township of Gloucester.

NOW, THEREFORE IT IS HEREIN RESOLVED, that the possession and use of fireworks on June 6, 2009, rain date June 7, 2009 is hereby granted to the Gloucester Township Scholarship Committee and the appropriate Fire Official is hereby authorized to issue the proper permit.

Adopted: March 23, 2009

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 6-0.

R-09:03-103

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 58:11B-9(a) AND N.J.S.A. 40A:2-26(e)

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 an authorized representative of both the transferor and transferee, affirming that the transferee is aware of all obligations outstanding to New Jersey Alcoholic Beverage manufacturers, wholesalers, and distributors, and that either the transferee has assumed any such obligations or the obligations have been or will be satisfied by the transferor out of the proceeds of the sale of the licensed business.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, that the application of Bertucci's Restaurant Corporation for a Place to Place and Person to Person transfer of Plenary Retail Consumption Liquor License be and is hereby approved .

Adopted: March 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Carlamere stated that for the record, this is properly before Council, it has been advertised, and no objections have been submitted.

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

R-09:03-105 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:4-45.46

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 pursuant to 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. Lovett

Mrs. Evans
Mr. Hutchison
Mr. Mercado
Mr. Schmidt
Mr. Bianchini

Mr. Garbowski

Adopted: March 23, 2009

ATTEST:

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PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

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

R-09:03-106

RESOLUTION OF GLOUCESTER TOWNSHIP MAKING APPLICATION TO THE LOCAL FINANCE BOARD FOR A REDUCED PENSION CONTRIBUTION PURSUANT TO N.J.S.A. 43:15A-24(c) AND N.J.S.A. 43:16A-15(9)

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 reduced pension contribution pursuant for its Police and Fire Retirement System contribution pursuant to N.J.S.A. 43:15-24(c) and its Public Employee Retirement System contribution pursuant to N.J.S.A.43:16A-15(9) for certain normal and accrued liability contributions in the amount of:

- *Police and Fire Retirement System in the amount of \$2,036,109.00*
- *Public Employee Retirement System in the amount \$519,298.00*

WHEREAS, the Township Council has made certain determinations concerning this application as required by statute and has completed the required Attachment that documents said determinations; and,

WHEREAS, the Township Council determined that it needs to pay the reduced contribution and said determination is in the public interest; and

1. *The inability of the of the Township of Gloucester to meet cap without jeopardizing public safety, health, and welfare or jeopardizing the fiscal stability*

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester in the County of Camden as follows:

- Section 1. The reduced pension contribution Attachment, as attached hereto, is incorporated by reference into this Resolution as if contained fully within.
- Section 2. The reduced pension contribution for PFRS in the amount of \$1,058,263 and PERS in the amount of \$288,356, pursuant to N.J.S.A 43:15A-24(c) and N.J.S.A. 43:16A-15(9) et seq. Have been confirmed by the Chief Financial Officer and are the amounts deemed by the governing body for application to the Local Finance Board and as allowed by the New Jersey Division of Pension and Benefits.
- Section 3. The application to the Local Finance Board is hereby approved, and the Chief Financial Officer, along with other representatives of the Township of Gloucester are hereby authorized to submit such application and to represent the Township of Gloucester in matters pertaining thereto.
- Section 4. The Certification of the Chief Financial Officer of the Township of Gloucester, is incorporated into this Resolution as a certification of the truth and accuracy of the facts submitted in the application for pension deferral.
- Section 5. The Clerk of the Township of Gloucester is hereby directed to file a copy of this reduced pension contribution resolution as part of the application with the Local Finance Board.
- Section 6. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by law.

Recorded Vote

AYE: Mrs. Lovett, Mrs. Evans, Mr. Mercado, Mr. Bianchini

NO: Mr. Hutchison, Mr. Schmidt

ABSTAIN:

ABSENT: Mr. Garbowski

Adopted: March 23, 2009

Council
ATTEST:

President of

Township Clerk, RMC

Mrs. Lovett made a motion to adopt, seconded by Mrs. Evans. Roll call vote: Mrs. Lovett stated that this is a bitter pill to swallow, and the township is caught between a rock and a hard place.

She stated that she resents the implication that the township is in this position because of the Mayor. She stated that this was of Council's own doing, as they did not listen to the professionals in the past. She stated we now need to listen to the Auditor and Mr. Cardis. She stated that she does not want the State to take over Gloucester Township. She therefore voted yes. Mrs. Evans stated that Council should be listening to the Business Administrator. She stated that she has a strong concern, if the State would take over. She therefore voted yes. Mr. Hutchison voted no. Mr. Mercado voted yes. Mr. Schmidt voted no. Mr. Bianchini stated that he does not like making a decision like this. He stated that he does not remember who said don't include the Nike base. He stated that they were allowed to include the Nike Base if the township had an agreement of sales. He stated that it unfortunately fell through. Mr. Bianchini voted yes. Motion carried. 4-2.

MOTIONS:

RA1220	MAINSTAGE CENTER FOR THE ARTS	APRIL 24, 2009
RA1221	MAINSTAGE CENTER FOR THE ARTS	APRIL 24, 2009
RA1222	G.T. GIRLS ATHLETIC ASSOCIATION	MAY 4, 2009

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

MAYOR'S REPORT

Mayor Rau-Hatton congratulated all the scholarship winners as well as the Women Who Make A Difference recipients. She asked that the Council approve a special plaque that is for the Gabriel Daveis Tavern to honor Jonathan who was instrumental in the Township getting the tavern and the property. Mayor Rau-Hatton also stated that she is not happy with the State. She asked the Council if they had any further cuts to the budget, please let her or Mr. Cardis know. Mr. Bianchini stated that they will be getting together as soon as they get the Extraordinary Aid figure. Mayor Rau-Hatton reported that the township has received \$160,000.00 from Comcast as part of their franchise renewal.

PUBLIC PORTION:

Mr. Bianchini opened the public portion. Richard Prinz of Valleybrook Court spoke to Council concerning the lawsuit of Valleybrook vs. Gloucester Township. He spoke about the settlement and stated that not all the homeowners were against the proposal. He stated that he would like to have an answer before the June trial. Mr. Bianchini would like to discuss this lawsuit at the next workshop meeting in closed session. There being no further comment, the public portion was closed.

R-09:03-107

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 March 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 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: March 23, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

Mr. Bianchini stated that the closed session involved personnel and no decision had been reached. A vote was taken by the Council allowing Chief Smith to advertise for a Police Transcriber. Mrs. Lovett made a motion to allow this, seconded by Mrs. Evans. Roll call vote: All in favor. Motion carried 6-0.

Chief Smith stated that the Township has been granted permission to be a test case for the traffic signal cameras. He stated that as soon as everything is completed, he would like to form a subcommittee of some members of the Township Council to discuss this. He will keep the Council informed.

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

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC

