

**GLOUCESTER TOWNSHIP COUNCIL MEETING
AUGUST 10, 2009 7:30PM
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Pete Shoemaker, Deacon of St. Agnes Church gave the Invocation at the Council meeting.

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

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

Public Portion: Mr. Bianchini opened the Public Portion. There being no comments the Public Portion was closed.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-09-17 BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$2,500,000 THEREFORE; 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 \$2,500,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mr. Bianchini opened the public hearing. There being no comments, the public hearing 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-09-18 ORDINANCE AMENDING ORDINANCE O-89-14 AND KNOWN AS CHAPTER 20 OF THE CODE OF THE TOWNSHIP OF GLOUCESTER ENTITLED, "THE CONSTRUCTION CODE ENFORCING AGENCY OF THE TOWNSHIP OF GLOUCESTER

BE IT ORDAINED by the Township Council of the Township of Gloucester in the County of Camden, State of New Jersey, that Chapter 20 entitled, "The Construction Code Enforcing Agency of the Township of Gloucester" be and is hereby amended as follows:

SECTION 1. That Section 20-1.A, entitled, "Enforcing Agency; subcode officials" be and is hereby amended by deleting in it's entirety subsection "1a" entitled "Certificate of Property Maintenance Compliance Required."

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 All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.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 immediately after final passage and publication as required by law.

Introduced: August 10, 2009

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Lechner said this ordinance was to repeal CO's for Home Sales until everything can be straightened out. He said the repeal is only for Home Sales, not for Rental Properties. Mr. Carlamere stated that he and Mr. Lechner have been working to revise this Ordinance.

Mr. Mercado made a motion to adopt on first reading, to have second reading and public hearing on August 24, 2009 and to advertise by synopsis, seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 7-0.

O-09-19 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE O-03-03 OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY KNOWN AS THE LAND DEVELOPMENT ORDINANCE

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that Ordinance O-03-03, known as the "Land Development Ordinance" be and is hereby amended, as follows:

SECTION 1. That Article IX, Fees, Guarantees, Inspections and Off-tract improvements, Section 901.A, entitled "Fee schedule" is to be amended in the following categories:

APPLICATION AND ESCROW FEES

"C" Variance (Bulk) Legal Escrow: \$150.00

Special Meeting Fees: \$500.00

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 immediately after final passage and publication as required by law.

Introduced: August 10, 2009

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Lechner said this Ordinance was being revised to make our legal escrow fees to be consistent with the Board Attorney fees. Mr. Hutchison asked if Mr. Lechner spoke to the Board Solicitors and were these fees acceptable.

Mr. Mercado made a motion to adopt on first reading, to have second reading and public hearing on August 24, 2009 and to advertise by synopsis, seconded by Mr. Hutchison. Roll call vote: All in favor. Motion carried 7-0.

**RESOLUTIONS:
CONSENT AGENDA**

R-09:08-228

**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:

#062110CD

#2677

Dennis L. Riley, Esq.

1405 Chews Landing Road, Ste. 7

Laurel Springs, NJ 08021

Balance from unexpended escrow: \$420.44

Adopted: August 10, 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 7-0.

R-09:08-229

**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:

#092041C

Evette Colon-Street

40 Cleveland Avenue

Blackwood, NJ 08012

Refund of Application Fee: \$260.00

Adopted: August 10, 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 7-0.

R-09:08-230

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL DEBITS AND CREDITS UNDER \$10.00 ON PROPERTY TAXES IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the Tax Collector of the Township of Gloucester has certified to the Mayor and Township Council that certain persons have credits and/or debits on real estate taxes by an amount less than \$10.00; and

WHEREAS, the Tax Collector of the Township of Gloucester has certified to the Mayor and Township Council that such small credits and/or debits may be cancelled by resolution, and

THEREFORE, BE IT RESOLVED, by Mayor and Council of the Township of Gloucester, County of Camden, State of New Jersey that the Tax Collector of the municipality is hereby authorized to cancel small credits and/or debits on real estate taxes as set forth in Exhibit "A" annexed hereto, and that the files of said Tax Collector be adjusted to reflect the cancellation.

ADOPTED: August 10, 2009

President

Council

Township Clerk

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

R-09:08-231

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND COMMAND COMPANY, INC.

WHEREAS, the Township Council of the Township of Gloucester, County Camden, determined that there is a need for Bicycle Path (Phase VIII)

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 Command Company, Inc. for Bicycle Path (Phase III) in the amount of \$87,147.70 which was the lowest bid or quote received.

Adopted: August 10, 2009

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-09:08-232

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:

RIZZO, VALENTI INC.
289 S. BLACK HORSE PIKE
MT. EPHRAM, NJ 08059

APPLICATION: #152045

PERMIT: #8208

AMOUNT: \$450.00

ADOPTED:08-10-09

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-09:08-233

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL TAX SALE CERTIFICATE #932302 AND REFUND THE LIEN HOLDER DUE TO ERRONEOUS LIEN

WHEREAS, on June 24, 2009, a tax sale certificate #932302 was sold in the amount of \$587.72 on Block 12706, lot 6 for unpaid sewer charges to Joseph & Nancy Hassab, and,

WHEREAS, this certificate was sold in error as the homeowner filed for bankruptcy on June 18, 2009,

WHEREAS, the lien holder paid a premium of \$100 and,

WHEREAS, the lien holder has already been notified prior to receiving the tax sale certificate and a refund check was issued from the Trust Agency account,

THEREFORE, BE IT RESOLVED by Mayor and the Township Council of the Township of Gloucester, that the certificate be cancelled and refund the Trust Agency account in the amount of \$587.72.

Adopted: August 10, 2009

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.

Mr. Cantwell informed Council that he has been notified of the availability of Grants from the New Jersey Department of Environmental Protection. He said there was 2 ½ million dollars available, which is not a lot considering it is available to the entire state. He said there were a number of grants we could apply for under this program. He said the applications are due by September 4, 2009 and since that was before our next workshop he was bringing it up now. Mr. Bianchini told him to meet with Mr. Lechner and Mr. Cardis.

MOTIONS:

RA1232 BLACKWOOD VFW 9/18/09 TO 9/18/10

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

MAYOR'S REPORT:

Mayor Rau-Hatton gave an update on the Army Reserve's Training Site. She stated that she was disappointed in the ad, the Corp of Engineers put in the paper. They did not state where the proposed site was and when you went on their web site, it stated Camden. She spoke to the Army and they are going to correct the problems. She said that the Army is no longer considering Winslow Township because they found out there is a moratorium on installing new sewers. She said they are now looking at the Lakeland site.

Mayor Rau-Hatton also said that PSE&G is doing upgrades on power lines in Glen Oaks and they said they will be there for a few weeks.

Mayor Rau-Hatton said the Grand Opening at the Shoppes at Cross Keys was a great success. She said a lot of people came out and everyone seemed to enjoy themselves.

She also wanted to thank the Police Department for a successful National Night Out and also for the excellent job they did during the terrible storm we had approximately a week ago. She also wanted to thank the Public Works Department for the great job they did after the storm in clearing all the debris throughout the Township.

Mr. Carlamere discussed a Site Selection Report he received from the Camden County Improvement Authority showing sites available throughout Camden County. He asked that copies be made and given to Council.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Addison Bradley of Hider Lane said he had spoken to Bernie Shepherd concerning the unfinished house on Hider Lane. Mr. Shepherd said that nothing could be done about the house because it is wrapped and closed. Mr. Bradley wanted something to be done about the silt that was coming off of this property and going into the lake off of Hider Lane. Council said someone will get in touch with the Camden County Soil Conservation Dept. and see what can be done about removing the silt.

Maureen McLaughlin of Empire Ave. asked if anything had been done about the problem some residents of Chestnut Glen were having with the parking of tractor trailers in residential areas that had been brought up at the last workshop meeting. She thought Council was doing an Ordinance to prevent this. Mr. Carlamere said we have an Ordinance on the books preventing parking on streets between 9:00pm and 6:00am and Zoning prohibits parking of tractor trailers on properties over 8,000 pounds. She said she was disappointed that the residents were told to report these problems and she didn't know why we were not taking action. Chief Smith told her we are taking action, they have been cited and we are waiting for their municipal court hearing. She then asked Mr. Hutchison about the meeting he had at his house around the 20th - 22nd of June with the Sports Organizations to discuss their goals. He said he had a coffee and people came and no goals were discussed. She thought it may have been inappropriate.

Tanya Brown of Terrestria said she had another back-up of sewage in her house after she returned from attending her niece's funeral out of town and this Saturday she had another back-up. Since nothing is being done about it and she has been coming to Council with this problem for over a year, it is time for her to go to Washington. Since the MUA and Council are

not doing anything about this problem in Terrestria which has been ongoing since 2003 she will have to take this further.

Beth Pfeffer of Chestnut Glen said the police actually did come out when called about the tractor trailer problem, but they park the truck in the driveway during the week-end hours when the Zoning and Code Enforcement offices are closed and also at night at 9:01pm they move it into the driveway. It is difficult to have someone come out and witness it and when she called a couple of times to report it, the dispatcher does not want to send a car out and basically hangs up.

Chief Smith said they have been cited on both issues and the issues are pending before Municipal Court. Mr. Bianchini wants to know how the resident can be notified of Court Date. The Chief said they should call the Court and ask to be notified when the hearing is.

There being no further comments, the second public portion was closed.

POLLING OF DIRECTORS:

Ms. Varrell said movie night August 20th at 7:30 will be Peter Pan.

Chief Smith thanked Mr. Busa and his guys who worked like dogs during the storm and he really appreciated everything his guys did. He thinks they did a heck of a job.

Mr. Cardis thanked Public Works and the Police Department for what they did during the storm and afterwards.

POLLING OF COUNCIL:

Mrs. Lovett wanted to thank Officer Grannan for another great National Night Out. She said the weather was great and as usual the food was terrific. She also wanted to thank the Blackwood Lake Committee for the canoe trip down the Blackwood Lake. She said they had about 15 people and the weather was great and was beautiful down there. She also wanted to thank the Public Works Department and the Police Department for the great job they did during the storm. She is so pleased we have a terrific Police Department and Public Works Department.

Mrs. Evans wanted to thank Officer Grannan for National Night Out. She also wanted to thank Gabe Busa and the Police Department for the terrific job they did during the storm. She said we have to solve Tanya Brown's problem, it can not continue.

Mr. Garbowski thanked the residents for coming out and said it was a great National Night Out.

Mr. Hutchison thanked the Police Department and Public Works for the great job they did during the storm. He also wanted to recognize the people of the Community during the storm. He said they were being courteous to one another. He thanked everyone associated with National Night Out. Mr. Hutchison stated that he was not happy with the Army Reserve Center and he stated that the community needs more information concerning this project. He stated that any correspondence should be preserved on this. He also stated that any future meetings be audio taped.

Mr. Mercado stated that at the workshop he spoke about writing a report about the website. He handed the report to the Council members. He also stated that he is providing clarification on the Summer Heat Program that was brought up at the last few meetings. He stated that he spoke to John Bilodeau of the Gloucester Township School District. He stated that the Summer Heat Program is actually 2 Programs offered to employ youths in the County and the Township. He said that the Summer Heat program, which is through the Dept. of Labor and Work Force Development and is for Camden City Residents from ages 16-24. He stated that the 2nd program is the ARRA (American Recovery Re-investment Act) Summer Youth Program. He stated that approximately 1.5 million dollars was provided to the County of Camden to provide employment for 200 individuals. He stated that the ages were 16-24 and certain income requirements must be met. He stated that Mr. Bilodeau was notified in early May about this program. This is Federal Stimulus money, for young adults, 16-24, who were out of school and out of work. Mr. Bilodeau applied to provide employment for Gloucester Township youth residents, 18 and older.

He stated that they would work on the school grounds, in the warehouse and painting in the schools. It was stated that the school janitors would be the youths supervisors. As of the 3rd week in July, only 40 slots in the County were filled. He said that the Gloucester Township School District was the only district that applied for this funding. Mr. Mercado stated that as of July 28, five youths were working in the program. He stated that in order to apply they had to do it through Camden County and follow guidelines for getting in the program and once hired

they were paid \$7.25 an hour. He said that there were comments that this was done through the Black Horse Pike Regional School District which was incorrect. He stated that he wanted to clarify this, as comments were made at the last public portion regarding this program and money being left on the table. He stated that Mr. Bilodeau expressed regret that more individuals did not participate in the program. Mr. Mercado stated that it is through the Work Force Investment Board and will run through September 30th.

Mr. Schmidt thanked the residents for coming to the meeting. He thanked everyone involved with National Night Out. He thanked the Police Department and the Public Works Department for all their hard work after the recent storms. He thanked Mr. Cardis for his attention to the utility poles across from the municipal building that he mentioned at the workshop. He reminded everyone of the Peter Pan movie on August 20th and he stated that he attended two YAC meetings with Mr. Busa.

Mr. Bianchini thanked the residents for coming to the meeting. He thanked Freeholder Greco for the work being done at Slim's Ranch and stated that it looks nice. He thanked the Police Department for National Night Out and also the Police Department and Public Works Department for their hard work after the recent storms. Mr. Bianchini stated that if all the information for the Army Reserve is available to the township. He spoke about a December e-mail that could have given Council a heads up on the situation. He asked that there be a fact finding mission to understand what took place with this situation. Mr. Carlamere stated as a Legislative body the statute gives the Council the right to inquire of the executive offices, the department heads for fact finding. He stated that Council has the authority to do this as a whole or as a sub-committee. Mr. Bianchini asked to have a sub-committee to get together on Thursday to fact find and understand what happened. He stated he would like the Mayor, the Mayor's secretary, Joan Wagner, Mr. Lechner Carol Riggins who were involved in this to come before Council to discuss this situation. He stated that he would like this meeting to be done soon, so that on Monday at 6:00 pm prior to the meeting with the Army Reserve, the sub-committee could report to Council what was taking place. He appointed Mr. Hutchison, Mrs. Lovett to the committee and asked Mr. Mercado to chair this. The Monday meeting will be advertised. Mr. Hutchison asked that the Thursday meeting also be advertised. Mr. Hutchison also asked that the Thursday meeting be recorded.

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

Respectfully submitted,

President of Council

Ann. A. Quintavalle
Assistant Municipal Clerk