

**GLOUCESTER TOWNSHIP COUNCIL MEETING
SEPTEMBER 28, 2009
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Rev. David McMurray of the First Baptist Church of Blackwood 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. DiJosie, Township Clerk, RMC
	Mr. Mercado	Mayor Rau-Hatton
	Mr. Schmidt	
	Mr. Bianchini	Mr. Busa, Public Works
		Mr. Lechner, Comm. Dev.-sick
		Mrs. Varrell, Comm. Services
		Chief Smith, Police

Public Portion:

Mr. Bianchini opened the public portion.

Bob Garves of Blackwood asked what the closed session was about. Mr. Bianchini stated that the closed session was concerning personal.

Mayor Rau-Hatton stated that she has requested that there be an addendum to the meeting. She stated that the two resolutions are for the appraisals for the Interlante property.

Mrs. Lovett stated that she has a walk on resolution to use the GEMS landfill for solar power.

Mr. Bianchini requested that this resolution be put on the part of the meeting when Council is passing resolutions.

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

Minutes: Mr. Hutchison made a motion to waive the reading and accept the minutes of Regular Meeting - July 27, 2009
September 14, 2009
Special Meeting - September 21, 2009
September Workshop
seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-09-20 ORDINANCE AMENDING ORDINANCE 0-95-37 ON PROVIDING FOR PARTIAL REAL ESTATE TAX ABATEMENT TO RESIDENTIAL DWELLING UNITS (20) YEARS OR OLDER WHEREIN SUCH UNITS ARE IMPROVED UPON AND/OR REHABILITATED IN THE TOWNSHIP OF GLOUCESTER, IN THE COUNTY OF CAMDEN, NEW JERSEY

Mr. Hutchison asked if there was any way to move the time frame in the ordinance from 20 years to 5 years. He stated that he feels that this will stimulate the residents to work on their homes.

Mr. Palumbo stated that the time frame is set by state statute.

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

O-09-21 BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$63,130 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 \$60,121; MAKING
CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING
CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Mr. Bianchini explained what this bond ordinance covers.

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 7-0.

**RESOLUTIONS:
CONSENT AGENDA**

R-09:09-264

RESOLUTION AUTHORIZING REFUNDING OF TAXES

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

BLOCK ACCOUNT #	LOT	NAME AND ADDRESS	YEAR	AMOUNT	REASON
8011 404576	94	Freedom Title & Abstract 1233 Haddonfield-Berlin Rd., Suite 4 Voorhees, NJ 08043 Attn: Kathy DellaPolla	09/10	1,904.48	Duplicate Payment
11704 151886	23	Litton Loan Servicing 4828 Loop Central Dr. Houston, TX 77081 Attn: Sharon Taylor	09/10	1,024.41	Overpayment
13602 223308	8	Craig Schroeder 15 Oriole Place Clementon, NJ 08021	09/10	1,104.78	Duplicate Payment
13606 223118	18	Donna Jones 34 Blue Jay Dr. Clementon, NJ 08021	09/10	900.00	Flex Deduction
14701 179151	20	Group 21 Title Agency 5 Greentree Centre/Suite 111 Route 73 at Lincoln Dr. Marlton, NJ 08053 Attn: Valerie Mason	09/10	1,254.21	Duplicate Payment
14701 179170	21	Group 21 Title Agency 5 Greentree Centre/Suite 111 Route 73 at Lincoln Dr. Marlton, NJ 08053 Attn: Valerie Mason	09/10	119.72	Duplicate Payment
18904 404824	23	Patriot Land Transfer 5001 Route 42, Suite A Turnersville, NJ 08012 Attn: William Sokol, Esq.	09/10	2,299.12	Duplicate Payment

ADOPTED: September 28, 2009

Township Clerk

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

R-09:09-265

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO DISALLOW THE FOLLOWING SENIOR CITIZEN OR DISABLED OR SURVIVING SPOUSE DEDUCTIONS FOR THE YEAR 2008 & 2009

WHEREAS, the following Senior Citizens or Disabled or Surviving Spouse persons did not file an annual Post Tax Year Statement(POLICE DEPARTMENT-5) or,

WHEREAS, the Post Tax Year Statement was filed declaring income that exceeded the \$10,000 income limit or,

WHEREAS, the applicants entitled to this deduction have moved from the property that they resided at the time of application,

WHEREAS, four separate notices were mailed to these people in an attempt to have the proper forms returned in a timely manner,

AND, WHEREAS, all of these Senior Citizen, Disabled, or Surviving Spouse persons were mailed a Notice of Disallowance Form(POLICE DEPARTMENT-5) as required by N.J.S.A. 54:4-8.44a,

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Gloucester to disallow the deduction indicated for the Tax Year 2008 and/or 2009 as indicated.

BLOCK ACCT.#	LOT	NAME DEDUCTION	2008	2009	REASON
202 1349	18	Cohen Senior Citizen	250.00	250.00	Income Over
602 6213	22	Chambers Senior Citizen	250.00	250.00	Income Over
701 8550	12	Fetters Senior Citizen	250.00	250.00	Income Over
901 7467	8	Wasson Senior Citizen	250.00	250.00	Income Over
2202 28899	9	Sabatelli Senior Citizen	250.00	250.00	No Form
2902 65113	9	Martin Senior Citizen	250.00	250.00	Moved
2904 67013	25	Lalli Senior Citizen		250.00	Deceased
3303 34903	15	Rossi Senior Citizen	250.00	250.00	Income Over
3308	4	Pierce	250.00	250.00	Income Over

35454		Senior Citizen			
5203 84721	1	Depaola Disabled		250.00	Income Over
5902 87922	2	Surran Senior Citizen	250.00	250.00	Income Over
7810 104044	8	Fey Senior Citizen		250.00	Deceased
8001 401227	1 C0301	Verna Senior Citizen		250.00	Deceased
8103 98344	49	Zirpoli Senior Citizen	250.00	250.00	Income Over
8205 297002	2	Torre Senior Citizen	250.00	250.00	Income Over
9001 60819	20	Rizio Senior Citizen		250.00	Income Over
9106 56008	12	Pierzyski Senior Citizen		250.00	Moved
9107 51490	14	McCarville Disabled	250.00	250.00	Income Over
9202 47519	18	Schiavone Senior Citizen	250.00	250.00	Income Over
9402 58311	6	Matricciano Senior Citizen	250.00	250.00	Income Over
9403 57912	3	Caimi Senior Citizen		250.00	Income Over
9404 59679	8	Sperandio Senior Citizen	250.00	250.00	Income Over
9405 61161	9	Petti Senior Citizen	250.00	250.00	Income Over
9601 75791	5	Valentino Senior Citizen	250.00	250.00	Income Over
9902 217930	17	Di Bella Senior Citizen	250.00	250.00	Income Over
9902 218158	29	Loeffler Senior Citizen	250.00	250.00	No Form
11203 116793	7	Di Carlo Senior Citizen	250.00	250.00	No Form
11208 117249	21	Matteo Senior Citizen		250.00	Deceased
11502 131271	6	Casey Senior Citizen		250.00	Deceased
11504 129675	13	Ellis Senior Citizen		250.00	Income Over
12001	11	Purificio		250.00	Moved

145654		Surviving Spouse			
12408 135736	6	Alexander Senior Citizen	250.00		Moved
12510 155838	3	Giansanti Senior Citizen	250.00		Income Over
12605 159505	7	Prendergast Senior Citizen	250.00		Moved
12704 157206	5	Burdey Senior Citizen	250.00		Deceased
12902 138035	5	Laputka Senior Citizen	250.00	250.00	No Form
12905 139137	11	Schramm Senior Citizen	250.00	250.00	Income Over
13201 168891	13	Fuchs Disabled	250.00		Income Over
13601 390416	79	Schiavo Senior Citizen	250.00	250.00	No Form
13606 400247	56 C1504	Tourison Senior Citizen	250.00		Deceased
13802 178939	16	Crawford Senior Citizen	250.00		Income Over
13901 165357	1	Kodrasov Disabled	250.00		Income Over
15401 183407	17	Grzib Senior Citizen	250.00	250.00	No Form
15815 410093	11	Saggiomo Senior Citizen	250.00		Income Over
16102 189392	23	Pohlig Senior Citizen	250.00		Deceased
16401 200317	32	Ensign Senior Citizen	250.00	250.00	Income Over
16601 189929	46	Jackson Senior Citizen	250.00	250.00	Income Over
17102 206525	81	Steaker Senior Citizen	250.00	250.00	No Form
18302 208924	2	Beehler Senior Citizen	250.00		Income Over
18401 207499	9	Belcher Senior Citizen	250.00	250.00	No Form
19103 135394	1	Grisolia Senior Citizen	250.00	250.00	No Form
20802 370305	64	Fajardo Senior Citizen	250.00		Income Over

ADOPTED: September 28, 2009

COUNCIL PRESIDENT

TOWNSHIP CLERK

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

R-09:09-266

**RESOLUTION TO DISALLOW EXEMPTIONS FOR SENIOR CITIZENS AND/OR
DISABLED DEDUCTIONS FROM TITLE COMPANIES PER N.J. STATE STATUTE
54:4-3-31**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is hereby authorized to disallow all or a portion of the allowance for senior citizen and/or disabled deductions for the Tax Year 2008 or 2009 per State Statute 54:4-3-31 as follows:

YEAR	BLOCK	LOT	NAME	AMOUNT
2008	2003	5	Sparks	250.00
2008	9106	12	Kissel	28.01
2008	1903	1	Cramer	250.00
2009	9602	4	Sauter	191.78
2009	10604	13	Kenney	250.00
2009	12905	9	Bagnato	250.00
2009	10101	22	Delvisco	250.00
2009	12002	8	Capitano	250.00
2009	16903	5	Schuda	250.00

ADOPTED: September 28, 2009

President

Council

Township Clerk

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

R-09:09-267

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 \$6,340,594.53

CAPITAL ACCOUNT

Per attached computer read out of the claims presented in the amount of \$ 150,536.90

TRUST ACCOUNT ENGINEERING ESCROW

Per attached computer readout of the claims presented in the amount of \$ 150,070.81

DOG FUND

G065483 Veterinary Public Health
Manual Check 1221

83.40

DISABILITY

G066201	Gloucester Twp. Payroll Wire Transfer Conf. 2240841	2,798.27
G066251	Gloucester Twp. Payroll Wire Transfer Conf. 2380479	1,412.99
G066255	Gloucester Twp. Payroll Wire Transfer Cont. 2520373	1,412.99

CAPITAL

G066255	Gloucester Twp. Payroll Wire Transfer Conf. 2520369	2,929.35
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TRUST

G067225	Twp. Payroll Wire Transfer Conf. 2520364	3,967.27
G066036	Twp. Payroll Wire Transfer Conf. 2380474	3,667.27
G066201	Gloucester Twp. Payroll Wire Transfer Conf. 2240837	3,667.26

TRUST AGENCY

Manual Check 6046 - 6064	273,799.96
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Manual Check 6065 - 6081	191138.06
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CURRENT

No072071	Madison Square Gardens Manual Check 48099	4,625.00
G060114	AmeriHealth Administrators Manual Check 48106	514.75
G060114	AmeriHealth Administrators Manual Check 48106	192.30
G057871	Delta Dental of NJ Manual Check 48107	11,409.22
G057871	Delta Dental of NJ Manual Check 48107	11,215.92
G057870	IDA Manual Check 48108	76,504.32
G057870	IDA Manual Check 48108	76,519.82
G057869	Aetna Manual Check 48105	22,658.70
G057869	Aetna Manual Check 48105	22,658.70
G060110	Twp. Of Gloucester Manual Check 48109	900.00

G066250	Treasurer State of NJ Manual Check 48102	3,109.16
G066249	Treasurer State of NJ Manual Check 48101	2,849.55
G066246	Gov. Finance Offices Cont. Manual Check 48080	325.00
No071818	APA Manual Check 48340	498.00

PRESIDENT OF COUNCIL

Adopted: September 28, 2009

ATTEST:

TOWNSHIP CLERK

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

R-09:09-268

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR MEGHA REAL ESTATE HOLDINGS CO. IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of 577 Cross Keys Road 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 \$ 678,006.60 in the name of Megha Real Estate Holding Co. be released upon the posting of an approved maintenance bond in the amount of \$84,750.83.

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-09:09-269

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR COLUMBIA BANK IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of Columbia Bank 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 maintenance securities be released.

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-09:09-270

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR METRO PCS OF PENNSYLVANIA, LLC IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of 2875 Erial-New Brooklyn Road 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 \$ 2,900.00 in the name of Metro PCS of Pennsylvania, LLC be released upon the posting of an approved maintenance bond in the amount of \$435.00.

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-09:09-271

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR METRO PCS OF PENNSYLVANIA, LLC IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of 1 T & G Way 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 \$ 4,029.60 in the name of Metro PCS of Pennsylvania, LLC be released upon the posting of an approved maintenance bond in the amount of \$503.70.

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

Motion carried 7-0.

R-09:09-272

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY AUTHORIZING ISSUANCE OF ONE PLENARY RETAIL CONSUMPTION LIQUOR LICENSE TO THE HIGHEST QUALIFIED BIDDER PURSUANT TO PUBLIC SALE

WHEREAS, pursuant to the 2000 Federal Census, one (1) new or additional Plenary Retail Consumption Liquor License was authorized for issuance by the Township Council of the Township of Gloucester; and

WHEREAS, said new or additional Plenary Retail Consumption Liquor Licenses may be issued in the Township of Gloucester at the discretion of the Township Council of the Township of Gloucester, pursuant to N.J.S.A. 33:1-1, et seq., as modified by N.J.S.A. 52:17B-1 et seq., and the regulations promulgated thereunder, and

WHEREAS, pursuant to N.J.S.A. 33-1-1, et seq., the Township of Gloucester is authorized to issue one or more plenary retail consumption liquor licenses to the highest qualified bidder therefore, at a public sale conducted for such purpose, and to remit the funds derived therefrom to the Municipal Treasury for the general uses of the Township; and

WHEREAS, it is the desire and intention of the Township Council to utilize and adopt the provisions and authority of N.J.S.A. 33:1-19, et seq. to generate the greatest available revenues for the Township of Gloucester; and

WHEREAS, it is determined that said action is in the best interest of the taxpayers, citizens and residents of the Township of Gloucester,

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

- (1) One (1) Plenary Retail Consumption Liquor License shall be and is hereby authorized to be issued to the highest qualified bidders therefore pursuant to a public sale for such purchase which shall be conducted by the Township Council in accordance with all applicable provisions of New Jersey Law.
- (2) All prospective bidders for the aforementioned Plenary Retail Consumption Liquor License shall and must comply with the following qualifications for consideration of a bid:
 - A. Each bidder shall complete and submit, along with the bidder's proposed bid, a fully and properly completed application for a liquor license as prescribed by the New Jersey Division of Alcoholic Beverage Control and as available from the office of the Township Clerk of the Township of Gloucester. The aforesaid application shall be submitted at the same time as the bidder's bid, but shall be contained in a separate envelope (along with the other materials and documentation required hereunder) to permit advance review of such application by the appropriate agents and representatives of the Gloucester Township Council.
 - B. Each bidder shall be required to comply with all of the terms and provisions of N.J.S.A. 33:1-25 and all other applicable provisions and requirements of law and rules and regulations of the State of New Jersey in regard to the issuance of Liquor Licenses.
 - C. The premises to be licensed shall be located and situated in a Zoning District within the Township of Gloucester wherein the use and operation of a business utilizing the liquor license would be a permitted use under the applicable zoning or land development regulations of the Township of Gloucester.
 - D. If the prospective bidder is a corporation, the bidder shall be required to submit, along with the completed application for a liquor license, a copy of the Certificate of Incorporation for the bidder and a current Certificate of Good Standing from the Secretary of State of the State of New Jersey.
 - E. If the prospective bidder is a partnership or individual, the bidder shall be required to submit, along with the completed application for a liquor license, a copy of the Trade Name Registration required to be filed and maintained in Camden County if the bidder will trade under a name other than his, hers, their or its own.

- F. If the prospective bidder is a partnership or joint venture, the prospective bidder shall submit, along with the completed application for a liquor license required hereunder, a copy of the partnership or joint venture agreement.
 - G. Each prospective bidder shall and is hereby required to submit, along with the completed application for a liquor license required hereunder, a complete disclosure of all financing obtained or to be sought by the prospective bidder for the purchase of the license, the premises sought to be licensed for the operation of the facility for which the liquor license is sought. This disclosure shall include, without limitation, copies of any existing loan commitments, applications for loans and/or loan rejections. Following the issuance of a liquor license to any successful bidder, such bidder shall be required to submit copies of all loan documents which pertain to the purchase of the premises sought to be licensed or the operation of the facility for which the liquor license is sought.
 - H. The Gloucester Township Council reserves the right to require and demand from each prospective bidder any other documents or materials which are deemed to be necessary by any agent or representative of the Gloucester Township Council to permit the full and proper consideration of a particular bidder's application.
 - I. Each prospective bidder shall be obligated to appear before the Gloucester Township Council at a public hearing, on the application submitted by said prospective bidder, which public hearing shall include consideration of all applications, documents, materials and other matters pertinent to each bidder's application.
3. All bids for said licenses shall be sealed and received by the Clerk of the Township of Gloucester, at the Office of the Township Clerk in the Township of Gloucester Municipal Building, Chews Landing-Clementon Road at Hider Lane, Gloucester Township, New Jersey, not later than 5:00 o'clock p.m.(prevailing time) on November 4, 2009. All bids shall be clearly written signed and submitted by bidders in a sealed envelope properly identifying on the face of the envelope the name and address of the bidder and the particular license for which the bid is submitted.
 4. All prospective bidders shall apply and qualify for the license prior to the public sale and shall include proof of qualification for a license with their bids. Accordingly, each bidder shall properly complete and file with the Township Clerk in a separate envelope and as a separate submittal from his bid, the following: a New Jersey Division of Alcoholic Beverage Control Liquor License Application for the particular license sought (the form for which may be obtained from the Township Clerk); the required license fee sought (the form for which may be obtained from the Township Clerk); the required license fee; publication costs; and proof of qualification which shall include all documents required in compliance with the terms and conditions prescribed as qualification for bidding or as a condition for the sale and award of a license. Said application, fee cost and proof of qualification shall be submitted and received by the Township Clerk at the same time, and no later than November 4, 2009 when all sealed bids are required to be submitted.

Notice of each application shall be published by the Township Clerk, at the cost of the applicant, and public hearing on each application shall be scheduled and held by the Township Council prior to the opening of bids in order to determine the qualification or applicants and compliance with the terms and conditions of sale, and to hear written objections, if any to the applications filed.
 5. All prospective bidders shall qualify no later than five (5) business days prior to the opening of bids, and the names of those applicants who meet the qualification for bidding as fixed by law, shall be publically announced by the Township Clerk at 5:00 o'clock pm (prevailing time) on November 25, 2009 in the office of the Township Clerk.
 6. Sealed bids will be opened on Monday, December 14, 2009 at 10:00 am and read in public at the Meeting Room in the Gloucester Township Municipal Building, Chews Landing-Clementon Road at Hider Lane, Gloucester Township, New

Jersey at 7:30 o'clock pm (prevailing time) on December 14, 2009. No sealed bids shall be opened from or on behalf of any prospective bidder who does not qualify and no bid shall be considered which does not contain proof of qualification. Township Council, however, reserves the right to postpone or cancel the public sale of either or both of the aforesaid licenses at any time prior to the opening of bids.

7. The minimum acceptable bid for the sale and issuance of the one (1) Plenary Retail Consumption Liquor License shall be not less than the sum of \$526,000.00. Upon the conclusion of the sale, the Township Council shall issue a license to the highest qualified bidder therefore upon payment of his bid and the license fee, or shall reject all bids if the highest qualified bid is not accepted.

The successful highest qualified bidder for the license to be issued shall pay unto the Township of Gloucester, in cash or by certified check, the amount of his bid within ten (10) days after the determination and award is made by the Township Council. In default of such payment as provided herein, the Township Council may in its discretion award and issue said license to the next highest qualified bidder, who shall comply with all provisions of this ordinance.

If a license is issued to the highest qualified bidder, the license fee shall be prorated from the effective date of the license and where the amount deposited exceeds the prorated license fee, the licensee shall be entitled to a refund of the excess.

8. All funds derived from the conduct of the sale shall be remitted to the Township Treasurer for the general uses of the Township.

Adopted: September 28, 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.

R-09:09-273

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSES IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following have made application for renewal of Plenary Retail Consumption Liquor Licenses in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
OKLOV, Inc.	[In Pocket}	0415-33-009-007

WHEREAS, the applications for renewal have been properly advertised by Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections, and furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Plenary Retail Consumption Licenses.

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

Gloucester, County of Camden, that the applications of renewal of Plenary Retail Consumption Liquor Licenses for the above is hereby granted and that the Township Clerk is authorized to execute the necessary documents and certificates effective September 28, 2009.

Adopted: September 28, 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.

**R-09:09-275 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF GLOUCESTER, CAMDEN COUNTY, NEW
JERSEY, APPOINTING LEE L. ROMM, INC. FOR APPRAISAL OF
INTERLANTE PROPERTY IN ACCORDANCE WITH THE NJDEP
GREEN ACRES PROGRAM**

WHEREAS, there exists a need for appraisals of the Interlante Property in accordance with the NJDEP Green Acres Program , and

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

WHEREAS, the Township Council of the Township of Gloucester does hereby designate Lee L. Romm, Inc. as Appraiser for the Township of Gloucester.

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

- 1. Lee L. Romm, Inc. is hereby appointed as Appraiser for the Township of Gloucester, since by nature of its qualifications and experience, are well qualified and Green Acres Program approved appraisers.*
- 2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law, because the aforesaid agreement encompasses the services of a recognized professional, licensed and regulated by law, and is of a nature where it is not possible to obtain competitive bids.*
- 3. This contract total is for \$3,150.00*
- 4. This contract total is less than the \$17,500.00 threshold and is therefore not subject to the Pay to Play Laws in the State of New Jersey.*

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

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-09:09-276 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, CAMDEN COUNTY, NEW JERSEY, APPOINTING STEPHEN W. BARTELT, MAI FOR APPRAISAL OF INTERLANTE PROPERTY IN ACCORDANCE WITH THE NJDEP GREEN ACRES PROGRAM.

WHEREAS, there exists a need for appraisals of the Interlante Property in accordance with the NJDEP Green Acres Program , and

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

WHEREAS, the Township Council of the Township of Gloucester does hereby Designate Stephen W. Bartelt, MAI as Appraiser for the Township of Gloucester.

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

1. Stephen W. Bartelt, MAI is hereby appointed as Appraiser for the Township of Gloucester, since by nature of its qualifications and experience, are well qualified and Green Acres Program approved appraisers.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law, because the aforesaid agreement encompasses the services of a recognized professional, licensed and regulated

by law, and is of a nature where it is not possible to obtain competitive bids.

3. This contract total is for \$3,200.00.00.
4. This contract total is less than the \$17,500.00 threshold and is therefore not subject to the Pay to Play Laws in the State of New Jersey.
5. A copy of this resolution shall be published in the newspaper within 10 days of its passage, as required by law.

Adopted: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-09:09-277

WHEREAS, multiple developers expressed interest in compensating Gloucester Township millions of dollars for the right to put solar panels atop GEMS Landfill; and

WHEREAS, despite Mayor Cindy Rau-Hatton's encouragement to do so, failure by Council to act quickly on the proposals resulted in lost special tax credits from the state; and

WHEREAS, it was noted in last week's budget presentation that despite proposed expenditures being equal or below those that were approved by Council last year, failure by Council to act on the aforementioned and other revenue-generating proposals has resulted in a \$980,327 revenue shortfall; and

WHEREAS, the council's fact-finding sub-committee on GEMS has failed to meet over the last nine months, thus failing to explore ways to use the vacant land for beneficial, tax-reducing purposes; and

WHEREAS, it is the Council's responsibility to further cut expenses while maintaining essential Township services and entertaining all practical ways to generate homegrown income to Gloucester Township.

SO, BE IT RESOLVED, the Council mandates the GEMS sub-committee meet and present to Council an RFQ prior to October 12, 2009.

Denied: September 28, 2009

President of Council

ATTEST:

Township Clerk, RMC

Mrs. Lovett made a motion to adopt, seconded by Mrs. Evans. On the questions:

Mr. Mercado stated that he felt that the resolution was harsh. Mrs. Lovett stated that she read in the paper that other towns are doing this and Gloucester Township should do something. Mr. Hutchison asked if they would be voting on this resolution with the exact wording presented or would Mrs. Lovett like to redact any of the language. Mr. Hutchison asked Mr. Carlamere if the Mayor has the right to investigate Solar Panels by herself. Mr. Carlamere stated that any department could seek any company out to give the township a proposal or she could prepare the RFP and give it to council to review. Mrs. Lovett stated that the Mayor has wanted to do this and Council does not want it done now. Mr. Hutchison asked why this resolution wasn't brought before Council a year ago. Mrs. Evans stated that she was on the sub-committee and they must bring revenue into the township. Mr. Hutchison again asked that Mrs. Lovett consider redacting the inflammatory language in the resolution. Mrs. Lovett stated that she cares about this project. Mayor Rau-Hatton was asked what developers came before the sub-committee and what was the revenue that was discussed. Mayor Rau-Hatton stated that they had not gotten that far. Mr. Bianchini stated that one of the developers wanted the township to sign over the right to the land in an exclusive contract to control the sight. Mr. Carlamere stated that a question was posed to him at the time about the contract, as the developer wanted to leave the dollars blank in the proposal. Mr. Carlamere stated that it was not appropriate. Mr. Hutchison again questioned the language of the resolution. Mrs. Lovett stated that questions had been discussed before, that after the energy survey, and nothing was done. She stated that she will not redact any language from the resolution. Mr. Hutchison questioned whether the Mayor has met with anyone about

the site. Mayor Rau-Hatton stated that she has been approached by someone from Washington D.C. as well as a lot of other companies. Mayor Rau-Hatton stated that she has been left out of the fold concerning solar energy. It was stated that the Mayor could not sign a contract without the Council's ok. Mr. Mercado asked if any information has been received from the people who have come up to the mike concerning solar energy. He stated that no one has forwarded the information to Council. Mrs. Lovett asked why the sub-committee is not being reconvened. Mr. Hutchison spoke about the Owens Corning site. Mr. Carlamere stated that as far as the GEMS site, Council asked him to speak to the GEMS Trust and they were concerned about the piercing of the cap and they would want insurance and indemnification. He also stated that there are questions concerning what would happen when the State takes it over. Mrs. Evans stated that we should go forward with the RFQ's. Mr. Hutchison wanted to know why everyone is pushing to have this on a Superfund site. It was stated that Owens Corning is also a landfill. Mr. Carlamere stated that the Owens Corning site is still owned by the company. He stated that he now has the recorded master deed of dedication. He stated at this time they are responsible for the continuous, annual maintenance of the site. He stated that we do not own the site, the deed is still in Owens Corning's name.

Roll call vote:

Mrs. Lovett voted yes. Mrs. Evans voted yes. Mr. Garbowski stated he would not support the resolution the way it was worded. He stated that no one solicited his help. He therefore voted no. Mr. Hutchison asked three or four times for it to be worded differently. He stated that it would accomplish the same thing and he feels that this is politically motivated, he therefore voted no.

Mr. Mercado voted no.

Mr. Schmidt stated that due to the prior botch up of the military site, he would be voting no.

Mr. Bianchini stated that there are facts being left out. He concurred that Vineland had a solar site up and running quickly but it was never mentioned that they did not have an EPA site, a superfund site to contend with. He therefore voted no.

Motion denied 5-2.

MAYOR'S REPORT:

Mayor Rau-Hatton stated that she finds it interesting that Council did not tell her years ago to pursue the solar energy at the GEMS site. She stated

that people expect the Mayor and Council to work together. She stated that tonight was the introduction to the budget and the Mayor has to introduce the budget. She stated that she sat down with department heads and reviewed the budget. She stated that this budget is bare bones. She stated that the budget does not take away for Police Department or Public Works. She stated that they are required to do all state mandates. She stated that she doesn't know anyone who could vote no on an introduction to the budget. She stated that the township can not apply for extraordinary aid unless Council accepts the budget. She stated that she wants to see what Council will cut. She stated that she is anxious to sit down with Council and the department heads. She said that the Mayor's Task Force will be reviewing the budget soon and making their recommendations. She stated she would like to see the budget meetings set up as soon as possible. She reminded everyone that this weekend is the Pumpkin Festival in Blackwood. She also stated that the Blackwood Farmers Market is a success .

Mr. Mercado asked the Mayor why she was kinder to Council with her statement at the Special meeting, but not so kind in the newspaper. He discussed three projects with the Mayor, Nike Base 1, Nike Base II and Moffa's Farm. Mayor Rau-Hatton stated that she thought Council had missed opportunities and Mr. Mercado stated that there were legal issues concerning the gentleman in Nike Base I as he had no plan or concept for the property and would not be part of the redevelopment agreement. He stated that both Mayor Rau-Hatton and Council took a shot with Nike Base II. He spoke about Develcom and the problems associated with Moffa's Farm. Mayor Rau-Hatton stated that she thought that Council waited too long in the Moffa's Farm case. Mr. Mercado asked if the Mayor has gotten any grants for the Moffa's Farm property.

MOTIONS:

RA1236 CAMDEN COUNTY 4H ASSOCIATION

OCTOBER 23,
2009

RA1237 G.T.G.A.A.

DECEMBER 29,
2009

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

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Ernie Hans of Hartford Avenue in Glen Oaks as well as his neighbors, Joseph Grace, John Logan and Joseph Gallagher spoke to Council concerning the deplorable condition of their street. They presented a petition to the Council to have their street re-paved.

Bob Garves of Blackwood asked if the money from the Community Development Block Grant could be used to defray taxes. He was told that the money could not be used for taxes. He also spoke about the Superfresh. Mayor Rau-Hatton stated that she and Mr. Palumbo spoke with the developer of the shopping center in which Superfresh was located. They stated that they have a lease with Superfresh until the end of 2010 and they are not looking to lease the property.

Andi Blizzard of Rosegate stated that she thought Mr. Hutchison was wrong in the things he said at the meeting. She stated that she feels everyone is not working as a team and everyone needs to listen to what people are bringing to the table.

Judy Cruz Murphy of Erial thanked Mr. Busa and Public Works for cleaning the retention basin behind their homes which is adjacent to the Lowes and Michaels on Berlin-Cross Keys Road. She stated that kids have dumped debris in it and it would have overflowed during the most recent rain storm had Public Works not cleaned it out. She stated that the kids in Erial have no place to play. She stated that they hangout behind the stores. She would like to request of Council a place for the children where they could be tutored and watch tv, with adult supervision. She asked if the kids would be able to skateboard in the Circuit City parking lot since it was closed. Ms Murphy also stated that there are no sidewalks down in this section of town and the children have no place to walk. Ms. Murphy stated that Voorhees has a site where the children are able to watch tv and she would like to see the same in our township.

Eric Teel of 35 Blue Jay Drive spoke about the construction of the bridge on Berlin-Cross Keys Road. He spoke about the closures of the bridge during rush hour. Chief Smith stated that the project is on schedule and it should be finished by December.

Sharon Mickle of 307 Downing road asked Council to work hard to bring in revenue to the township and to work in a timely fashion. She stated that when things go to sub-committee they are not completed in a timely fashion resulting in lost opportunities. She spoke about the solar sub-committee meetings and recommended that the Council put out RFP's. She stated that the sub-committee has not acted in a long time. She stated that as part of the Environmental Committee she will work with the

Mayor on the solar energy issue. She also spoke about Develcom and Moffa's Farm. She explained the history of why Develcom came to Gloucester Township in the first place. She also spoke about the Nike Base and the loss of revenue. She asked that Council work together to bring new revenue to Gloucester Township.

Tanya Brown of Eleana Court stated that she now has mold growing in her house. She asked that Council work together on issues with the community. She stated that the NAACP is having an anniversary and she stated that she would like Council to walk the runway. She stated that the bridge on Cross-Keys Road will take some time and it will all soon be ok.

Maureen McLaughlin of Empire Avenue stated the Township should pass an ordinance that would impose fines on people who leave their business properties vacant. She stated that would encourage the property owner to make sure that they were fully insured and the township in turn would know that the property owner had insurance. She spoke about the introduction to the budget and about Council's role in the process. She asked Mr. Hutchison and Mr. Schmidt their reason for voting no on the introduction to the budget. Mr. Hutchison stated that he has no confidence in the budget given to him and does not believe that the budget is worthy of a yes vote. Mrs. McLaughlin stated that what they voted no for is the process and that they do not want to be a part of the process. Mr. Schmidt stated that he was not confident with the Administration and that is why he voted no. She questioned Mr. Hutchison about his backing of a zero increase. He stated that he believes that people deserve to have hope and everyone will work so that the taxes don't go up.

Linda Musser of 50 Cameron Circle stated that the audience has a hard time hearing the council. She stated that she feels that Mr. Schmidt and Mr. Hutchison have put up road blocks and thinks their responses are petty.

She feels that she does not like the way the people have been treated in the audience. She asked why Mr. Schmidt did not have confidence in the administration. Mr. Schmidt explained his reasoning and Mrs. Musser stated that she does not have any confidence in them. She stated that this budget will not jeopardize the health and safety of the residents. Mr. Hutchison stated that he had a problem with the reason that the taxes and pensions were paid late. Mrs. Musser asked if Mr. Hutchison has come up with any ideas yet. She stated that every item on the budget should be questioned. Mr. Hutchison stated that he will be reviewing the budget with the Council and he stated that he owes it to the department heads to ask

questions. Mr. Hutchison stated that he pushes for a zero increase every year. Linda Musser stated that this is a very lean budget.

Ray Polidoro of Erial spoke about the Council meeting this evening. He stated that he does not think everyone is good at their job. He stated that government is supposed to work. He stated that the meeting was a terrible first impression for some of the residents. He again asked how Mr. Hutchison and Mr. Bianchini were going to get to zero on the budget. He stated that not everyone on the dias can be heard in the audience. He stated that he wants to see Council do their job well and be respectful. He asked that Mr. Bianchini consider Dennis Palmer for the Solar Energy Sub-Committee.

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

R-09:09-274

**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 September 28, 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: September 28, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

Mr. Bianchini stated that the closed session involved personnel.

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

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC