

**GLOUCESTER TOWNSHIP COUNCIL MEETING
OCTOBER 14, 2009
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Rev Sandy Murphy of Blackwood Methodist 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 -abs.
	Mr. Schmidt	
	Mr. Bianchini	Mr. Busa, Public Works-abs.
		Mr. Lechner, Comm. Dev.
		Mrs. Varrell, Comm. Services-abs.
		Deputy Chief Earle, Police

PROCLAMATION AND PRESENTATION:

Council President Bianchini and Council Vice President Mr. Mercado presented a plaque to Carlos Castro and the Township Clerk read the National Hispanic Heritage Month Proclamation.

PRESENTATION: A representative of CollisionMax presented smoke detectors to representatives of the six Fire Districts in Gloucester Township.

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

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Mr. Lechner asked about resolution 282. He asked if there was a completion date. Mr. Carlamere stated that the completion date is in the redevelopment agreement and it is the end of December.

Joanne Carr of 50 Clement Drive asked about resolution 283 stated that she reviewed the global agreement and stated that she did not see that the township was going to receive any profits from this. Mr. Cardis stated that any profits generated after audit will be forwarded to the township. He stated that this is one of the only DEP approved sites in the State.

Bob Shevlin of Jarvis Road in Erial spoke about resolution 260. He stated that \$7,100.00 is a lot of money for this and he feels that Mr. Moffa fabricated a lot of the numbers if the Public Works Department did this. He stated that the ballfields are not a priority at this time in the township, the whole community is.

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

PROCLAMATION: The Township Clerk read the following proclamation: National Breast Cancer Awareness Month.

MINUTES: Mr. Mercado made a motion to waive the reading and accept the minutes of Regular Meeting September 28, 2009
Special Meeting September 18, 2009
October Workshop
seconded by Mr. Hutchison. Roll call vote: All in favor. Motion carried 7-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-09-22 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK WHEN THE COLA IS EQUAL TO OR LESS

THAN 2.5 PERCENT (N.J.S.A. 40A:4-45.14)

Mr. Bianchini opened the public hearing. There being no comment, the public portion was closed. Mr. Mercado made a motion to adopt, seconded by Mrs. Lovett. Roll call vote: Mr. Hutchison voted no, all others vote yes. Motion carried 6-1.

TABLED RESOLUTION:

R-09:09-260

**RESOLUTION CONFIRMING AN EMERGENCY SITUATION
AT THE GLOUCESTER TOWNSHIP COMMUNITY PARK
AND APPROPRIATION OF FUNDS, FOR THE REPAIRS TO
THE IRRIGATION SYSTEM AND CONFIRMING THE AWARD
OF A CONTRACT TO V.J. LANDSCAPING II WITHOUT QUOTES
AND WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:4-46**

WHEREAS, the irrigation system at Gloucester Township Community Park required immediate repairs due to breaks in the PVC fittings and several irrigation heads; and

WHEREAS, the Business Administrator was provided factual information from the Department of Public Works supporting the emergent situation and the need for immediate repairs.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester confirms declaration of an emergency situation for the Gloucester Township Community Park requiring immediate repairs to the irrigation system, the failure of which would result in "loss of the fields".

BE IT FURTHER RESOLVED that the Township Council confirm the award of a contract to V.J. Landscaping II in the amount of \$7,160.00 without public bidding due to the emergency nature of the repairs.

Tabled: September 14, 2009

Adopted: October 14, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Mercado made a motion to adopt, seconded by Mr. Schmidt. Roll call vote:

Mrs. Lovett stated that she is not convinced that this is an emergency, but the bill has to be paid. She stated that she is conflicted and she is therefore voting no.

Mrs. Evans stated that she voted against this last time. She stated that she is standing her ground, and feels that the proper protocol was not followed. She therefore would vote no.

Mr. Garbowski voted yes.

Mr. Hutchison stated that Council is just confirming what the administration did. He stated that he has heard the facts from Mr. Busa and he is not going to question his judgement, he therefore voted yes.

Mr. Mercado stated that all the fields in the township are well maintained and the Gloucester Township Community Park is an investment that we need to take care of. He therefore voted yes.

Mr. Schmidt voted yes.

Mr. Bianchini stated that Public Works's did the best that they could at the fields. He stated that he thought it was the right thing to do and it was done with the approval of the Director. Mr. Bianchini therefore vote yes. Motion carried 5-2.

RESOLUTIONS:

CONSENT AGENDA

R-09:10-278

RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT OF POLICE

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

Refund To:

Law Offices of DeMichele and DeMichele

\$25.00 Tape Request

313 White Horse Pike
Haddon Heights, NJ 08035

Adopted: October 14, 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.

R-09:10-279

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR BLACKWOOD ANIMAL HOSPITAL IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of Blackwood Animal Hospital has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and these securities earned interest, 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 of Gloucester that the securities in the amount of \$22,231.95 was returned and the interest accrued in the amount of \$1319.22 should also be released.

Adopted: October 14, 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.

R-09:10-280

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR PUBLIC WORKS UNIFORMS

WHEREAS, the 2010 Budget provides funds for the purchase of certain materials and supplies and equipment whose aggregate value will exceed \$29,000.00, and

WHEREAS, the State Statutes require that items exceeding \$29,000.00 be properly advertised and bids received.

NOW, THEREFORE, BE IT RESOLVED that the Advertising of Bids is hereby authorized, in accordance with the respective specifications for the following items:

PUBLIC WORKS UNIFORMS

Adopted: October 14, 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.

R-09:10-281

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR THREE (3) FIVE YARD STAINLESS STEEL DUMP BODIES

WHEREAS, the 2010 Budget provides funds for the purchase of certain materials and supplies and equipment whose aggregate value will exceed \$29,000.00, and

WHEREAS, the State Statutes require that items exceeding \$29,000.00 be properly advertised and bids received.

NOW, THEREFORE, BE IT RESOLVED that the Advertising of Bids is hereby authorized, in accordance with the respective specifications for the following items:

THREE (3) FIVE YARD STAINLESS STEEL DUMP BODIES

Adopted: October 14, 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.

R-09:10-282

RESOLUTION AUTHORIZING THE SIGNING OF AN AMENDMENT TO THE REDEVELOPMENT AGREEMENT DATED JANUARY 22, 2008 BETWEEN THE TOWNSHIP OF GLOUCESTER AND A.P. CONSTRUCTION, INC.

WHEREAS, A.P. Construction, Inc. desires to extend the performance/completion date of the project known as Block 12408, Lots 2 and 3; and

WHEREAS, Township Council is in agreement to grant such extension.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Gloucester, that the Redevelopment Entity is hereby authorized to execute and deliver an Amendment to the Redevelopment Agreement with A.P. Construction, Inc. for the project located at Block 12408, Lots 2 and 3.

Adopted: October 14, 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.

R-09:10-283

RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT EXTENDING THE INTERLOCAL AGREEMENT (NOW KNOWN AS SHARED SERVICES AGREEMENT) BETWEEN TOWNSHIP OF GLOUCESTER AND GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY PURSUANT TO N.J.S.A. 40:8A-1 ET SEQ. FOR THE EXTENSION OF VARIOUS INTERLOCAL SERVICES AGREEMENTS FOR THE RECYCLING OF GLASS, PAPER, PLASTICS AND CANS CONTINUATION OF COMPOST FACILITY PROGRAM AND CONTINUATION OF GRASS AND LEAF COLLECTION AND DISPOSAL PROGRAM

WHEREAS, the Township Council of the Township of Gloucester desires to extend the

Interlocal Services Agreements with the Gloucester Township Municipal Utilities Authority (“Authority”) and continue the program for the recycling of glass, papers, plastics and cans, the compost facility program and the grass and leaf collection and disposal program within the Township of Gloucester (“Township”); and

WHEREAS, the Township and Authority are permitted in accordance with N.J.S.A. 40:8A-1 et seq., to enter into an Agreement to provide jointly, for shared services; and

WHEREAS, the Township and Authority desire to enter into an extension of the Interlocal Services Agreements, for the continuation of the recycling of glass, papers, plastics and cans, the continuation of the Compost Facility Program, and the continuation of the grass and leaf collection and disposal program.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, Camden County, New Jersey, that the Mayor and the Township Clerk of the Township of Gloucester be and are hereby authorized to execute and deliver on behalf of the Township of Gloucester the amendment to the Interlocal Service Agreement between the Township of Gloucester and the Gloucester Township Municipal Utilities Authority authorizing the extension for one (1) year of the Interlocal Services Agreements for recycling of glass, papers, plastics and cans, the Compost Facility program and the grass and leaf collection and disposal program.

A copy of said Agreement is attached hereto and made a part hereof by reference and copies shall be maintained available for public inspection in the Office of the Township Clerk of the Township of Gloucester.

ADOPTED: October 14, 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.

MOTIONS:

RA 1238 KNIGHTS OF COLUMBUS #3532 NOVEMBER 29, 2009

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

Mr. Mercado left the meeting at this time.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Nicole Mantuano a resident of Mulberry Station spoke about several issues. She spoke about the fact that her taxes are going up, as well as broken equipment in the neighborhood parks as well as drug dealing. She also spoke about the noise generated by the Atlantic City Expressway. Deputy Chief Earle will meet with her after the meeting, Mr. Cardis will speak to Mr. Busa about the playground equipment and Mr. Cantwell will discuss the noise issue with her. A resident of the same development spoke about a fight club that takes place in their neighborhood on an occasional basis and he stated that it is hard to get the police department there in enough time.

Frank Mellace of Blackwood spoke about people plugging in electronic devices into the meeting room outlets.

Ray Polidoro of Erial asked if the Council has progressed in regards to a Solar -Sub-Committee meeting. Mr. Bianchini stated that he has asked Joseph Angeloni to Chair the Sub-Committee. He stated that they should be ready to go in a few weeks. Mr. Polidoro stated that he would like to see Council pick a date for the meetings. He stated that he does not see a sense of urgency on Council in regards to this issue. Mr. Polidoro also asked if Mr. Hutchison has given any thought of how he intends to get to a zero tax increase. Mr. Hutchison stated that he has spoken with the Prosecutor and the Judge on some issues involving Route 42. He stated that he would like to petition the Legislators to change the amount of money the township receives from each ticket. Mrs. Lovett stated that she could not see the County or State giving up any of their revenue. Mr. Polidoro spoke about solar energy and other ways the township could be gaining revenue such as a regional truck wash. There was discussion concerning the possibility of solar

panels on the Owens Corning site. Mr. Polidoro stated that anywhere the township chooses to put the solar panels would be beneficial to the taxpayers. Mr. Polidoro stated that the Erial section of Gloucester Township does not have anything.

Maureen McLaughlin of 125 Empire Avenue in Hilltop spoke on issues discussed at the workshop. She discussed the proposed building at the Lakeland Hockey complex and asked that it not be too elaborate. Mr. Cantwell stated that because of the vandalism issue and in speaking with Public Works, he stated that a cinder block building would be the best idea. There was also discussion concerning the hockey rinks themselves. Ms. McLaughlin also asked if anyone looked into a possible ordinance that would allow the township to report vacant commercial buildings to their insurance companies. Mr. Carlamere stated that if the structure is safe, and they have paid their taxes, he does not feel that the township could regulate this. She asked the schedule of the budget meetings. She also stated that the Owens Corning site has a cap on it. Ms. McLaughlin also spoke about the road program in the township.

Kenneth Stepfield of Mulberry Station spoke about the budget for the township. He stated that if a budget was set, the township should not exceed it. Mr. Bianchini explained the breakdown of tax dollars received by the township. Mr. Stepfield also discussed resolution 260.

Matthew Roach of Blackwood Estates asked why the hockey rink was removed from the State Street field and why the guardrail was placed in front of the field on Davistown Road. Mr. Roach also asked about the State Street bridge and stated that it was an inconvenience having it torn down.

Dick Edgar of Sicklerville stated that GEMS is not the proper place for solar panels.

Joanne Carr of 50 Clement Drive stated that on behalf of the Historic and Scenic preservation committee, she would like to thank the Public Works Department for helping them. She stated that on Saturday, October 24th, weather permitting, they will be celebrating Halloween at the Gabriel Daveis Tavern.

Andi Blizzard of 3 Northgate Drive stated that Gloucester Township has no identity, not even a post office. She stated that she would like to become involved in changing that.

Michael Malloy of Gloucester Township Hockey Association stated that their organization has 673 kids. She stated that they have been working on their site for a very long time. He stated that the organization has been acting fiscally responsible. He stated that they look for the most economical way of doing things. He reiterated the fact that there has been vandalism at the Lakeland fields and they have lost a lot of their equipment. He stated that there are kids in the organization from all over towns including the Erial section of the township. He stated that the youth in the organization are ages 3-18. He stated that the Hockey League is aware of the townships economic circumstances.

Ray Polidoro of Erial questioned Mr. Cardis about the sprinkler issue.

Linda Musser of Cameron Circle spoke about the hockey rink. She reviewed what will be installed at this site and questioned the solar panels. Mr. Bianchini stated that the solar panels would be an alternate and would be used to offset the costs of the electricity for this site and building. She asked the council to consider solar panels at GEMS and Owens Corning.

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

R-09:10-284

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 October 14, 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: October 14, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

Mr. Bianchini stated that Council discussed potential litigation and the matter has not been fully resolved.

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

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC