

**GLOUCESTER TOWNSHIP COUNCIL MEETING
MAY 11, 2009
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Rev. Margaret Sterchi of the St. Johns Episcopal 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. DiJosie, Township Clerk, RMC
	Mr. Mercado	Mayor Rau-Hatton -vac
	Mr. Schmidt-late	
	Mr. Bianchini	Mr. Busa, Public Works-abs.
		Mr. Lechner, Comm. Dev.
		Mrs. Varrell, Comm. Services
		Chief Smith, Police

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Mr. Kibelstis of 81 Shelly Street commented on Resolutions 150 and 151. He asked why there was not an open hearing as in past years. Mr. Cardis stated for the last two years they have used the sub-committee format. Mr. Carlamere stated that a special public hearing is not required at the Council level. Mr. Bianchini stated that he will allow the public to make comments when the council considers the resolutions.

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

PROCLAMATIONS: The Clerk read the following proclamations:
POLICE APPRECIATION WEEK
NATIONAL PUBLIC WORKS WEEK

MINUTES: Mr. Mercado made a motion to waive the reading and accept the minutes of:
Workshop Minutes - April
Regular Minutes - April 27, 2009
Executive Session - April 27, 2009
seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 6-0.

ORDINANCES: FIRST READING

0-09-11

**ORDINANCE FIXING THE COMPENSATION OF
OFFICERS AND EMPLOYEES OF THE TOWNSHIP
OF GLOUCESTER IN THE COUNTY OF CAMDEN FOR 2009**

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

SECTION 1. (ONE). That the following named officers and employees of the Township of Gloucester, Camden County, New Jersey, shall be paid and receive for their services during the calendar year 2009 effective January 1, 2009, the salary or wages hereinafter set opposite the respective officer or employee title.

2009 MAXIMUM

<u>MAYOR AND GOVERNING BODY</u>	<u>RANGE</u>	<u>SALARY</u>
Mayor	42,909.00 per yr	53,803.00 per yr.
President of Council	7,200.00 per yr	9,387.00 per yr.
Vice President of Council	7,050.00 per yr	9,191.00 per yr.
Council Person (5 each)	6,900.00 per yr	8,998.00 per yr.

DIRECTORS

Township Attorney	40,000.00	57,821.00 per yr
Township Clerk	23,325.00	65,509.00 per yr
Business Administrator	40,000.00	112,006.00 per yr
Director of Public Works	35,000.00	90,979.00 per yr
Dir. Dept. of Community Services	18,500.00	43,440.00 per yr
Dir. Dept. of Recreation	25,000.00	56,434.00 per yr
Police Chief	50,000.00	128,482.00 per yr

DIVISION HEADS AND SUPERVISORS:

Municipal Tax Collector	21,040.00	66,829.00 per yr
Tax Assessor	30,000.00	84,404.00 per yr
Township Treasurer/Chief Financial Officer	25,000.00	89,768.00 per yr
Supv. Data Processing Operations	31,030.00	85,606.00 per yr
Dir. of Neighborhood Preservation Program	27,000.00	56,699.00 per yr
Construction Code Official	38,500.00	80,730.00 per yr
Deputy Police Chief	40,000.00	109,725.00 per yr
Human Resources Mngr.(PR Supv/Pers Clk)	30,000.00	67,011.00 per yr
Municipal Court Administrator	21,040.00	70,000.00 per yr

CONFIDENTIAL/ADMINISTRATIVE SECRETARY

Confidential/Admin. Secretaries (Mayor)	22,000.00	51,486.00 per yr.
Confidential/Admin. Secretaries (Bus. Adm.)	22,000.00	31,358.00 per yr.
Confidential/Admin. Secretaries (Legal)	22,000.00	33,640.00 per yr.

CONFIDENTIAL/ADMINISTRATIVE CLERKS

Confidential/Admin. Clerk (Mayor)	22,000.00	51,486.00 per yr.
Confidential/Admin. Clerk (Bus. Adm.)	22,000.00	31,358.00 per yr.
Confidential/Admin. Clerk (Legal)	22,000.00	33,640.00 per yr.

SECTION 2. (TWO) Job titles and salary and wages for part time positions.

<u>PART TIME POSITION</u>	<u>RANGE</u>	<u>SALARY/ RATE</u>
Attorney, Planning Bd. P/T		5,150.00 per yr
Attorney, Zoning Bd. P/T		5,150.00 per yr
Attorney, Rent Stab. Bd. P/T		5,150.00 per yr
Tax Search Clerk P/T	3,000.00	7,994.00 per yr
Chief Election Official(Presidential Primary Only)		350.00
to 450.00		
Elections Clerk P/T	7.15	8.18 per hr
Municipal Prosecutor F/T	17,500.00	41,475.00 per yr
Public Defender P/T (Range)	5,000.00	13,431.00 per yr
Judge of Municipal Court P/T (Range)	22,500.00	63,988.00 per yr
Casual Labor Public Works P/T (Range)	7.15	9.79 per hr
Registrar of Vital Statistics P/T		5,294.20 per yr
Bus Driver P/T	7.65	11.03 per hr
Municipal Court Attendant P/T	7.15	12.25 per hr
Clerk Steno P/T (Planning Bd.)		2,984.00 per yr
Clerk Steno P/T (Zoning Bd.)		2,984.00 per yr
Clerk Steno (Rent Stab.) P/T		2,984.00 per yr
Special Police Safety P/T	7.15	10.07 per hr
Dog Census Taker P/T (Range)	7.15	8.16 per hr
Special Law Enforcement Officer	7.15	12.25 per hr
Community Service Laborer(s) P/T	7.15	19.23 per hr
Zoning Officer PT.	10.00	11.72 per hr.
Complaint Inv. PT	10.00	11.72 per hr

Senior Citizen Coordinator PT	6,180.00 per yr
Insurance Claims Clerk PT	6,180.00 per yr

SECTION 2.1 Summer Recreation Program

Playground Coordinator	12.00	22.82 per hr.
Counselor	8.25	15.42 per hr.
Assistant Counselor	7.50	15.54 per hr.
Aide	7.15	10.81 per hr.
Craft Camp Coordinator	11.00	21.60 per hr.
Middle School Camp Coordinator	11.00	21.60 per hr.
Head Playground Counselor	11.00	18.50 per hr.
Head Pre-School Counselor	11.00	18.50 per hr.
Pre-School Aide	7.15	10.18 per hr.
Pre-School Coordinator	11.00	22.81 per hr.
Jr. Counselor-In-Training (C.I.T.)	7.15	10.81 per hr.
Summer College Intern	7.50	12.34 per hr.
Assistant Head Counselor	9.00	17.71 per hr.

SECTION 2.2 - Municipal Pool

Sr. Counselor-In-Training (C.I.T.)	7.15	10.49 per hr.
Pool Manager	12.00	17.74 per hr.
Asst.Pool Manager w/CPO Certif.	11.50	15.94 per hr.
Assistant Pool Manager	8.50	13.67 per hr.
Concession Stand Worker	7.15	9.64 per hr.
Gate Attendant	7.15	9.64 per hr.
Head Lifeguard	7.75	12.89 per hr.
Lifeguard	7.15	11.29 per hr.
Concession Stand Manager	8.00	11.81 per hr.
Asst. Concession Stand Manager	7.15	10.10 per hr.
Lifeguard II - Aide	7.15	10.10 per hr.
Lifeguard III - WSI	7.25	10.77 per hr.

SECTION 3. (THREE) The job titles and salary range for the Civil Service Classified Clerical positions are hereby determined and fixed as negotiated between the Township of Gloucester and Council #10, the recognized representative of said employees for the purpose of collective negotiations with respect to terms and conditions of employment.

SECTION 4. (FOUR) The salary ranges for the Civil Service classified position of Public Works Supervisor are hereby determined and fixed as negotiated between the Township of Gloucester and Council #10 Supervisory Unit, the recognized representative of said employees for the purpose of collective negotiations with respect to terms and conditions of employment.

SECTION 5. (FIVE) The job titles and salary range for the Civil Service classified Public Works positions are hereby determined and fixed as negotiated between the Township of Gloucester and Council #10, the recognized representative of said employees for the purpose of collective negotiations with respect to terms and conditions of employment.

SECTION 6. (SIX) The salary range for the Civil Service classified position of Police Radio Dispatcher are listed in the current negotiated contract. The Township of Gloucester recognizes Teamsters Union Local #676 as the representative of said employees for the purpose of collective negotiations with respect to terms and conditions of employment.

SECTION 7 (SEVEN) The job titles and salary range for the Civil Service classified Police Superior Officers Unit positions are listed in the current negotiated contract. The Township of Gloucester recognizes the Superior Officers Negotiating Committee as the sole and exclusive negotiating agent and representative for all superior officers, but excluding the Chief of Police and Deputy Chief of Police.

SECTION 8 (EIGHT) The job titles and salary range for the Civil Service classified police patrol officers unit positions are listed in the current negotiated contract. The Township of Gloucester recognizes the Gloucester Township Police Committee as the sole and exclusive negotiating agent and representative for all Patrol Officers employed in the Township of Gloucester Police Department, but excluding the Chief of Police, Deputy Chief of Police, Sergeants Lieutenants, Captains, and all other Township employee

Introduced: May 11, 2008

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Mercado made a motion to adopt on first reading, to have second reading and public hearing on May 27, 2009 and to advertise in full, seconded by Mr. Garbowski. Roll call vote: All in favor. Motion carried 6-0.

0-09-12

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS PIECES OF CAPITAL EQUIPMENT AND THE CONSTRUCTION AND COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$266,775 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 \$254,070; 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, 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 \$266,775;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$254,070;
- (c) a down payment in the amount of \$12,705 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11; and

Section 3. The sum of \$254,070, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$12,705, which amount represents the required down payment, are 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 \$254,070 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.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$254,070 is hereby authorized. Pursuant to the Local Bond Law, the Business Administrator 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 Business Administrator 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 \$25,000.

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 amount of available grants 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/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligation</u>	<u>Period of Usefulness</u>
A. Acquisition of Various Pieces of Equipment for the Police Department including, but not limited to, Acquisition and Installation of Police Radios and Mobile Units, Emergency Lighting, Safety Equipment, Graphics, In-Car Cameras and Related Infrastructure, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly set forth in the information on file with the Township Administrator.	\$217,555	\$10,360	\$207,195	5 years
B. Replacement of the Septic System at the Hickstown Road Firing Range, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly set forth in the information on file with the Township Administrator.	37,450	1,784	35,666	20 years
C. Acquisition and Installation of an Air Conditioning System at the Library, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly set forth in the information on file with the Township Administrator.	11,770	561	11,209	15 years
TOTAL	\$266,775	\$12,705	\$254,070	

Section 8. The average period of useful life of the several purposes for the financing of which this bond ordinance authorizes 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 7.55 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 improvements 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 \$254,070 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 applicable Capital Budget of the Township 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 applicable 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 proceeds 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 Regulation Section 1.150-2(c)(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(a)(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 Code) 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 Sections 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 benefited thereby.

Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Introduced: May 11, 2009

Adopted:

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 May 27, 2009 and to advertise by summary, seconded by Mrs. Lovett. Roll call vote: All in favor. Motion carried 7-0.

RESOLUTIONS:

R-09:05-143

RESOLUTION AUTHORIZING ENTERING INTO A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND THE COUNTY OF CAMDEN (DEPT. OF PUBLIC SAFETY) FOR ACCESS TO THE COUNTY'S ARMORED VEHICLE FOR CERTAIN CRITICAL INCIDENTS

WHEREAS, the County of Camden is procuring an armored vehicle through Homeland Security Funding for use by the County of Camden and Camden County municipalities in responding to certain emergencies and critical incidents warranting such use; and

WHEREAS, the Township of Gloucester desires to participate in the usage of said armored vehicle in accordance with the rights, duties and obligations set forth by the County of Camden; and **WHEREAS**, N.J.S.A. 40A:65-1, et seq. ("Uniform Shared Services and Consolidation Act") permits two local units to enter into a contract for any service which any party to the agreement is empowered to render within its jurisdiction; and

WHEREAS, the County of Camden and the Township of Gloucester agree that their mutual public purposes and their best interest will be promoted by the execution and delivery of this Shared Services Agreement pursuant to the powers conferred by the Uniform Shared Services Consolidation Act.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that the Mayor and Township Clerk of the Township of Gloucester be and are hereby authorized to execute and deliver on behalf of the Township of Gloucester the Shared Services Agreement between the Township of Gloucester and the County of Camden for the access and utilization of the County of Camden's armored vehicle for certain critical incidents.

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: May 11, 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 6-0.

R-09:05-144

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FINAL FOR FY 2008 NJDOT TRUST FUND - BIKE PATH (PHASE VII) IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the FY2008 NJDOT Trust Fund - Bike Path (Phase VII) in the Township of Gloucester,

WHEREAS, Change Order No. 1 - Final was developed to itemize and authorize those changes;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that Change Order No.1 - Final is hereby authorized and approval is hereby granted to revise the contract cost from \$101,894.75 to \$98,481.05.

Adopted: May 11, 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 6-0.

R-09:05-145

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR EMERGENCY EQUIPMENT AND ACCESSORIES FOR POLICE VEHICLES

WHEREAS, the 2009 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:

Emergency Equipment and Accessories for Police Vehicles

Adopted: May 11, 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 6-0.

R-09:05-146

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:

#2901GRADING
47 Mullen Drive
Tropical Pools
204 Cornell Road
Glassboro, NJ 08028
Release amount: \$150.00

#3011GRADING
6 Deer Park
Tropical Pools
204 Cornell Road
Glassboro, NJ 08028
Release amount: \$151.25

#3137GRADING
9 Diana Drive
Robert Conchado
9 Diana Drive
Erial, NJ 08081
Release amount: \$221.25

Adopted: May 11, 2009

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

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

R-09:05-147 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY, APPOINTING MEDIATION REPRESENTATIVES

WHEREAS, the Township of Gloucester , State of New Jersey, has petitioned the Council on Affordable Housing (COAH) for substantive certification of its adopted Housing and Fair Share Plan; and

WHEREAS, N.J.A.C. 5:96-3.6 requires a 45-day period of public review of the petition and Housing Element and Fair Share Plan and all supporting documentation; and

WHEREAS, two objection(s) to Gloucester Township’s Housing Element and Fair Share Plan were filed, consistent with N.J.A.C. 5:96-4.1(a); and

WHEREAS, N.J.A.C.5:96-8.1 requires COAH meet with representatives of the municipality and the objectors and attempt to mediate a resolution of the objections; and

WHEREAS, the Township of Gloucester is further required by N.J.A.C. 5:96-8.2(d)2 to adopt a resolution designating representatives to act on its behalf concerning such mediation.

NOW, THEREFORE, BE IT RESOLVED that the following persons shall constitute the representatives of the Township of Gloucester, County of Camden , State of New Jersey, and are authorized to act on its behalf and to attend, as deemed necessary and prudent, the mediation sessions:

- Orlando Mercado, Vice President , Township Council
- Dennis Palmer, Chairman, Planning Board
- David F. Carlamere, Esq. Township Solicitor
- Kenneth D. Lechner, PP, AICP, Director/Planner

[NOTE: N.J.A.C.5:96-8.2(c) states “ A municipality shall have a mediation team comprised of two representatives in addition to a member of the municipal planning board and a member of the municipal governing body (who shall not be the same individual).”]

BE IT FURTHER RESOLVED that these individuals are authorized to negotiate on behalf of the Township of Gloucester; and

BE IT FURTHER RESOLVED, that Orlando Mercado, Dennis Palmer, David F. Carlamere, and Kenneth D. Lechner are authorized to execute any written agreement reached during the mediation on behalf of the Township of Gloucester, and

BE IT FURTHER RESOLVED, that at any mediation session those representatives that are present shall collectively have full authority to act.

Adopted: May 11, 2009

President of Council

ATTEST:

Township Clerk, RMC

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

R-09:05-148

**RESOLUTION IN SUPPORT OF THE NJDOT TRANSPORTATION
ENHANCEMENT PROGRAM**

WHEREAS, the Township Council of the Township of Gloucester is applying for the NJDOT Transportation Enhancement Program for sidewalks along Williamstown Road, and

WHEREAS, the Township agrees that they will be responsible for these sidewalks and has agreed to maintain them,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the appropriate official be and is hereby authorized to apply for the NJDOT Transportation Enhancement Program for sidewalks along Williamstown Road.

Adopted: May 11, 2009

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

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

R-09:05-149

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF GLOUCESTER AUTHORIZING THE SIGNING
OF THE TAKEOVER AGREEMENT FOR AMERICAN SAFETY
CASUALTY INSURANCE COMPANY FOR THE LUCERNE
ESTATES (a.k.a. PERSIA COURT) DEVELOPMENT**

WHEREAS, Township Council has previously declared a default on a performance surety bond issued by U.S. Estates, Inc. as principal and the American Safety Casualty Insurance Company; and

WHEREAS, the Township has continually negotiated with American Safety Casualty Insurance Company for the completion of the punch list provided by Remington & Vernick Engineers for Lucerne Estates.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper officials be and are hereby authorized to execute and deliver on behalf of the Township the Takeover Agreement for Lucerne Estates, a copy of which is attached to this resolution.

Tabled: May 11, 2009

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Carlamere asked that the Council hold off on adopting this resolution. He stated that he has spoken to the insurance companies and at this time they are refusing to provide dollars for inspections. He asked that it be tabled to the next meeting. Mr. Hutchison made a motion to table, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 6-0.

R-09:05-150

**RESOLUTION OF DETERMINATION BY THE GOVERNING BODY TO THE TOWNSHIP OF
GLOUCESTER OF AMOUNT TO BE RAISED BY TAXATION FOR THE BLACK HORSE
PIKE REGIONAL BOARD OF EDUCATION FOR THE SCHOOL YEAR 2009/2010**

WHEREAS, the Black Horse Pike Regional School District presented to voters, at the annual School Election held on Tuesday, April 21, 2009 questions concerning the levy requirements for the Board of Education for General Fund in the amount of \$26,895,855.00

WHEREAS, the voters at said election, having rejected the General Fund questions by the following vote:

1,583 Ayes

1,937 No's

WHEREAS, the board of education transmitted the Budget to the Township Council of the Township of Gloucester on Tuesday, April 23, 2009 pursuant to N.J.S.A. 18A:22-37 and

WHEREAS, the Township Council of the Township of Gloucester thoroughly reviewed the Budget and related information as presented by the Board of Education; and

WHEREAS, the municipalities of the district have consulted with the Board of Education through their designated representatives; and

WHEREAS, after careful deliberation of the information relative to the School District Budget;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that the amount of local districts tax levy requirements for the Board of Education be \$26,795,855.00 said amount to be raised is considered by the Township Council of the Township of Gloucester to be sufficient to provide a thorough and efficient system of Regional School of the District; and

BE IT FURTHER RESOLVED, that the following detail represents the amounts necessary in the judgement of the Gloucester Township Council rational for the reduction by object of expense (POB) by program.

<u>Account</u>	<u>Description</u>	Budgeted	Fund	Balance-
00121 (10-303)				G e n e r a l F u n d

From: \$1,926,313.00

To: \$2,026,313.00

TOTAL SAVINGS: \$100,000.00

Rationale: The Township Councils find after careful and thorough analysis that the amount of Fund Balance generated from operation in the 2009/2010 budget will be greater than the projected amount in the Advertised Recapitulation of Balances.

TOTAL REDUCTION OF:	\$ 100,000.00
TOTAL TAX LEVY (C.E. OR C.O.)	\$26,795,855.00

BE IT FURTHER RESOLVED, by the Township Council of the Township of Gloucester that the Municipal Clerk is directed to certify, by May 19,2009 to the Camden County Board of Taxation, the Camden County Superintendent of Schools, the Gloucester Twp. Tax Assessor, the Division of Local Finance of the Department of the Treasury, State of New Jersey, the Municipal Clerk of the Township of Gloucester, and the Black Horse Pike Regional School District, that the amount of \$26,795,855.00 is necessary to be raised by taxation for 2009-2010 in said Township of Gloucester for the General Fund Revenue (local tax levy); which amount shall be included in taxes to be raised, levied and collected in said municipality for General Fund of the Schools, and

BE IT FURTHER RESOLVED, that the Black Horse Pike Regional School District will adopt a resolution during the month of June 2009 pursuant to NJSA 18A:7F-41 (Section 6), to provide capital outlay monies to provide for the repairs to Triton High School tennis courts and Highland High School baseball fields. The total amount of funds to be included in said resolution will amount to \$1,050,000.00. A memorandum of agreement will accompany this resolution.

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Municipal Clerk to the persons and or departments herein named for certification purposes.

By order of the Township Council of the Township of Gloucester, Camden County, New Jersey.

Adopted: May 11, 2009

ATTEST:

President of Council

Township Clerk, RMC

Mr. Cardis explained this resolution. He stated that the State has created new areas on how the municipalities deal with defeated school budgets. He stated that last year Council

recognized the problems with the Highland Tennis Courts and asked the school board for a commitment to fix them. He stated that the towns have approached this budget in much the same way. He stated that they are asking the schools to do certain projects as well as reducing the budget by \$100,000.00. Mr. Carlamere stated that he has spoken with John Wade and the council got a memorandum of agreement from the school board. He stated that the two other towns are in agreement with this.

Mr. Kibelstis asked what the bottom line is for the residents. Mr. Cardis stated that there was already a reduction in school board taxes when this went to the voters. Mr. Cardis discussed how he reviewed their budget and capital outlay. Mr. Kibelstis stated that he thinks more areas should be looked at such as fields and sports. Mr. Cardis explained that whatever adjustments Council makes and tells the school board where to take out the money, they are able to move the money anywhere they please. Mr. Cardis stated that he feels Gloucester Township, Runnemede and Bellmawr have thought outside the box by making them do some positive things that is good for the students, for the community and for the schools.

Blanche Wiggins of 2750 Garwood road asked what happened to fund balance. She stated that the state rules need to be changed.

Kevin Bucceroni of Blackwood stated he is a member of the Black Horse Pike Regional School Board and he stated that last year the cost per student was \$11,000.00. Mr. Hutchison stated that the spending on students in Gloucester Township is not on the high side. He explained some of the things that the school board has done to curb expenses. He stated that the children are the biggest winners with this budget.

Maureen McLaughlin of Empire Avenue asked if the school board budgeted the money for the tennis courts and the baseball field. Mr. Cardis stated that they did not. Mr. Cardis stated that this is a positive thing for everyone.

Ray Polidoro of Erial asked how many members from Council attended the meeting. Mr. Bianchini stated that three members from Council were asked to attend, himself, Councilwoman Lovett and Councilman Mercado. He stated that Mr. Mercado was unable to make the meeting. He stated that the Mayor and two council people from Runnemede attended as well as two council members from Bellmawr. He asked why the public was not invited. Mr. Bianchini stated that they met as towns and stated that they used sub-committee last year and went with that format again this year. Mr. Polidoro stated that the public should have input.

Tanya Brown of Terrestria stated that the law firm that represents the School Board also represents the MUA and she asked if this was a conflict.

Mr. Carlamere stated that the passing of this resolution is contingent upon a resolution from the school board for \$1,050,000.00 for the improvements to Highland and Triton.

Mrs. Lovett made a motion to adopt, seconded by Mr. Mercado. Roll call vote: Mrs. Lovett voted yes and thanked Mr. Cardis for all his hard work as well as the Councils from the other town. She stated she is glad to see the Triton tennis courts being fixed as they are in dire need of repair. She is therefore voting yes. Mrs. Evans voted yes, Mr. Garbowski voted yes, Mr. Hutchison stated this is what makes the town great, our great schools and he voted yes. Mr. Mercado voted yes and thanked Mr. Cardis, Mrs. Lovett and Mr. Bianchini for their work. Mr. Bianchini echoed Mrs. Lovett and Mr. Mercado comments and again thanked Mr. Cardis. Motion carried 7-0.

R-09:05-151

RESOLUTION OF DETERMINATION BY THE GOVERNING BODY TO THE TOWNSHIP OF GLOUCESTER OF AMOUNT TO BE RAISED BY TAXATION FOR THE GLOUCESTER TOWNSHIP BOARD OF EDUCATION FOR THE SCHOOL YEAR 2009/2010

WHEREAS, the Gloucester Township Board of Education presented to voters, at the annual School Election held on Tuesday, April 21, 2009 questions concerning the levy requirements for the Board of Education for General Fund in the amount of \$38,400,784.00

WHEREAS, the voters at said election, having rejected the General Fund questions by the following vote:

1,128 Ayes

1,389 No's

WHEREAS, the Board of Education transmitted the Budget to the Township Council of the Township of Gloucester on Tuesday, April 21, 2009 pursuant to N.J.S.A. 18A:22-37 and

WHEREAS, the Township Council of the Township of Gloucester thoroughly reviewed the Budget and related information as presented by the Board of Education and has consulted with the Board of Education: and

WHEREAS, after careful deliberation of the information relative to the School Board Budget;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that the amount of local district's tax levy requirements for the Board of Education be \$38,400,784.00 said amount to be raised is considered by the Township Council of the Township of Gloucester to be sufficient to provide a thorough and efficient educational system for the Gloucester Township Board of Education; and

TOTAL REDUCTION OF:	-0-
TOTAL TAX LEVY (C.E. OR C.O.)	\$38,400,784.00

BE IT FURTHER RESOLVED, by the Township Council of the Township of Gloucester that the Municipal Clerk is directed to certify, by May 19, 2009 to the Camden County Board of Taxation, the Camden County Superintendent of Schools, the Gloucester Twp. Tax Assessor, the Division of Local Finance of the Department of the Treasury, State of New Jersey, the Municipal Clerk of the Township of Gloucester, and the Gloucester Township Board of Education, that the amount of \$38,400,784.00 is necessary to be raised by taxation for 2009-2010 in said Township of Gloucester for the General Fund Revenue (local tax levy); which amount shall be included in taxes to be raised, levied and collected in said municipality for General Fund of the Schools, and

BE IT FURTHER RESOLVED that attached to this resolution is an April 22, 2009 letter to the Township Clerk from Margaret J. Nicolosi, Executive County Superintendent of Schools. This letter states that the "amount to be raised from taxation" must not be reduced, since the Local budget is at "Minimum Tax Levy".

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Municipal Clerk to the persons and or departments herein named for certification purposes.

By order of the Township Council of the Township of Gloucester, Camden County, New Jersey.

Adopted: May 11, 2008

ATTEST:

President of Council

Township Clerk, RMC

Mr. Bianchini stated that the Gloucester Township schools are at the minimum tax levy and the town can not do a thing about it. The State would restore any changes made. Mr. Cardis stated that this is correct and that a minimum tax levy the State will restore any cuts made by the Council. He stated that in the future there may be legislation that this type of budget need not be on the ballot.

Mrs. Lovett made a motion to adopt, seconded by Mr. Mercado. Roll call vote: Mr. Schmidt abstained, all others voted yes. Motion carried 6-0-1.

Mr. Schmidt stated to Mr. Kibelstis that his wife is a guidance counselor and when letters are sent out to students leaving 8th grade, the high schools know that if they are returned that the student does not live in the township. He stated that Gloucester Township does not have this. Mr. Kibelstis stated that he believed Councilwoman Evans was supposed to meet with the local school board to discuss this.

Mr. Cantwell spoke about the Energy Efficiency and Conservation Block Grant and stated that the application is due in June. He stated that this is part of the stimulus package. He stated that some of the projects that are being considered under this new grant are new LED lights in the traffic signals, several Public Works projects and also solar panels for some government buildings. He is asking permission to move ahead.

R-09:05-152 RESOLUTION IN SUPPORT OF THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT

WHEREAS, the Township Council of the Township of Gloucester is applying for the Energy Efficiency & Conservation Block Grant. The Township of Gloucester hopes to submit applications to cover Energy Efficient Traffic Signals (LED Installation), Energy Efficiency and Conservation Programs for municipally owned buildings and facilities, and Solar panel installation on Governmental Buildings, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the appropriate official be and is hereby authorized to apply for the Energy Efficiency & Conservation Block Grant.

Adopted: May 11, 2009

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

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

PUBLIC PORTION:

Blanche Wiggins asked if schools could use part of this grant It was explained to Ms. Wiggins that the schools would have to apply for their own grant and that this one was for municipalities.

Joanne Carr of 50 Clement Drive asked what the fee would be for Remington & Vernick to make application for this grant. It was stated that the fee would be estimated at \$3,000.00. She asked how would we be able to do the solar portion, if a decision has not been made yet on the companies and how the township will be going about the project. Mr. Bianchini stated that if we got this grant, the council would revisit the project , as now there would be free money involved. Joanne Carr also stated that there was a National Night of Prayer last week and it was beautiful.

Kevin Bucceroni stated that the school looked into solar panels but stated that the initial outlay was very costly.

Tanya Brown talked about e-mails and agendas.

Frank Mellace of Hillcrest Avenue spoke about a traffic study that should be done for the new construction near the North/South Freeway. He stated that there are state guidelines that must be followed. He stated that sound studies must be done. He stated that they have sent letters to the Mayor and that their neighborhood has been ignored.

Maureen McLaughlin stated that the Mayor is Administrative not legislative. She questioned the dedication of the property at the workshop meeting and asked why they would be giving the Township this property. Mr. Carlamere stated that it would be a tax write-off for them. Ray Polidoro asked about videotaping and if there was any restriction on moving the camera.

Bob Garves of Blackwood stated that the Blackwood VFW will be holding an Open House on Memorial Day.

Frank Mellace stated that a resolution from Council is required for a sound study.

Joanne Carr stated that the State could have changed their position since the paperwork is from 2003. Mr. Mellace stated that the paper work was not from that long ago.

R-09:05-153

**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 May 11, 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: May 11, 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 7-0.

Roll call: All of Council present.

Mr. Bianchini stated that the Council discussed a possible legal issue which is still ongoing.

POLLING OF DIRECTORS:

Chief Smith stated that he has attended a seminar where there was discussion concerning the dissemination of information to the public. He stated that he will be meeting with the representatives and will update Mr. Cardis. He also stated that this would be free.

POLLING OF DIRECTORS:

Mrs. Lovett thanked Mr. Cardis for all his hard work.

Mrs. Evans thanked Mr. Schmidt for his good idea.

Mr. Garbowski thanked the residents for coming to the meeting.

Mr. Hutchison thinks that the Economic Development Authority should be utilized when we are applying for grants as a result of the stimulus package. He asked that Council look at this. He stated that some Council members are vocal on the discussion of grants.

Mr. Mercado thanked everyone for coming.

Mr. Schmidt thanked Mr. Cardis for all his hard work.

Mr. Bianchini thanked everyone.

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

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC