

Borough Hall
Westville, NJ
June 13, 2007

Council Meeting Minutes

A regular meeting was called to order by Mayor Michael K. Galbraith at 7:30 p.m. on the above date.

The meeting was opened with the customary salute and pledge of allegiance to the flag.

The Clerk advised that notice of this meeting had been duly advertised in accordance with the "Open Public Meetings Act by sending notice to the Gloucester County Times of Woodbury, NJ and the Courier-Post of Camden, NJ.

The roll was called and all council members were recorded present.

The minutes of the previous meetings for May 9th, 17th and 23rd, 2007 were approved.

REPORTS OF THE COMMITTEES:

Mr. Dooley, Chairman of the Celebration of Public Events Committee, gave a report on the upcoming events for the Independence Day Celebrations scheduled to be held June 30, 2007.

Mrs. Rodgers asked when the minutes for the web site would be available. The Administrator advised the minutes should be available from January, 2007 to the present very soon. He advised that he received a proposal for \$1,000 for the web site from Gil Pleczynski which will include all updates, design, and going on line with the web site. A copy will be e-mailed to all council members. The Mayor advised that he feels better pictures are needed.

On motion by Mr. Welsh, seconded by Mr. Ledrich, the Reports of the Committees were accepted by unanimous roll call vote.

OLD BUSINESS:

Allen Hirschfeld reported on the underground storage tank status. He advised that Assemblyman Roberts and Congressman Andrews will be providing letters of support on behalf of the Borough, and meetings with various officials are scheduled to discuss this matter. Grant applications for funding were submitted. He advised that he is very optimistic about this matter.

OLD BUSINESS: (Continued)

The Mayor advised that meetings were held regarding the revised Redevelopment Agreement with Fieldstone and the Committee. The Solicitor stated that he feels that the Borough not be required to accept any assignment of property over and beyond the Borough's bonding capacity. He recommended limiting it further so the Borough would not have to go up to the full bonding capacity. The Administrator and CFO recommend that \$2,500,000 be the amount stipulated in the amended Agreement.

A resolution "Authorizing the Mayor to sign the Amended and Restated Redevelopment Agreement with Fieldstone" was on motion by Mr. Welsh, seconded by Mr. Ledrich, approved by a roll call vote of 3 ayes and 2 nays by Mr. Baker and Mrs. Rodgers. (Res. Bk. 18, Pg. 57-07).

A resolution "Endorsing the U.S. Mayors Climate Protection Agreement" was discussed by the Solicitor. On motion by Mr. Ledrich, seconded by Mr. Welsh, the resolution was approved by unanimous roll call vote. (Res. Bk. 18, Pg. 58-07).

PUBLIC COMMENT:

Jerry Stein, of 33 Edgewater Avenue, asked if there were any deadlines in the Fieldstone agreement. The Administrator advised that Fieldstone has until Dec. 30, 2007 for negotiations with the property owners. The Borough can then enter into negotiations with the property owners. There has to be a bonding agreement within 90 days, which must be approved by Council.

Fred Coleman, 120 West Avenue asked why the Ordinance was necessary to disband the Environmental Commission when it was not a question in the letter that the Environmental Commission had submitted. The Mayor advised that Council feels that a combination of Council Committee and the Commission may serve the community better. A lengthy discussion was held on this matter. Mr. Dooley stated that he feels the combination of Council members and Environmental Commission members working together will streamline the situation.

NEW BUSINESS:

A resolution "Authorizing the Borough to participate in the Rowan University Off-Campus, Work/Study Program and Authorizing the Mayor to Sign an Agreement for the Same" was discussed by the Administrator. He advised that there would be no cost to the Borough and it would entail 20 hours per week. On motion by Mr. Ledrich, seconded by Mr. Baker, the resolution was approved by unanimous roll call vote. (Res. Bk. 18, Pg. 59-07).

A resolution "Authorizing the Execution and Delivery of the Loan Agreements to be executed by the Borough and each of the N.J. Environmental Infrastructure Trust and State of N.J., acting by and through the NJDEP; further authorizing the execution and delivery of an Escrow Agreement" was discussed. This resolution is for the sewer infiltration system.

On motion by Mr. Ledrich, seconded by Mr. Welsh, the resolution was approved by unanimous roll call vote. (Res. Bk. 18, Pg. 60-07).

A resolution "Authorizing the Submission of the Municipal Alliance Grant for 2008 in the Amount of \$7,774.00" was on motion by Mr. Pennington, seconded by Mr. Welsh, approved by unanimous roll call vote. (Res. Bk. 18, Pg. 61-07).

A resolution and contract "Approving Renewal of Membership in the Gloucester, Salem, Cumberland Counties Municipal Joint Insurance Fund beginning January 1, 2008 and ending January 1, 2011" was on motion by Mr. Ledrich, seconded by Mr. Pennington, approved by unanimous roll call vote. (Res. Bk. 18, Pg. 62-07).

A resolution "Authorizing the Westville Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994, C. 72" was on motion by Mr. Baker, seconded by Mr. Welsh, approved by unanimous roll call vote. (Res. Bk. 18, Pg. 63-07).

A resolution "Approving Six Plenary Retail Consumption Licenses and one Club License for 2007-2008" was discussed by the Administrator. On motion by Mr. Welsh, seconded by Mrs. Rodgers, the resolution was approved by unanimous roll call vote. (Res. Bk. 18, Pg. 64-07).

A resolution "Approving the Fireworks Display for June 30, 2007" was on motion by Mr. Dooley, seconded by Mr. Welsh, approved by unanimous roll call vote. (Res. Bk. 18, Pg. 65-07).

An ordinance entitled **ORDINANCE OF THE BOROUGH OF WESTVILLE DISBANDING THE ENVIRONMENTAL COMMISSION OF THE BOROUGH OF WESTVILLE, COUNTY OF GLOUCESTER AND STATE OF NEW JERSEY** was given first reading in title. On motion by Mr. Welsh, seconded by Mr. Ledrich, the ordinance was approved on first reading by a roll call vote of 5 ayes, 1 nay by Mrs. Rodgers, ordered advertised as required by law, and will be considered for final adoption after a public hearing to be held on July 11, 2007.

PUBLIC COMMENT:

Diane Haskins, 495 Edgewater Avenue asked the Solicitor if there was any way a competency hearing can be held for a board member. He advised that the answer to that would be an election. He then advised that a re-call petition can be sought. She advised that there is a council member who disburses untrue information, makes false allegations, and claims that a boardwalk is to be built to the boat club. She asked Mrs. Rodgers if she knew about this boardwalk. Mrs. Rodgers stated "no", and that she was in court today, and Ms. Haskins is not to have contact with her for one year. Mrs. Rodgers left the meeting at this point. She requested that she be contacted if there is an Executive Session. The Mayor advised that nothing was discussed as far as a boardwalk is concerned.

PUBLIC COMMENT: (Continued)

Paul Demier, 105 Poplar Avenue, asked the Administrator if he was in his area last week. Mr. Bittner advised that he did give the redevelopment attorney a walking tour of the redevelopment area. He then asked the Public Works Manager about a complaint he lodged about the overgrown weeds and grass at the John D. Lawrence property behind his house. The Public Works Manager advised that a letter had been sent to Mr. Lawrence, who has ten (10) days to comply. Mr. Lawrence stated he would clean up that area. He then inquired about a leaking fire hydrant and was advised that the fire hydrant was located in Deptford Township.

Diane Haskins, 495 Edgewater Avenue, volunteered to deliver free lunches to senior citizens who are unable to attend the July 4th celebration.

Ron Muhlbaier, 115 Edgewater Avenue, asked if the original drawings from Fieldstone included a boardwalk. The Administrator advised there was a reference to a boardwalk in the beginning, but there is no reference to a boardwalk at this time because it is necessary to have bank stabilization done.

Sheri Parsons, 114 Broadway, inquired about a disabled parking spot, advising that she has spoken to the Police Chief about this request. The Mayor advised that he will discuss this matter with the Chief of Police. She then discussed the retractable awning that she would like to have placed on the property she rents. The Administrator advised that he has talked to the property owner several times and the property owner stated that he will never change these awnings. This problem is between the property owner and the tenant. Mr. Pennington advised that until this landlord/tenant problem is resolved, nothing can be done.

COMMUNICATIONS:

1. A letter from Fred Coleman, on behalf of the Environmental Commission, was received regarding the flooding problem at Broadway, Willow and Highland Avenue.
2. A letter from the NJDOT regarding Applications for NJDOT Fiscal Year 2008 Municipal Aid Program funding was received.
3. An invitation for the Induction Ceremony of Terri Leigh Hood as the new Postmaster of the Westville Post Office, 201 Broadway, on June 15, 2007 at 12:00 p.m. was received.
4. A letter and resolution from Mantua Township Opposing Assembly Bill A3860 which would strip municipalities of their powers to zone and protect the public good of its own residents was received.

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5. A letter from the Gloucester County Board of Chosen Freeholders regarding the County

EMS Regionalization Program was discussed. The Mayor advised that a meeting was held with the Fire Company. He feels at this time, that the residents of Westville enjoy a unique situation as the response time for the EMS is quite good. The Borough is electing not to join with the County of Regionalization. Fire Chief Murtaugh advised that Westville is the only town in the entire County that operates with two paid firefighters/EMT's who do all the fire inspections in town and run all the fire calls and all the ambulance calls from 7:00 a.m. to 3:30 p.m., and then volunteers take over. If we went to the County Regionalization, we would have to justify keeping two firefighters around. The revenues generated through the inspections and third party billing for ambulance calls would be detrimental to our budget in order to keep the same level of services, and this would impose a tax increase, which is not what they want to do. He feels that the Westville EMS can offer better service to our residents than the County can. With the County EMS Regionalization, the hub would be located on the other side of the Midlantic Development Park in West Deptford on Grove Road and emergency calls would be generated from West Deptford, Woodbury, Westville, National Park and Paulsboro which is 7,000 calls a year to be serviced by two ambulances. The Mayor thanked the Fire Chief for his input, and then thanked the ambulance volunteers for all their services.

6. A letter of resignation from Devon Walton, Public Works Highway Department, effective, June 29, 2007 was accepted on motion by Mr. Welsh, seconded by Mr. Baker, approved by unanimous roll call vote.
7. A letter from Congressman Robert Andrews regarding the Airspace Redesign Project was received.
8. A letter from Freeholder Stephen Sweeney regarding the County's Clean Community Program was received.

MONIES COLLECTED BY THE CLERK:

Rent	\$	780.00
Police Reports		173.96
Amusement Games		210.00
Xerox Copies		12.31
Notary Fees		1.50
Gun Permits		23.00
Street Opening Permits		150.00
Interest		<u>9.53</u>
Total	\$	1,360.30

The foregoing monies were ordered turned over to the Chief Finance Officer.

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LIST OF BILLS:

<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
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462	COMMERCE BANK CORP. TRUST	66,368.75
463	WESTVILLE POST OFFICE	345.11
464	GARDEN STATE LEAGUE	327.00
465	AMERICAN ASPHALT CO., INC.	142.85
466	AUTO & TRUCK PARTS OF DEPTFORD	13.40
467	AVAYA, INC.	55.76
468	AVAYA FINANCIAL SERVICES	39.30
469	AZ COMMERCIAL, INC.	24.46
470	BELLIA & SONS, INC.	55.90
471	BELMONT & CRYSTAL SPRINGS	16.85
472	WILLIAM J. BITTNER, JR.	115.48
473	A. F. CARVOLTH & SON CO.	255.12
474	CIRCUS TIME	2,460.00
475	CIT GROUP TECH., INC.	148.00
476	ELY ASSOCIATES, INC.	326.40
477	JANET ESPOSITO	100.00
478	CHARLES FIORE	748.09
479	FORD MOTOR CREDIT COMPANY	1,589.50
480	STEPHEN G. FOX	3,000.00
481	FRANKLIN TRAILER PARTS, INC.	165.75
482	GALL'S INC.	690.81
483	GARDEN STATE HIGHWAY PRODUCTS	448.00
484	GATEWAY BOARD OF EDUCATION	185,900.75
485	GLOUCESTER COUNTY TIMES	1,165.50
486	GLOUCESTER COUNTY POLICE ACADEMY	80.00
487	GLOUCESTER COUNTY MULCH FACTORY	1,191.00
488	LAUREL LAWNMOWER SERVICE	257.67
489	LOWE'S BUSINESS ACCOUNT	399.29
490	MAGLOCLEN	350.00
491	W. B. MASON CO., INC.	166.60
492	MATTER BROTHERS ELECTRICAL CONTRACTOR, INC.	1,544.55
493	MERCHANTVILLE OVERHEAD DOOR	524.27
494	MET LIFE	2,132.82
495	NASH ENGRAVING, INC.	15.00
496	NICOTRA'S AUTO SERVICE	373.00
497	NISSAN MOTOR ACCEPTANCE CORP.	222.43
498	N.J. LEAGUE OF MUNICIPALITIES	208.00
499	PAYCHEX, INC.	220.74
500	PEDRONI FUEL CO.	3,420.51
501	POLSKY'S UNIFORMS & WORKWEAR	138.55
502	C. L. PRESSER CO., INC.	205.84
503	PSE&G	63,625.44
504	PUBLIC SAFETY OUTFITTERS, INC.	117.97
505	ROCK PRODUCTS, INC.	1,885.06
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506	RODIER EBERSBERGER ARCHITECTS	6,857.00
507	PHILIP ROSENAU CO., INC.	375.96
508	TIMOTHY D. SCAFFIDI, ESQ.	271.67

509	SERVICE TIRE TRUCK CENTERS	139.03
510	TRUCK SERVICE PARTS WAREHOUSE	73.72
511	UNITED RENTALS	3,135.90
512	USA BLUE BOOK	239.19
513	VECTOR SECURITY, INC.	60.00
514	VERIZON	2,097.24
515	WESTVILLE BOARD OF EDUCATION	136,104.00
516	WESTVILLE FIRE DISTRICT NO. 1	24,133.63
517	WESTVILLE SEWER DEPARTMENT	100.00
518	WESTVILLE MIDGET FOOTBALL	2,000.00
519	AMERIHEALTH	26,108.11
520	ANGELINI, VINIAR & FREEDMAN	1,204.50
521	AZ COMMERCIAL, INC.	37.96
522	BELLMAWR TRUCK REPAIR, INC.	4,535.63
523	A. F. CARVOLTH & SON CO.	160.32
524	CITICORP VENDOR FINANCE, INC.	375.69
525	GALL'S INC.	443.00
526	GROVE HARDWARE	4.30
527	LAUREL LAWNMOWER SERVICE	65.62
528	LOWE'S BUSINESS ACCOUNT	173.89
529	MIKE'S SERVICE	93.15
530	PAYCHEX, INC.	223.99
531	PEDRONI FUEL COMPANY, INC.	877.59
532	PSE&G	158.31
533	ROCK PRODUCTS, INC.	1,128.00
534	PHILIP ROSENAU CO., INC.	250.30
535	STAPLES BUSINESS ADVANTAGE	99.20
536	VERIZON WIRELESS	859.99
537	MICHELLE WALLER	250.00
538	WHEELABRATOR GLOUCESTER CO.	16,991.25
539	WOODRUFF ENERGY	490.55
540	WORK 'N GEAR	103.70

WATER DEPARTMENT

<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
140	COMMERCE BANK CORP. TRUST	15,775.64
141	CHRISTINE A. HELDER, PETTY CASH	458.19
142	BUCKMAN'S, INC.	416.68
143	CARUS PHOSPHATES, INC.	948.06
144	STEVEN M. FINGER	90.00
145	GLOUCESTER COUNTY TIMES	269.40
146	IDEXX DISTRIBUTION CORP.	3,238.37
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<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
147	KENNEDY MARKETING CO., INC.	264.00

148	STAPLES, INC.	285.97
149	JOHN STEVENSON	230.00
150	UNIVAR USA INC.	1,662.09
151	VERIZON WIRELESS	90.60
152	WEARGUARD, INC.	53.83

DOG TAX TRUST

<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
DTT-6	TREASURER, STATE OF NEW JERSEY	6.00

UNEMPLOYMENT

<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
UN-3	N.J. UNEMPLOYMENT	216.97

CAPITAL

<u>VCH.</u>	<u>NAME</u>	<u>AMOUNT</u>
C-5	CONSULTING ENGINEER SERVICES	4,466.00
C-6	CONSULTING ENGINEER SERVICES	12,749.50
C-7	GLOUCESTER COUNTY TIMES	35.00
C-8	L & A ENVIRONMENTAL SPECIALTIES, INC.	1,635.00

On motion by Mr. Pennington, seconded by Mr. Welsh, the foregoing bills were ordered paid by unanimous roll call vote.

The Administrator advised that Patrolman Michael Packer has finished his probationary period, and should be elevated to the next step. On motion by Mr. Welsh, seconded by Mr. Pennington, Patrolman Packer was elevated to Patrolman 1-2 years by unanimous roll call vote effective June 7, 2007.

COMMENTS FROM COUNCIL MEMBERS & DEPARTMENT HEADS:

The Public Works Manager advised that Gateway students will be in on Monday to clean up the pond. She then advised that there is a possible red clay cave in at Well #5 and they are trying to surge it by packing it tightly because red clay is not good for water treatment. She then advised that everything is in place for the 4th of July celebration on June 30th. An offer to cover and clean up a car, which was covered in ash last year for a resident,

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COMMENTS FROM COUNCIL MEMBERS & DEPARTMENT HEADS: (Continued)

will be made. Public Works will police the area the day after the fireworks to clean up any problem areas.

Sgt. Rick Thomas advised that Gateway Regional High School had three playoff games at the Park Avenue Complex and they had the most fans there ever. He feels that Council needs to address the matter of no parking signs on the north side of Park Avenue for safety reasons.

The Public Works Manager recommended that Brian Buri be elevated to Utilityman I, effective 6/24/07. On motion by Mr. Ledrich, seconded by Mr. Welsh, the appointment was approved by unanimous roll call vote.

The Mayor appointed Kevin Leamy as part-time Special Services Laborer, effective 5/29/07. On motion by Mr. Ledrich, seconded by Mr. Welsh, the appointment was approved by unanimous roll call vote.

With no further business to come before the meeting, a motion to adjourn carried at 9:26 p.m.

**CHRISTINE A. HELDER
MUNICIPAL CLERK**