

BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
May 12, 2010 ~ 7:00 p.m.

MEETING MINUTES

Meeting called to order by Mayor Russell W. Welsh, Jr. at 7:00 p.m. and the Salute and Pledge of Allegiance to the Flag took place.

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

Present: Mayor Russell W. Welsh, Jr., Council President Michael O. Ledrich, Council Members: Charles D. Murtaugh, James A. Pennington, Jr., Ronald S. Muhlbaier, And William C. Rebel

Absent: George K. Baker

Also Present: Administrator William J. Bittner, Jr., Police Captain William Whinna, Public Works Manager Donna Domico, Housing Officer Bruce Wasson, Municipal Clerk Christine A. Helder and Solicitor John Alice

Oath of Office for Youth Officials by Mayor

Mayor Welsh swore in the students who were participating in the *Youth in Government* program.

The Meeting Minutes of April 14, 2010 were approved on a motion made by Councilman Murtaugh and seconded by Councilman Muhlbaier. *Motion unanimously approved by voice vote.*

With the exception of the students in the Mayor and Council Members positions, students read their job description to meeting attendees.

REPORTS OF THE COMMITTEES FOR THE MONTH OF APRIL:

Councilman Rebel reported it appeared the Independence Day Celebration activities will be twice as large as last year's celebration due to the increase in vendors and entertainment. Councilman Rebel confirmed volunteers are still needed and that the Westville Boat Club was contacted about the boat parade.

A motion to accept Reports of the Committees was made by Council President Ledrich and seconded by Councilman Pennington.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, Rebel

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PUBLIC COMMENT ON AGENDA ITEMS ONLY: No comment received from the public.

OLD BUSINESS:

1. Request by Fiber Technologies Networks, L.L.C. ("FIBERTECH") for the Consent of the Borough of Westville to Use and Occupy the Public Rights of Way within the Borough for the purpose of Constructing a Fiber Optic Network Extension (tabled from April 14th).

Solicitor Alice suggested Mayor and Council permit him to write a letter to Fibertech, on their behalf, declining Fibertech's request.

Motion to Decline the request and permit Solicitor Alice to send a letter made by Council President Ledrich and seconded by Councilman Pennington.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

NEW BUSINESS:

1. RESOLUTION 60-2010 ~ Allowing the 2010 Budget To Be Read in Title Only.

Motion to accept made by Councilman Pennington and seconded by Councilman Muhlbaier.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

2. RESOLUTION 61-2010 ~Authorizing Self Examination of the 2010 Municipal Budget.

Motion to accept made by Councilman Rebel and seconded by Councilman Murtaugh.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

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NEW BUSINESS: (continued)

3. Request from Bob Edmunds and Family to contribute \$250.00 to the Crohn's & Colitis Foundation of America (CCFA). (Municipalities making a \$250.00 donation will receive a \$250.00 credit towards Edmunds 2011 software agreement.)

Motion to accept made by Council President Ledrich and seconded by Councilman Rebel.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

4. RESOLUTION 62-2010 ~ Transferring a \$178.06 Sewer payment from Account #841 to Block 59, Lot 16 (235 Edgewater) due to a posting error.

Motion to accept made by Council President Ledrich and seconded by Councilman Rebel.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

5. RESOLUTION 63-2010 ~ Crediting Water Account #825 (229 Maple Avenue) in the amount of \$110.68 due to a Meter Reading (meter was not reset).

Motion to accept made by Council President Ledrich and seconded by Councilman Pennington.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

6. LEASE AGREEMENT/CONTRACT FOR 128 Crown Point Road, Apartment "A" & "B".

Motion to approve made by Councilman Rebel and seconded by Councilman Pennington.

Vote: 5-0

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Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

NEW BUSINESS: (continued)

7. Letter from Gloucester County Department of Economic Development regarding County Community Development Block Grant Program. Mayor Welsh asked if Administrator Bittner had a comment. Administrator Bittner's student responded saying we can go County or Small cities and the final recommendation was "County".

Motion to accept made by Council President Ledrich and seconded by Councilman Pennington. *Motion unanimously approved by roll call vote.*

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

COMMUNICATIONS:

Mayor Welsh asked if Council would like to discuss anything listed under communications.

- ❖ Letter from Gloucester County Board of Freeholders regarding *The Wall of Heroes*
- ❖ Letter of resignation from Public Works Employee Andrew Pettolina (Council President Ledrich's student asked if a resolution was needed for Mr. Pettolina's resignation and it was confirmed that none was needed.)
- ❖ Letter from Gloucester County Utilities Authority regarding their 2009 Audit (copy of Audit available for review at the Clerk's office.)
- ❖ Resolution from the Library Board of Trustees in Support of Preserving Dedicated Library Funding for Municipal Public Libraries
- ❖ Memo to Mayor and Council from Municipal Clerk Helder confirming delivery of the Budget to the Westville and Gloucester County Libraries
- ❖ Report on 2009 Tax Sale held April 19, 2010 from Tax Collector
- ❖ Letter from Gloucester County Parks and Recreation regarding the Architect's plans for the downtown preservation area
- ❖ Letter from New Jersey Department of Environmental Protection regarding the Green Acres Program
- ❖ Letter from General Code regarding Codification
- ❖ Memo from Public Works Manager Domico regarding resident Michael Miller (4 Cypress Court) concerns about bamboo that's encroaching on his property

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- ❖ Letter from Gloucester County Division of Transportation Services regarding the Local Citizen's Transportation Advisory Committee annual public meeting scheduled for June 16, 2010

COMMUNICATIONS: (continued)

- ❖ Informational copy of a letter sent to Chairman Fritz Simms regarding a Request for Proposal for recommended contractors in the Westville area

MONIES COLLECTED BY THE CLERK:

Death Certificate	\$540.00
Marriage Certificate	\$80.00
Burial Permit	\$50.00
Marriage License	\$50.00
Amusement Game Licenses	\$320.00
Taxi Cab License	\$521.00
Cat License	\$10.00
Police Accident Reports	\$138.75
Peddler's Permit	\$35.00
Rental of Municipal Buildings	\$975.00
Interest	\$3.63
<u>GRAND TOTAL</u>	<u>\$2723.38</u>

BILLS & VOUCHERS:

Mayor announced a list of current bills laws was posted in the foyer for review by any interested parties.

A motion was made to dispense with reading the bills by Councilman Muhlbaier and seconded by Council President Ledrich. *The motion was approved by a unanimous voice vote.*

A motion to pay all Bills and Vouchers that are in order was made by Councilman Rebel and seconded by Councilman Pennington. *The motion was approved by a unanimous roll call vote.*

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

PUBLIC COMMENT:

- ❖ Bill Packer, 530 River Road and President of the Lion's Club presented Certificates to those students who were unable to attend the previous night's dinner and thanked Borough Officials for their participation.

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- ❖ Renee Eagan, Principal of Parkview Elementary School thanked Mayor and Council, Municipal Clerk Helder and the Lion's Club for providing the students with a wonderful opportunity to experience volunteerism.

COMMENTS BY MAYOR WELSH:

- ❖ Mayor Welsh read a Proclamation to Madison Welsh on her achievement of being selected New Jersey's Preteen National Teenager 2010.
- ❖ Mayor Welsh thanked the Lion's Club as well as Borough Officials and Department Heads for their hard work. He also thanked the parents of the participating students as well as the students for a job well done.

COUNCIL MEMBERS COMMENTS:

- ❖ Councilman Pennington thanked the children for participating and commented he enjoyed seeing them at the council meeting.
- ❖ Council President Ledrich commented the students did a great job and thanked the Parkview teachers for putting together a good program.
- ❖ Municipal Clerk Helder thanked the children and complemented Jenna Palmer on a job well done.
- ❖ Public Works Manager Domico's student (Dana Carty) reported (1) Woodbine Avenue project has been completed and (2) new see-saws will be installed at Thomas West Park.
- ❖ Solicitor Alice commented a lot of towns do not have the Youth in Government activities, so he was pleased to be part of Westville's program.
- ❖ Councilman Muhlbaier thanked the Mayor, Council and Borough Officials for the fruit basket he received after his injury. He further stated he was really pleased he was able to attend this council meeting with the students and wished them all good luck.
- ❖ Councilman Rebel thanked the teachers, Lion's Club members and students for participating and urged the students to stay involved.
- ❖ Councilman Murtaugh stated as an individual who participated in the program 38 years ago he stressed it was a great program and a good experience and urged the students to stay involved. He reminded everyone Westville was voted *Best Town Spirit* and he felt it was because of these types of activities.
- ❖ Captain Whinna commented everyone did a good job.

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- ❖ Administrator Bittner congratulated the students on being elected and looked forward to having lunch with some of the students. He also passed along his thanks to the teachers.

COUNCIL MEMBERS COMMENTS: (continued)

- ❖ Before concluding this portion of the meeting, Mayor Welsh advised volunteers are needed for the Independence Day Celebration and there are other committees in town if individuals are interested in joining. He suggested people contact him or call the Borough Hall.

The meeting was recessed at 8:20 pm for the Children

NEW BUSINESS: (resumed at 8:50 p.m.)

8. RESOLUTION 58-2010 ~ Resolution of Determination of the Amount to raised by Taxation for the Gateway Regional High School Board of Education (regional School district) for the School Year 2010/2011 by the Borough Council of the Borough of Westville.

Motion to approve made by Council President Ledrich and seconded by Councilman Pennington.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

OLD BUSINESS: (Resumed)

9. RESOLUTION 59-2010 ~ Resolution of Determination of the Amount to raised by Taxation for the Westville Board of Education (local School District) for the School Year 2010/2011 by the Borough Council of the Borough of Westville.

Lengthy discussion took place on the meeting held with the Parkview School Administration and Councilman Pennington, Councilman Murtaugh and Mayor Welsh.

Mayor Welsh's recommendation was that there was nothing else to cut.

Councilman Rebel voiced his concerns.

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Councilman Muhlbaier voiced his concerns.

Motion to approve was made by Council President Ledrich and seconded by Councilman Pennington.

Vote: 3-1-1

Yes: Council President Ledrich, Councilman Pennington and Murtaugh

No: Councilman Rebel

Abstain: Councilman Muhlbaier

Public Hearing on:

1. WATER ORDINANCE NO. 4-2010 ~ An Ordinance Amending Ordinance No. #4-2007, Chapter 118 of the Code of the Borough of Westville, in the County of Gloucester, and State of New Jersey, Entitled "Water"

A motion to open the meeting up to the public was made by Councilman Pennington and seconded by Council President Ledrich. No comment received from the Public. Motion to close the meeting to the public was made by Council President Ledrich and seconded by Councilman Pennington.

WATER ORDINANCE NO. 4-2010 ~ An Ordinance Amending Ordinance No. #4-2007, Chapter 118 of the Code of the Borough of Westville, in the County of Gloucester, and State of New Jersey, Entitled "Water".

Motion to approve made by Councilman Pennington and seconded by Councilman Murtaugh.

Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

OLD BUSINESS: *(Resumed)*

Public Hearing on

2. 2010 Municipal Budget

A motion to open the meeting up to the public was made by Councilman Murtaugh and seconded by Councilman Pennington. No comment was received from the Public. Motion to close the meeting to the public was made by Councilman Pennington and seconded by Council President Ledrich.

RESOLUTION 64-2010 ~ Adopting the 2010 Municipal Budget, with no increase for residents.

A motion to approve the 2010 Municipal Budget was made by Council President Ledrich and seconded by Councilman Pennington.

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Vote: 5-0

Yes: Council President Ledrich, Councilman Murtaugh, Pennington, Muhlbaier, and Rebel

RESOLUTION 65-2010 ~ Executive Session for Employment Matters

Motion by Council President Ledrich and seconded by Councilman Pennington.

Time In: 9:10

Time Out: 10:43 p.m.

(Mayor, Council Members and Solicitor in attendance only at this time.)

MEETING ADJOURNMENT: 10:45 pm

Reminder

Next meeting scheduled for Wednesday, May 26, 2010 at 7 p.m.

Respectfully Submitted,

Christine A. Helder, Municipal Clerk