

62
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

The regular meeting was called to order by Mayor Russell W. Welsh, Jr. at 7:30 p.m

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

Notice was read by the Clerk that this Meeting was duly advertised in Gloucester County Times and Courier Post

Roll Call ~ Present: Mayor Welsh, Council Members: Ledrich, Baker, Pennington, Muhlbaier, Murtaugh and Rebel

Also Present were: Administrator Bittner, CFO Bruno, Municipal Clerk Helder, Public Works Manager Domico and Housing Official Wasson.

PUBLIC COMMENT ON AGENDA ITEMS ONLY:

Louanna Sills, 303 Edgewater Avenue, Chair and Treasurer of the Environmental Commission spoke in support of the Environment Commission's Budget. Ms. Sills distributed handouts, which provided an overview of the 2008 vs. the 2009 budget with details on where funds were spent and monies raised. Administrator Bittner addressed the \$1750 grant for in-Kind service improvements by explaining that the Borough will have to contribute a portion of the monies. At the time the grant was awarded, the Environmental Commission did not submit, either a budget or estimate. Public Works Manager Domico indicated that at least \$1300 could be allocated to work done by her staff on this project. Administrator Bittner stated that going forward, Mayor and Council must be informed of any Grant requests, prior to submission. Because the information was not received in sufficient time for Mayor and Council to review, Mayor Welsh recommended "tabling the request." Chief Financial Officer Bruno advised Mayor and Council that a hearing on the budget amendment must take place in order to take any action on the Grant.

REPORTS OF THE COMMITTEES:

Motion to accept Reports of the Committees was made by Councilman Pennington, with a second by Councilman Murtaugh. Motion approved by a unanimous voice vote.

Mayor Welsh commented on the excellent details in the report provided by Housing Official Wasson.

63
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

OLD BUSINESS

RESOLUTION #53-2009 ~ ALLOWING THE 2009 BUDGET TO BE READ IN TITLE ONLY

WHEREAS, N.J.S. 40A:4-8 as amended by Chapter 259, P.L. 1995 provides that the budget may be read in title only at the time of the public hearing if a resolution is passed by not less than a majority of the full majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget had been made available for public inspection in the free public library located within our municipality, or any county library in the county in which our municipality is located. Further, the public officer delegated the responsibility for delivery of the copies to said libraries has completed a certification forwarded to the governing body that such deliveries were made and copies have been made available by the Clerk to persons requesting them.

On motion made by Councilman Ledrich and a second by Councilman Pennington, Resolution was adopted by unanimous roll call vote.

PUBLIC HEARING

2009 Budget for the Borough of Westville

On a motion made by Councilman Baker and a second by Councilman Mublbaier with a unanimous voice vote, the meeting was opened to the Public.

No questions or comments from the Public

On a motion made by Councilman Baker and a second by Councilman Murtaugh with a unanimous voice vote, the meeting was closed to the Public.

NEW BUSINESS

1. Introduction of RESOLUTION #54-2009 ~ AMENDING THE 2009 MUNICIPAL BUDGET. CFO Bruno explained that when we submitted the budget to Trenton for approval, it was before the Pension Legislation (we introduced our budget prior to the Senate making a decision specific to the Pension Deferral issues). Because we already submitted our budget, Trenton wants us to conform with the new legislation, therefore the amendment. The

64
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

purpose of this amendment is to move the information from one place in the budget to another, it does not change the numbers, doesn't increase or decrease the budget. Council previously decided not to take advantage of the Pension Deferral but rather build it into the current budget; therefore, the tax rate was not affected which means there was no tax increase.

On motion made by Councilman Pennington and a second by Councilman Mublbaier, with a unanimous roll call vote, the Resolution was approved.

NEW BUSINESS (Continued)

2. RESOLUTION #55-2009 ~ Approving a Totally Disabled Veteran Tax Exemption for Richard J. Sowers, of 225 Edgewater Avenue, (Block 59, Lot 11) from all real estate taxes on his property as of March 24, 2009.

On motion made by Councilman Ledrich and a second by Councilman Mublbaier with a unanimous roll call vote, the Resolution was approved.

3. AGREEMENT with Labor Counsel Elizabeth M. Garcia of Parker McKay, Attorneys-At-Law for 2009.

On a motion made by Councilman Murtaugh and a second by Councilman Pennington with a unanimous roll call vote, the motion was approved.

3. *Introduction of* ORDINANCE #05-2009

REQUIRING THE RETROFITTING OF PRIVATE STORM DRAIN INLETS.

An Ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers, and other litter) to the municipal separate storm sewer system(s) operated by the Borough of Westville so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Public Works Manager Domico stated that this is required as part of the new storm water certification regulations

On a motion made by Councilman Baker and a second by Councilman Rebel with a unanimous roll call vote, the Ordinance was approved.

4. *Introduction of* ORDINANCE #06-2009

65
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

REQUIRING DUMPSTERS/REFUSE CONTAINERS TO BE COVERED. An Ordinance requiring dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibits the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids or solids from the containers to the municipal separate storm sewer system(s) operated by the Borough of Westville and/or the waters of the State so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Public Works Manager Domico confirmed that this is part of the new regulations and once it's adopted it will be something we can enforce.

The Public Hearing on this Ordinance will be held on May 13, 2009.

NEW BUSINESS (Continued)

5. APPLICATION from St. John's Day Care for a Special One Day Permit for a fundraiser.

COMMUNICATIONS

1. *Letter from Gloucester County Board of Freeholders advising of stages available for municipal sponsored events.* Councilman Rebel contacted the Freeholder's Office and found that both stages are available for the Independence Day Celebration (June 27th) and that there are fees associated with the stages (\$600 for the smaller stage and \$1200 for the large stage). Consensus of the council was to consider the deck located on River Drive, due to cost. Council will investigate before making a decision.
2. *Report from the Tax Collector on Tax Sale, held on April 9, 2009.*
3. *Clear Channel - Administrator Bittner advised that they own the billboards and are requesting the Borough re-negotiate their lease. This matter will be looked into further.*
4. *Letter from the State Department of Transportation regarding Grant Opportunities specific to Transportation Enhancement Grants relating to projects or enhancements along highways. We currently have the Streetscape project and the Borough would have to come up with funds if we decide to do apply for the projects. Time and money constraints are a concern with this type of Grant.*
5. Invitation from the Lion's Club to attend the annual Youth Week Dinner and Special Recognition Award Ceremony on May 19th. Council President Ledrich would like to attend.

66
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

6. Public Notice from Barry N. Lozuke, Esq. regarding Land Use Application for Schileen's Pub.
7. Notification from the Courier Post was received advising that the Borough was chosen "Best Town Spirit" in South Jersey. The Mayor confirmed that he spoke with the Courier Post and was told that based on readership during the month of February, Westville was named "Best Town Spirit." In recognition, Westville will receive a Plaque and be invited to a reception at the Mansion in Moorestown on May 4, 2009.

BILL AND VOUCHERS:

A motion to dispense with reading of the bills was made by Councilman Baker and seconded by Councilman Ledrich. Motion carried by unanimous voice vote.

A motion to pay all Bills and Vouchers, that were in order, was made by Councilman Baker with seconded by Councilman Rebel. Motion carried by unanimous voice vote.

PUBLIC COMMENT:

1. Luanna Sills, 303 Edgewater Avenue, stated that perhaps the loss of the previous Mayor, as well as the publicity surrounding his passing and the outpouring of people's support may have something to do with the "Best Town Spirit" award.
2. Ms. Sills asked for clarification on costs/estimates the Borough requires specific to how the Environmental Commission would use the grant. (Public Works Manager Domico advised Ms. Sills that her staff can do the in-kind match).

COMMENTS FROM GOVERNING BODY AND DEPARTMENT HEADS

1. Public Works Manager Domico discussed (a) the relining of Broadway with the second phase of the Sewer project which is almost finished; (b) on April 23rd, Public Works is kicking off the DPV system - Public Works will be trained on performing certain tasks. This will save the Borough about \$400 a month because built into their

67
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

estimate was an end-license sewer industrial license that they will just put under the Public Works Manager's Sewer Collection License and (c) the truck wash - Manager Domico attended a meeting at Rutgers and advised Public Works will purchase self contained filters so that all the water will run through the filter, collect all the grease and debris - this way the trucks can be washed in our own garage.

2. Main Street Project ~ Councilman Pennington asked if someone could contact Nick Salerno (Main Street Project) regarding the status of the project.
3. Environmental Project ~ Councilman Baker praised the Environmental Commission on their good works. Ms. Sills confirmed that the Commission completed its first project of the year which was held in Williamstown. As a result of their participation, the Environmental Commission hoping for a \$500 grant.

COMMENTS FROM GOVERNING BODY AND DEPARTMENT HEADS
(continued)

4. Independence Day Celebrations ~ Councilman Rebel, Celebrations Chairman, described the highlights planned for the Independence Day Celebrations, which will kick off at 4:00 pm on Saturday, June 27. Councilman Rebel contacted the Boy Scouts with the hope that they can conduct a flag raising ceremony, followed by a bike parade. Councilman Rebel advised that the Fire Department may be able to help with the prize money, as they do every year. Public Works Manager Domico will provide the ribbons for prizes and individuals to volunteer as judges.

COMMENTS FROM GOVERNING BODY AND DEPARTMENT HEADS
(Continued)

Amusements ~ Councilman Rebel plans to have two inflatable children's rides (slide and jumper) which can be rented for \$600. Volunteers are needed (perhaps high school students) can help so they can get school credits.

Food Vendors ~ funnel cakes, hot dogs, face painting, sand art, etc.

Entertainment ~ one band is already committed and the possibility exists of getting more bands to play up until the Boat parade begins.

68
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

Boat Parade and Fireworks will conclude the day's activities. Municipal Clerk Helder provided Councilman Rebel with letters that will be mailed to local business owners requesting donations for the event.

5. Clear Channel/Billboards ~ Administrator Bittner discussed the Clear Channel request that the Borough reduce our lease payments for the billboards. Currently, we receive \$3750 per year and they've requested two options for the expiring lease (a) \$1875 for 36 months - they would pay upfront for both billboards \$11,250 for 3 years; or (b) annual lease for 3 years reducing it from \$3750 to \$2250.
6. T-Mobile ~ Administrator Bittner provided information on a proposal of a Cell Tower at the Little League complex. Solicitor Alice is reviewing the proposal. Administrator Bittner feels that we should have public input on the Tower.
7. MOSCO lighting ~ Councilman Ledrich discussed his meeting with MOSCO Lighting and stated that we should be receiving a proposal shortly for the whole town (totally green with a 40% savings). The lighting on the Soccer and Little League fields will be much better.
8. 200 Broadway ~ Administrator Bittner suggested that Council look at unused Bond monies available from \$5000 to \$7000 to refurbish the downstairs, porch and outside of the building. Councilman Baker felt that the cost of renovations may be too expensive and asked for suggestions on how to reduce expenses. Administrator Bittner stated that Westville can be the general contractor to save money by obtaining three (3) estimates from different contractors.

COMMENTS FROM GOVERNING BODY AND DEPARTMENT HEADS
(continued)

9. Dances by Diane ~ Administrator Bittner reported that *Dances by Diane* now occupies the 2nd floor of Xavier Hall and has applied to the Land Use Board Sub-Committee to move downstairs to utilize a little office and dance area.

RESOLUTION FOR EXECUTIVE SESSION to discuss employment matters was read by the Clerk.

On a motion made by Councilman Ledrich and a second by Councilman Baker, with a unanimous voice vote, the Resolution was approved.

69
BOROUGH OF WESTVILLE
Regular Council Meeting
114 Crown Point Road
April 22, 2009

Time In: 8:54 p.m.

Time Out: 9:12 pm

Meeting was adjourned at 9:13 pm.

Respectfully Submitted,

Christine A. Helder, Municipal Clerk