

## *Agenda*

Wednesday, September 12, 2012  
1035 Broadway  
Community Center

**CALL TO ORDER 7:04**

**PLEDGE OF ALLEGIANCE**

**PUBLIC NOTICE**

**ROLL CALL**

**Mfay Welsh, cp Ledrdich councilmembers MURTAUGH PACKER REBEL SIMS**

**MEETING MINUTES of August 8, 2012 BP BR ALL VV**

**PROCLAMATION recognizing September as National Ovarian Cancer Awareness Month**

**MAYOR WELSH READ Proclamation to those in attendance.**

**PUBLIC COMMENT ON AGENDA ITEMS ONLY**

**none**

**REPORTS OF THE COMMITTEES FOR JULY and AUGUST:**

[Water, Sewer, Highway, Street Lighting and Recycling](#)

[Finance and Accounting](#)

[Ordinance and Code Enforcement](#)

[Library](#)

[Engineer's Report](#)

[Police Department](#)

*cm.fs*

**PRESENTATION**

**Annual Safety Presentation from Joe Henry of Hardenbergh Insurance took place. He reported on a new "WELLNESS PROGRAM" currently in progress.**

**VOLUNTEER ACCIDENT POLICY, JIF IS LOOKING INTO THIS POLICY.**

**MR packer commended the safety people.**

**Mayor Welsh read a Proclamation for Steve Evans to congratulate his 40 years working for the**

**COUNCIL MEMBERS: LEDRICH MURTAUGH PACKER REBEL SIMS**

**OLD BUSINESS: Discussion of Skyway Tower Proposal (EXEC. SESSION)**

**NEW BUSINESS:**

**Public Hearing on:**

**ORDINANCE NO. 10-2012 ~ ORDINANCE PROHIBITING SMOKING ON ALL BOROUGH OWNED AND/OR LEASED PROPERTIES WITHIN THE BOROUGH OF WESTVILLE**

# Agenda

*Motion to Open the meeting to the Public \_\_\_\_ FS \_\_\_\_ CM \_\_\_\_ Sec. Unanimous vv*

*Motion to Close the meeting to the Public \_\_\_\_ By \_\_\_\_ Sec. \_\_\_\_*  
**Administrator commented on recent complaints he has received from residents. Designated area on each property as “no smoking” zones. Admn. Asked consideration Discussion took place among Council and Borough Officials.**  
*Joyce Lovell, suggested “designated area with a recepticle” acknowledge that there is another .....side Delores Achilles, 21 Delsea Drive, loss of freedom, mshou cm bp*

*Continue with public hearing,*

**ORDINANCE NO. 10-2012**

**ORDINANCE PROHIBITING SMOKING ON ALL BOROUGH OWNED AND/OR LEASED PROPERTIES WITHIN THE BOROUGH OF WESTVILLE**  
**Solicitor suggested adopt intro ordin amending No. 10-20012 designated spots/saying smoking exceptions....**  
**public amended hold at next meeting**  
**ML questioned how this issue would be parks ‘no smoking’ smoking in designated areas only.**  
**adopt ordin**

*Motion to \_\_\_\_ bp\_ without enforcement for 30 days*  
*fs \_\_\_\_ by \_\_\_\_ Sec. \_\_\_\_ RCV BR “No” vote for both*  
**NOTify organizations that we will be in touch to designate the areas.**  
**INTRODUCT**

**RESOLUTION      APPROVING THE 2011 AUDIT**

*Motion to \_\_\_\_ B[*  
**YES \_\_\_\_ by \_\_\_\_ Sec. \_\_\_\_ RCV**  
  
**bb commented ‘**  
**bp commented**

ROLL CALL VOTE				
COUNCIL MEMBER	Y	N	ABSTAIN	ABSENT
Ledrich				
Archer				
Murtaugh				
Packer				
Rebel				
Sims				

**Receipt of Bids**  
**OPEN BIDDING FOR 36 EDGEWATER AVENUE NONE TOOK PLACE**

*Agenda*

BB EXPLAINED Solicitor took over and advised those in attendance initial bid of \$3,000 offer pursuant to....  
no one in the Ordinance made an offer.

**RESOLUTION** AUTHORIZING THE SALE OF LANDS OWNED BY THE BOROUGH OF WESTVILLE PURSUANT TO N.J.S.A. 40A:12-13 (BLOCK 31, LOT 1, 36 EDGEWATER AVENUE) \$3,000

*Motion to \_\_\_\_\_ cm ml all unanimous  
by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

**RESOLUTION** ADJUSTING SEWER BILLING CODE FOR THE ESTATE OF RONALD MUHLBAIER (115 EDGEWATER AVENUE) DUE TO CHANGE OF USE

*Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

**RESOLUTION** APPROVING RENEWAL OF LIQUOR LICENSE FOR 2012-2013 FOR GANT ASSOCIATES, 106 BROADWAY BR

*Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

**RESOLUTION** CREDITING WATER ACCOUNTS DUE TO METER READING MULTIPLIER ERRORS

ACCOUNT	NAME	ADDRESS	AMOUNT
699	Vance Maloney	324 High Street	\$595.8
309	Kathy Phelps	53 Timber Avenue	\$329.00

*Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

GLOUCESTER **COUNTY** ASSESSOR COOPERATION AGREEMENT

*Motion to table*

*Solicitor will review based on Admn*

*advise \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

**REQUEST** from Public Works employee, John R. Cifuni, to opt out of the medical insurance offered by the Borough and to receive reimbursement  
bb: normal employees must request

**RESOLUTION** Authorizing the Reibursemnt of medical insurance premium at 1/2 the single rate effective September 19, 2012. bp br ALL

*Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV*

## Agenda

**REQUEST** from landlord Alicia Oliver to have the sewer disconnected at her duplex located at 225 Station Avenue Discussion took place

bb explained the situation to Council. Sewer is only granted in .....

bp fs all yes

Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV

**REQUEST** from Francis J. Marino (13 Parkview Drive) for a refund of his property tax payments due to Totally DV Exemption and paid in error.

Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV all

**RESOLUTION** AUTHORIZING REFUND OF OVERPAID TAXES FOR TOTALLY DISABLED VETERAN ON BLOCK 89, LOT 23 FOR FRANCIS J. MARINO

2nd Quarter Tax Refund: \$837.72

3rd Quarter Tax Refund: \$1,242.39 ml cm ALL

Motion to \_\_\_\_\_ by \_\_\_\_\_ Sec. \_\_\_\_\_ RCV

**Lengthy discussion**

took place on [Discussion of CES Correspondence to received September 10, 2011 regarding on-site inspection/construction administration/Water Tank Modifications](#)

*[BB reported on this letter. He and CES, Norman Rodgers, went out and made them do things properly, etc. this necessitated his only concern, he would like Solicitor to look at whether we should assess damages, with project not being completed in time. Contractor was to be finished September 1st.*

*NR estimates time frame...*

*Sandblasting, painting legs of the Tower,*

*Discussion took place on Inspectionsdd: 30 days full time inspections is .... NBA*

*Inspector..20 days of p/t inspection and \_\_\_ft days. Felt they owe 19 days of 1/2 inspection.*

*30 days x 650 =*

*Commented*

*Mayor recommended that Donna and Bill meet with the Contractor*

*Authorize norm allow them to come out Friday - due the test*

*NR: spoke to NBA and asked about inspecting; they come from*

*Delaware and discussed the number of days; they may argue, to get them out for an inspection (with no chrg.) compromise to a certain time; not to make them do free inspections; coming close to the day when inspection must be done; etc.*

*bb: asked the question if this should have been done before August.....*

*In order to get the job done, Contract should be reviewed by the Solicitor; let him make a determination. Councilman Packer agreed with having the Solicitor review dd: start day was questionable.*

## *Agenda*

### Nr letter put them on notice

Soliquidated vs actual costs

BP made a motion to authorize make a call to have the inspector come in and inspect the work as an as needed basis. (We be billed for this.)

CM: If something fails, that has already been done by their inspection...., (this to be part of the record)]

Add'l "unanticipated" costs to the project - concern of Admn.

MI: need clarification language - on inspections. IF CONTRACT calls for it. (they should owe inspections - their own reports reflects this.)

SOLICITOR commented and burden should be put on Contractor, not Borough (liquidated damages) and it may not be that easy. It was decided that until we find out what the contract says, authorize dd bb nr to have inspect here on Friday

RC all

Railroad Letter - to Sunoco indicating Broadway signal may be affected impact to roadway system (it was believed to have been authorized at last meeting. upgrade of signal, due to impact associated with

Author nr to send a Letter, without any research, to Sunoco ALL unanimous bp & fs?

BB: Infrastructure Little River autho engineer to file an application ML BP ALL bb in 1997 capital program almost everything has been completed; we should consider a new 5 year program based upon what was completed; needs have changed; streets are starting again this should be included - bldg maint. boro prop; upgrades to sports activities; look at and have a Plan; it was pretty much followed over the years; str to plan Bonding for Capital Improvement Refinancing Bond for Next Meeting - Introducing

work on this NR will come up with a cost to prepare this document.

possible adding storm systems

consensu allow bill to meet with ENgineer. packer ddbbnr meet

### COMMUNICATIONS:

- [Letter](#) of Resignation from Patrolman Steven Flannery, effective September 19, 2012 Motion
- [Public Notice](#) from PSE&G regarding Extension of a Solar Generation Investment Program
- [Letter](#) from State of New Jersey regarding Public Hearings on New Jersey's Development and Redevelopment Plan
- [Letter](#) from Governor Christie regarding some of his accomplishments and a request for feedback
- [Letter](#) from State of New Jersey announcing that applications for the New Jersey Department of Transportation's FY 2013 State Aid programs are being accepted

## *Agenda*

- [Letter](#) from Joe Bobiak, President of the Westville Little League, requesting a smoking ban on Little League properties
- [Letter](#) from Petroni & Sons regarding the 2011 Audit Findings
- [Letter](#) from Sovereign Consulting relating to a property at 1058 Delsea Drive regarding groundwater impact concerns
- [Letter](#) from CES regarding the Water Storage Tank Modifications project
- [GCIA Meeting Minutes](#) from July 19, 2012
- [GCUA Meeting Minutes](#) from June 13, 2012
- [Letter](#) from Gloucester County regarding upcoming Foreclosure Information Seminar
- [Letter](#) from American Water regarding petition to change levels of purchased water adjustment clause and purchased wastewater treatment adjustment clause
- [Public Notices](#) from PSE&G regarding RGGI Recovery Charges and Change in Non-Utility Generation Charge Rate
- [Public Hearing](#) Notice from NJ Transit regarding Senior Citizen and Disabled Resident Transportation Assistance Program Hearings

### MONEY COLLECTED BY THE CLERK for the Month of August:

Police Reports	\$98.30
Rent	\$1125.00
Peddler License	\$35.00
Marriage License	\$84.00
Certified Marriage	\$40.00
Death Certificates	\$155.00
<b>TOTAL</b>	<b>\$1537.30</b>

**BILLS & VOUCHERS:** List of Bills: *(Posted in foyer)*  
Motion to *dispense with reading* of the bills bp br  
Motion to *pay all Bills and Vouchers* that are in order

ml cm ALL RCV

Discussion concerning “The Light for the Missing”  
Councilman Murtaugh reported on a meeting held last night with CM ML BB TH Sue Shomo, Mike Packer and FS  
Concept was agreed on at a prior meeting.  
Unveil is thurs. Sept. 20 Invitations were given out  
Location is on front of the building at 165 Broadway  
Itinerary was requested from SS

Sign being hung up - permits, in Downtown Preservation Committee approval  
Building Inspector; electrical permits being expedited as best we can. Public Works will help the machine shop hang  
4 ft x 8 ft  
Sign is still needed at new building (BR reminded)  
As soon as sign is out CM will advise everyone so they can take a look at.

## ***Agenda***

**Concerns were addressed**

**Olive Street & Broadway - Fire Department Light concerns regarding traffic/accidents change light to stationary not strobe double flash,; in case more than one missing. Cost to Borough - electric Installation only - LED, 12 volt  
SB Broadway traffic**

**close broadway down**

**Discussion took place on time, date,**

**County Title 39; within**

**Work day**

**October 13th change date**

**Organ must come to Mayor and Council**

**Permit**

**Research on Blinking,**

**No rush to mount it.**

**Consensus was to re-send invitations, advertising, etc.**

**Fundraising - set up a table? Using name of BOW and PD, we have no idea of how much, what where. Process of forming an Organization "Light of Missing"**

**MOTION FS postpone festivities for Sept 20th and come up with another date; under circumstances; whatever date is the Committee will BR**

**RCV All**

### **PUBLIC COMMENT: (Time Limit 3 minutes)**

JOYCE LOVELL 328 SUMMIT AVENUE

LIGHT SHOULD NOT BE ON 165

BOROUGH GARAGE - PROMINATE IT WILL BE SEEN IN A PLACE THAT DOES NOT INTRUDE ON RESIDENTS/

NOT ON A BUILDING USED FOR MUNICIPAL

KELLY ANN BAKER VOLUNTEERED FOR THE ENVIRONMENTAL COMMISSION

### **COMMENTS FROM GOVERNING BODY & DEPARTMENT HEAD**

DD: OLIVE STREET STARTED PARKVIEW DR TO DELSEA

MACEDONIA CHURCH, HAD PEOPLE PAINTING THE CURBS

50 FT FROM THE CURB DD WOULD LIKE "NO PARKING HERE TO CORNER" FL ADVISED HE ADDRESSED THE CHURCH; He will again reach out to the church to put the original paint white color

## ***Agenda***

dd: delayed Pond cleaning this year, working on this hoping it will happen by October. May try for November when school is closed. Need more core logs.

No mow zone, next year will cut

ML: light of the missing; alot of discussion on this light may never be turned on.

BP: looking at water and sewer rates - increase; he suggested coming up with a 5 year plan, lining of more of the sewer lines; system is old; if letters haven't gone out (Parkview) stop letters before they get out.

Bill Rebel - signif progress at 165 Broadway; need to meet again and choose finished materials to be installed; Architect is waiting to hear from us (Bill B.)

BB will have a final meeting with Architect and Committee (Bldgs and)

Police is a "fluid" recommendation; IACP instructions - a lot involved; minor changes; BB

BB: Monster Wrestling at Parking Lot at 165 Broadway

good draw - approval granted to BB will contact

Mayor: Citizen Leadership for from Kelly Ann Baker was received

Mayor requested approval to appoint Kelly as FULL VOTINGMEMBER BP  
ML to appoint to ENVIRONMENTAL COMMITTEE

9:25 BREAK in Executive Session 9:50 p.m.

### ***RESOLUTION FOR EXECUTIVE SESSION to discuss Lease and Rental of Property, Personnel Issues - Court and Police Department, Skyway Tower Lease***

#### ***Authorize Mayor to sign***

***Resolution Authorizing Admn/Solicitor all motion cm Mayor to sign Five (5) Year Lease with SkyTower***

***RESOLUTION Authorizing Chief Lederer to hire 2 crossing guards, effective september 13***

***bp ml RCV Sims (Abstain - relative)***

***Rsolution solicit two Special Officers bp br RCV All***

***RESOLUTION Authorizing Chief Lederer to move up specials to officer class FT/PT Greenwald and warrington motion to brebel fs RCV all***

***Class II's effective, September 13, 2012***

***CHUCK MURTAUGH: Lighting***

## ***Agenda***

***NOTIFICATIONS TO GO OUT TO ALL INVITATIONS - look at dates provide information Looking for Fall Festival October 13***

***TRAIN John McGreavy offere da visit Conrails Main - daytime to understand***

***Meeting Adjournment Time: \_\_10:30 p.m. motion bp cm\_\_\_\_\_***

***Next meeting scheduled for October 10, 2012***

***[www.westville-nj.com](http://www.westville-nj.com)***

## ***Agenda***

### **LIST OF COMMITTEES:**

**Celebration of Public Events:**

***William C. Rebel, Chair,***  
*Colleen T. Archer & Charles D. Murtaugh*

**Finance & Accounting:**

***Michael O. Ledrich, Chair,***  
*Fritz H. Sims, William C. Packer, III &*  
*John A. Bruno, Ex-Officio*

**Ordinance & Code Enforcement:**

***Charles D. Murtaugh, Chair,***  
*Colleen T. Archer & Fritz H. Sims*

**Planning & Business Development:**

***William C. Packer, III, Chair,***  
*William C. Rebel, Michael O. Ledrich &*  
*William J. Bittner, Ex-Officio*

**Public Buildings, Grounds, Parks & Playgrounds:**

***Charles D. Murtaugh, Chair,***  
*William C. Rebel & Michael O. Ledrich*

**Safety Committee, Public Safety & Municipal Court:**

***Charles D. Murtaugh, Chair,***  
*Michael O. Ledrich & Fritz H. Sims*

**Water, Sewer, Highway, Street Lighting & Recycling:**

***William C. Packer, III, Chair,***  
*Charles D. Murtaugh & Colleen T. Archer*

**Web Site:**

***Colleen T. Archer, Chair,***  
*William C. Rebel, Charles D. Murtaugh &*  
*William J. Bittner, Jr., Ex-Officio*

**Personnel:**

***Fritz H. Sims, Chair,***  
*Michael O. Ledrich & William C. Packer, III*

**New Borough Hall:**

***William C. Rebel, Chair,***  
*Charles D. Murtaugh & Russell W. Welsh, Jr., Mayor*