

**GLOUCESTER TOWNSHIP COUNCIL MEETING
FEBRUARY 8, 2010
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

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. Evans	Mr. Carlamere, Solicitor
	Mr. Hutchison	
	Mr. Garbowski	Mr. Cardis, Business Administrator
	Mr. Schmidt	Mrs. DiJosie, Township Clerk, RMC
	Mrs. Gentek	Mayor Mayer
	Mr. Mercado	
	Mr. Bianchini	Mr. Moffa, Public Works
		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 asked about the accepting of bids and also asked about the Lovelace property. Mr. Kibelstis also asked about the sheds and asked if Public Works used them. It was stated that the Public Works does use them somewhat and they are also storage for equipment for the fields. Mr. Kibelstis stated that the organizations should contribute to these sheds.

Joanne Carr of 50 Clement Drive appreciated the agenda on the website but would like to see backup also on the website. She also asked about the landscape maintenance program/cutting of retention basins and fertilization program. She asked why the township doesn't hire temporary help for this instead of going out for bid. Mr. Cardis stated that the cutting of retention basins are a problem and the township does not have the right equipment for the job.

Aiden Mickle of Timberbirch development asked where the physical address of the Lovelace property was. It was stated that it is off of Sicklerville Road.

Maureen McLaughlin of 125 Empire Avenue asked about the pilot program Mr. Bianchini stated that they would give the township a minimum of \$50,000.00 or up to 5 or 6 % of the rentals. He stated that the numbers should go up. She asked about the Township's COAH obligation. Mr. Lechner stated that we have fulfilled Rounds 1 and 2 and we are presently in Round 3. She stated that she does not understand why the township is doing Revere Run - Park Place. Mr. Mercado stated that presently this is vacant land and the township will be getting 1.8 million for the property. Mr. Carlamere stated that New Jersey established COAH and although COAH may be eliminated, the municipalities will have to enforce the court orders. Mr. Bianchini stated that the redevelopment fees from the units will help revitalize old neighborhoods. Mayor Mayer stated that this will increase the quality of life for many people. He stated that we hope to have the facilities managed by the Housing Authority and then they will use the developers fees to buy units and revitalize them. He stated that the fees become seed money. He stated that the township has a problem with absentee landlords. He stated that the township has formed a Quality of Life Team and he stated that he has asked Council to discuss the nuisance ordinance and begin fining the landlords who do not follow the rules.

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

Proclamation: The Township read the following Proclamations:
Go Red For Woman and Black History Month

Bids:

**BID REPORT
MARGE MARTIN SPORTS COMPLEX (RE-BID)
01-27-10 @ 10:00 AM**

CONTRACTOR

BASE BID

ALT.BID

BID BOND

COMMAND CO., INC.	\$1,877,355.00	NO BID	10%
DDL ENTERPRISES, INC.	\$1,792,862.00	\$1,958,702.35	10%
FRED M. SCHIAVONE CONST.	\$1,740,439.00	\$1,927,752.00	10%
MJJ CONSTRUCTION LLC	\$2,003,089.00	\$2,210,145.00	10%
R.D. ZEULI, INC.	\$1,969,908.00	\$2,054,278.00	10%
W.J. GROSS, INC.	\$2,124,275.00	\$2,303,875.00	10%

BID REPORT

**TWO (2) CROSS MEMBERLESS STAINLESS DUMP BODIES AND
ONE (1) CROSS MEMBERLESS STAINLESS DUMP BODY
01-27-10 @ 10:00 AM**

<u>VENDOR</u>	<u>BASE BID</u>	<u>BID BOND</u>
DEHART & SON	\$40,897.00	10%
INTERCON TRUCK EQUIP INC.	\$54,355.00	10%
TRUIS, INC.	\$73,385.00	10%

BID REPORT

**CHURCH STREET SIDEWALK IMPROVEMENTS-CDBG
01-28-10 @ 10:00 AM**

<u>CONTRACTOR</u>	<u>BASE BID</u>	<u>BID BOND</u>
LEXA CONCRETE, LLC	\$46,604.60	10%
KURZ CONCRETE CONSTRUCTION	\$47,779.00	10%
CHARLES MARANDINO, LLC	\$59,961.00	10%
SULLIVAN & PIGLIACELLI	\$68,350.00	10%
JERSEY CONSTRUCTION	\$54,710.00	10%
CURB CON	\$31,860.00	10%
BUD CONCRETE	\$39,804.60	10%
DIAMOND CONSTRUCTION	\$37,627.60	10%
MIDWEST CONSTRUCTION	\$60,000.00	10%

Mr. Hutchison made a motion to accept the bids, seconded by Mr. Mercado. Roll call vote: Mrs. Evans stated that she is voting no on the Marge Martin Complex as she thinks that the township is going through a lot at this time, she voted yes on all others. Mr. Hutchison asked for a point of clarification. He asked the solicitor if the Council was approving or accepting these bids. Mr. Carlamere stated that the Council is just accepting the bids and no action is being taken. Mr. Hutchison therefore voted yes to accept. All others voted yes. Motion carried. 6-1 for Marge Martin Complex bid, 7-0 for all others.

ORDINANCES: FIRST READING

O-10-03 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE O-03-03 OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY KNOWN AS THE LAND DEVELOPMENT ORDINANCE REGARDING RESIDENTIAL DEVELOPMENT FEES

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that Ordinance O-03-03, known as the "Land Development Ordinance" be and is hereby amended, as follows:

SECTION 1. That Article IX, Affordable Housing Fees and Procedures, Section 902.4(a)(i) entitled "Imposed Fees" be repealed and amended, as follows:

- i. Within any zoning district, residential developers, except for developers of the types of development specifically exempted below shall pay a fee of one and a half of percent of the equalized

assessed value for residential development provided no increased density is permitted.

SECTION 2.

That Article IX, Affordable Housing Fees and Procedures, Section 902a entitled “Affordable Housing Growth Share” be repealed in its entirety.

SECTION 3.

All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 4.

If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgement of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 5.

This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on March 22, 2010 and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: Mrs. Evans voted no. Mr. Hutchison asked for a point of clarification. He asked Mr. Lechner with this new fee, would we be getting more money in. Mr. Lechner stated that the township would be collecting an additional one percent and the money would go into the affordable trust fund. Mr. Hutchison therefore voted yes. All other council members voted yes. Motion carried 6-1.

O-10-04 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE O-03-03 OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY KNOWN AS THE LAND DEVELOPMENT ORDINANCE REGARDING DRIVEWAYS, FENCES, SIGNS, FEES, EXEMPTIONS, AND ZONING CONFORMITY

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that Ordinance O-03-03, known as the “Land Development Ordinance” be and is hereby amended, as follows:

SECTION 1.

That Article V, Performance and Design Standards, Section 504, entitled “Driveways (Residential)” attached hereto be relocated and amended in its entirety to a new section within Article IV, Zoning District Regulations, as follows:

- A. Article IV, Zoning District Regulations shall have a new Section 424, entitled “Driveways (Residential)”.
- B. Article V, Performance and Design Standards, Section 504 shall add the word “reserved”.

SECTION 2.

That Article V, Performance and Design Standards, Section 505, entitled “Fences, Hedges and Walls” attached hereto be relocated and amended to a new section within Article IV, Zoning District Regulations, as follows:

- A. Article IV, Zoning District Regulations shall have a new Section 425, entitled “Fences, Hedges and Walls”.
- B. Article V, Performance and Design Standards, Section 505 shall add the word “reserved”.

SECTION 3.

That Article V, Performance and Design Standards, Section 513, entitled "Signs" attached hereto be relocated and amended to a new section within Article IV, Zoning District Regulations, as follows:

- A. Article IV, Zoning District Regulations shall have a new Section 426, entitled "Signs".
- B. Article V, Performance and Design Standards, Section 513 shall add the word "reserved".

SECTION 4.

That Article IX, Fees, Guarantees, Inspections and Off-tract improvements, Section 901.A entitled "Fee schedule" is to be amended in the following categories:

APPLICATION AND ESCROW FEES

- A. Add the words "Conditional Use" between "Variance" and "fees" within the title.
- B. Add the following category and fee
"Conditional Use
Filing Fee: \$100.00

SECTION 5.

That Article XI, Administration, Enforcement, Violations and Penalties, Section 1103.F entitled attached hereto "Exemptions" be amended, as follows:

- A. Delete the word "Residential" from the two locations between the words "existing" and Structures" within Section 1103.F(1) (d) in its entirety add the word "reserved"

SECTION 6.

That Article XI, Administration, Enforcement, Violations and Penalties, Section 1104 entitled "Certificate of Zoning Conformity" be repealed in its entirety and replaced with the word "reserved".

SECTION 7.

All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 8.

If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgement of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 9.

This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on March 22, 2010 and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: Mrs. Evans voted yes as she would like to see that we are fixing up fences. All others voted yes. Motion carried 7-0.

**O-02-30 OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY KNOWN AS THE NEW
VISION REDEVELOPMENT PLAN**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that Ordinance O-02-30, known as the “New Vision Redevelopment Plan and Establishing an Area in need of Redevelopment Pursuant to N.J.S.A. 40A:12A-1 Et Seq.” be and is hereby amended, as follows:

SECTION 1. That Article IX, Zone Plan and Zoning Regulation, Section B.3(d) entitled “Permitted Uses” and subparagraph 3 entitled “General Commercial Uses” be and is hereby amended as follows:

A. Add the words “and outdoor” between the words “Indoor” and “recreation,” whereas the permitted use shall be:

“D. Indoor and outdoor recreation and health and fitness centers.”

SECTION 2. That Article IX, Zone Plan and Zoning Regulations, Section B.4 entitled “Permitted Uses” and subparagraph 4 entitled “Planned Commercial Development” be and is hereby amended to add the following section:

f. Multi-screen movie theater. A planned development that may also incorporate any of the uses as enumerated in Section IX.B(3)(a,b,c,d).”

SECTION 3. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgement of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 5. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

President of Council

Adopted:

ATTEST:

Township Clerk, RMC

Mayor

Mr. Lechner explained that someone interested in the purchase of the NIKE site would like the ordinance better clarified as to what could be put in this area. Mrs. Evans asked what type of outdoor recreation this company would like to see at this site. Mr. Lechner stated that it would be a private recreation ballfield, with indoor use also and possibly a hotel and restaurants.

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on March 22, 2010, and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

**O-10-06 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE
O-03-03 OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY KNOWN AS THE LAND
DEVELOPMENT ORDINANCE REGARDING OUTDOOR
RECREATION AND MULTI-SCREEN MOVIE THEATER IN THE NEW
VISION REDEVELOPMENT PLAN**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, that Ordinance O-03-03, known as the “Land Development Ordinance” be and is hereby amended, as follows:

SECTION 1. That Article IV, Zoning District Regulations, Section 418a entitled “new Vision Business Park (NVBP) District (redevelopment)” and subparagraph 3 entitled “General Commercial Uses” be and is hereby amended as follows:

- A. Add the words “and outdoor” between the words “Indoor” and “recreation,” whereas the permitted use shall be:
 - d. Indoor and outdoor recreation and health and fitness centers.”

SECTION 2. That Article IX, Zoning District Regulations, Section 418a entitled “New Vision Business Park (NVBP) District (redevelopment)” and subparagraph 4 entitled “Planned Commercial Development” be and is hereby amended to add the following new section:

- “f. Multi-screen movie theater. A planned development that may also incorporate any the uses as enumerated in Section IX.B(3)(a,b,c,d).”

SECTION 3. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgement of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 5. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on March 22, 2010, and to advertise by synopsis, seconded by Mr. Mercado. On the Question: Mrs. Evans stated that she would like to see recreation and a pool at this end of the township. She stated that it is needed. She voted yes. Mr. Hutchison stated that the recreation and pool would be for private use only. He voted yes. All others voted yes. Motion carried 7-0.

O-10-07

**ORDINANCE AMENDING ORDINANCE O-81-5 AND
KNOWN AS CHAPTER 51 OF THE CODE OF THE
TOWNSHIP OF GLOUCESTER ENTITLED, “FEES”**

BE IT ORDAINED by the Township Council of the Township of Gloucester in the County of Camden, State of New Jersey, that Ordinance O-81-5 entitled, “An Ordinance Establishing Fees for the Recreation Program of the Township of Gloucester” and also known as Chapter 51 entitled, “Fees” of the Code of the Township of Gloucester be amended as follows:

SECTION 1. That Article II, entitled, “Recreation Program” Section 51-8 entitled, “Enumeration of Fees” , “Pre School (Tot Art) Ages 3 to 5” be and is hereby amended to read as follows:

“ Pre School (Tot art) Ages 3 to 5

Winter Session

Resident - 2 days per week, per person 215.00

Non-Resident Fee 260.00

Spring Session

Resident - 2 days per week, per person 215.00

Non-Resident Fee	260.00
Fall Session	
Resident - 2 days per week, per person	215.00
Non-Resident Fee	260.00"

SECTION 2. That Article II entitled, "Recreation Program" Section 51-8 entitled, "Enumeration of Fees", be and is hereby amended as follows:

"Non-Resident -Summer 6-week Camp	230.00
Any Gloucester Township Programs/Classes per session	
Residents	10.00
Non-Resident Fee	20.00"

SECTION 3. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 5. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public reading on February 22, 2010 and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

O-10-08

ORDINANCE AUTHORIZING ACCEPTANCE OF PREMISES AND AUTHORIZING ACCEPTANCE OF DEED FROM MARY ANN LOVELACE FOR THE PREMISES KNOWN AS BLOCK 18304, LOT 46.02 FOR OPEN SPACE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, Mary Ann Lovelace, owns certain lands and premises to be dedicated as open space, situate in the Township of Gloucester, Camden County, New Jersey designated on the Official Tax Map of the Township of Gloucester as Block 18304, Lot 46.02; and

WHEREAS, Mary Ann Lovelace desires and wishes to donate and convey said Lot for Open Space to the Township of Gloucester; and

WHEREAS, the Township Council of the Township of Gloucester desires to accept deed of conveyance, via a Quit Claim Deed, for said land;

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

SECTION 1. That the Township of Gloucester hereby acquire by accepting the deed of conveyance between Mary Ann Lovelace as Grantor and the Township of Gloucester as Grantee, that certain parcel and tract of land designated on the Official Tax Map of the Township of Gloucester as Block 18304, Lot 46.02 and further described in Schedule "A" as attached.

SECTION 2. That the aforesaid deed of conveyance for said land be and is hereby accepted and that said deed and other release documents be recorded by the Township Clerk in the Office of the Camden County Clerk.

SECTION 3. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, part, clause or phrase of this Ordinance shall be

declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

SECTION 5. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: February 8, 2010

PRESIDENT OF COUNCIL

Adopted:

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on February 22, 2010, and to advertise by synopsis, seconded by Mr. Mercado. Roll call vote: All in favor. Motion carried 7-0.

O-10-09

ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY, CANCELING CERTAIN FUNDED APPROPRIATION BALANCES HERETOFORE PROVIDED FOR VARIOUS CAPITAL PROJECTS AND RE-APPROPRIATING SUCH FUNDED APPROPRIATION BALANCES FOR OTHER CAPITAL PROJECTS

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, New Jersey (not less than two thirds of all of 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 following appropriation remaining as a balance in the following Bond Ordinance (“Ordinance”) heretofore adopted by the Township of Gloucester, County of Camden, New Jersey, (“Township”), is hereby canceled:

<u>Ordinance</u>	<u>Amount of Funded Appropriation to be Canceled</u>	<u>Amount of Unfunded Appropriation to be Canceled</u>
A. 2001-32, Section 3.6	\$6,588.78	\$0
B. 2003-36, Section 37 b	\$59,411.22	

Section 2. The sum of \$66,000 which represents the funded appropriation canceled in Section 1 hereof, is hereby re-appropriated from the Ordinance for: (i) the acquisition of copy machine and office equipment in the amount of \$6,000; and (ii) the acquisition of computer software in the amount of \$60,000.

Section 3. The period of usefulness of the purpose referred to in Section 2 within the limitations of the Local Bond Law and according to the reasonable life thereof, is not less than five (5) years.

Section 4. The Capital Budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Township Clerk and available for inspection.

Section 5. The improvements authorized hereby are not current expenses and are general improvements that the Township may lawfully make. No part of the cost of the improvement was authorized hereby has been or shall be specially assessed on any property specially benefitted thereby.

Section 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency; and

Section 7. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Introduced: February 8, 2010

Adopted:

President of Council

ATTEST:

Township Clerk, RMC

Mayor

Mr. Bianchini explained this ordinance. Mrs. Evans asked what we were cancelling. Mr. Cardis stated that we are cancelling a prior funded capital ordinance to pay for a copy machine for police records and software for the finance department.

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

RESOLUTIONS:

CONSENT AGENDA

R-10:02-056

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPOINTING BACH ASSOCIATES FOR TIER A MUNICIPAL STORMWATER GENERAL PERMIT ANNUAL REPORT

WHEREAS, there exists a need for the Tier A Municipal Stormwater General Permit Annual Report

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids, must be publicly advertised, and

WHEREAS, the Township Council of the Township of Gloucester does hereby designate Bach Associates as Engineer for the Township of Gloucester.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, and State of New Jersey, as follows:

1. That Bach Associates be and is hereby appointed as Engineers for the Township of Gloucester, since by nature of his qualifications and experience, he is well qualified.

2. This contract is awarded without competitive bidding as "Professional Service" under the provisions of the Local Public Contracts Law, because the aforesaid agreement encompasses the services of a recognized professional, licensed and regulated by law, and is of a nature where it is not possible to obtain competitive bids.

3. A copy of this Resolution shall be published in the newspaper within 10 days of its passage, as required by law.

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-10:02-057

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN
THE TOWNSHIP OF GLOUCESTER AND BARNCO WOODWORKS, LLC**

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for two sheds for ballfields

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with Barnco Woodworks, LLC for two (2) sheds for ballfields in the amount of \$3,539.00 each for a total of \$7,078.00 which was the lowest bid or quote received.

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

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

R-10:02-058

RESOLUTION REJECTING BIDS FOR TWO (2) CROSS MEMBERLESS STAINLESS DUMP BODIES AND ONE (1) CROSS MEMBERLESS STAINLESS DUMP BODY OR EQUIVALENT WITH A FORCE AMERICA MANUAL HYDRAULIC SYSTEM CONTROL VALVE OR EQUIVALENT AND AUTHORIZING THE RE-ADVERTISEMENT OF BIDS

WHEREAS, the Township Council of the Township of Gloucester has authorized and received bids for Two (2) Cross Memberless Stainless Dump Bodies and One (1) Cross Memberless Stainless Dump Body or Equivalent with a Force America Manual Hydraulic System Control Valve or Equivalent, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, that all bids received for Two (2) Cross Memberless Stainless Dump Bodies and One (1) Cross Memberless Stainless Dump Body or Equivalent with a Force America Manual Hydraulic System Control Valve or Equivalent be and are hereby rejected.

BE IT FURTHER RESOLVED that the proper officials be and is hereby authorized to readvertise for bids for Two (2) Cross Memberless Stainless Dump Bodies and One (1) Cross Memberless Stainless Dump Body or Equivalent with a Force America Manual Hydraulic System Control Valve or Equivalent

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-10:02-059

RESOLUTION CORRECTING ERRONEOUS ASSESSMENTS FOR FIRST QUARTER ESTIMATED TAX 2010 AS INDICATED, AND TO AUTHORIZE THE TAX COLLECTOR TO REFUND ANY OVERPAYMENTS.

WHEREAS, the following properties in the Township of Gloucester, as indicated by block and lot number, have received an erroneous assessment and estimated tax bill for the first quarter 2010 for the indicated reason, and,

WHEREAS, the Township Assessor has reviewed and made corrections of said errors for the 2010 tax list,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, that the following properties be reduced for the years and reasons stated and the Tax Collector is hereby authorized to credit each tax account and refund any over-payments:

BLOCK ACCOUNT	LOT	NAME & REASON	REDUCTION OF ASSESS	RED. TAXES
301 00494	14	Barry Ilgenfritz	Cancel first qtr 2010 billing Prop was deleted and combined with lot 15	\$38.08
906 13528	13	Kappatos Bros. LLC	Cancel first qtr 2010 billing Prop was deleted and combined with lot 12	\$1,157.71
1106 14345	12	Kappatos Bros. LLC	Cancel first qtr 2010 billing Prop was deleted and combined with lot 1	\$388.25
1704 00494	18	Paul Trebelhorn	Cancel first qtr 2010 billing Prop was deleted and combined with lot 19	\$119.95
6502 86697	3	Township of Gloucester	Cancel second half taxes 2009 (Assmt 28,500) Property tax exempt	\$769.51
14003 164901	10	Camden County College	Cancel first qtr 2010 billing Property Tax exempt	\$1,413.44
17902 203148	8	Family Serv of Burl Cty	Cancel first qtr 2010 billing Property Tax exempt	\$2,069.69

ADOPTED: February 8, 2010

President of Council

Township Clerk

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

R-10:02-060

RESOLUTION TO AUTHORIZE THE TAX COLLECTOR TO GRANT SENIOR CITIZEN, DISABLED, OR VETERAN DEDUCTION FOR THE YEAR 2009 AS INDICATED AND TO ADJUST ANY BALANCE

WHEREAS, the following applicants are the owners of a residential property located in the Township of Gloucester, and,

WHEREAS, they have properly filed an application for a Senior Citizen, Disabled, or Veteran Deduction with proof of eligibility, and

WHEREAS, the Assessor has reviewed and approved said application,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is authorized to grant said deduction and/or adjust any resulting balances for the year 2009 and refund any balances for the amounts indicated.

Block Account #	Lot	Name	Comment	Amount of Deduction
1804 23712	12	Thaddeus Drapczuk	Add Veteran Deduction 2009	250.00
8701 400940	1.04	Anthony Savino	Add Veteran Deduction 2009	250.00
9503 46493	5	Gabriel Chiroux	Add Veteran Deduction 2009	250.00
12623 163628	3	Rose Kileen	Add Sen Cit & Vet Deduction 2009	500.00

ADOPTED: February 8, 2010

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor.

Motion carried 7-0.

R-10:02-061

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY ACCEPTING A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR THE BIKE PATH - PHASE IX

WHEREAS, the Township of Gloucester applied to the New Jersey Department of Transportation for a grant under the Trust Fund for 2010; and

WHEREAS, that New Jersey Department of Transportation (NJDOT) has informed Remington & Vernick Engineers that \$120,000.00 of State Aid funds have been allocated towards the design, construction and inspection costs for the Bike Path, Phase IX

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, formally accepts the grant for the above stated project.

Adopted: February 8, 2010

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. Roll call vote: All in favor.

Motion carried 7-0.

R-10:02-062

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND CURB CON INC.

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for Church Street Sidewalk Improvements

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with Curb Con for Church Street Sidewalk Improvements in the amount of \$31,860.00 which was the lowest bid or quote received.

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

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

R-10:02-063

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR LANDSCAPING MAINTENANCE PROGRAM, CUTTING OF RETENTION BASINS AND FERTILIZATION PROGRAM

WHEREAS, the 2010 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:

LANDSCAPE MAINTENANCE PROGRAM

CUTTING OF RETENTION BASINS

FERTILIZATION PROGRAM

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. On the Questions: Mrs. Evans spoke about the retention basin and asked why someone else would need to cut it. Mr Moffa stated that professional equipment has to be used for the retention basins. Roll call vote: All in favor. Motion carried 7-0.

R-10:02-064

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR THE INSTALLATION OF RUBBER SURFACING AT THE OXEN HILL PLAYGROUND

WHEREAS, the 2010 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:

INSTALLATION OF RUBBER SURFACING FOR OXEN HILL PLAYGROUND

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-10:02-065

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR STANBERRY CROSS KEYS, LLC IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of The Shops at Cross Keys - Phase #1 has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the securities in the amount of \$5,673,546.00 in the name of Stanberry Acquisitions, Inc. be released upon the posting of an approved maintenance bond in the amount of \$709,193.25.

Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-10:02-066

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER,
COUNTY OF CAMDEN, STATE OF NEW JERSEY
AUTHORIZING ACCEPTANCE OF THE CORRECTIVE ACTION PLAN
FILED FOR THE FISCAL YEAR 2009 GLOUCESTER TOWNSHIP
AUDIT REPORT**

WHEREAS, "Local Finance Notice 92-15" requires that a Corrective Action Plan be filed with the Division of Local Government Services, Department of Community Affairs, and that said Corrective Action Plan also be accepted and approved by the Governing Body of the Township of Gloucester; and

WHEREAS, The Corrective Action Plan has been prepared by the Office of the Business Administrator for the Township of Gloucester and has been distributed to the Township Council, and is attached to this Resolution.

NOW, THEREFORE, IT IS HEREIN RESOLVED by the Township Council of the Township of Gloucester that the Corrective Action Plan for the Fiscal Year 2009 Audit be approved and accepted and filed with the Division of Local Government Services of the State of New Jersey.
Adopted: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

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

R-10:02-067

**RESOLUTION AUTHORIZING THE SIGNING OF AN
AGREEMENT FOR PAYMENT IN LIEU OF TAXES BETWEEN
THE TOWNSHIP OF GLOUCESTER AND REVERE RUN
AT PARK PLACE, INC.**

WHEREAS, Revere Run at Park Place, Inc. is developing an affordable senior housing complex on parcels of land designated as Block 14102, Lots 17 and 32 and Block 14204, Lot 27; and

WHEREAS, the Gloucester Township Housing Authority has established the Revere Run at Park Place, Inc. for the ownership/operation as a corporation; and

WHEREAS, Revere Run At Park Place, Inc. has requested that the Township of Gloucester approve a payment in lieu of taxes in accordance with the guidelines established by the New Jersey Housing and Mortgage Finance Agency Law of 1983, and the Township of Gloucester is in agreement.

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 the Township Clerk of the Township of Gloucester be and are hereby authorized to execute and deliver on behalf of the Township of Gloucester the Agreement for Payment in Lieu of Taxes for affordable family housing in the Township of Gloucester.

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: February 8, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mr. Mercado. On the Question: Mrs. Evans asked that the PILOT program be explained. Mr. Bianchini stated that 5 or 6 per cent of the rental fees will go to the township or no less that \$50,000.00. Roll call vote: Mrs. Evans stated that she is taking a stand with Governor Christy and voting against this resolution. All others voted yes. Motion carried 6-1.

R-10:02-67A **RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPROVING EMERGENCY TEMPORARY APPROPRIATIONS PURSUANT TO NJSA 40A:4-20**

WHEREAS, an emergent condition has arisen in that the Township of Gloucester is expected to enter into contracts, commitments or payments prior to the FY2010 budget and no adequate provision has been made in the FY2010 temporary budget for the aforesaid purposes, and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2010 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$415,329.00

NOW, THEREFORE, BE IT RESOLVED BY THE Township Council of the Township of Gloucester, in the County of Camden, State of New Jersey, (not less than two thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A.40A:4-20:

1. Emergency temporary appropriations be and is hereby made in the amount of \$415,329.00

PUBLIC WORKS FUNCTIONS

STREETS AND ROADS MAINTENANCE

Salaries and Wages	20,784.00
Other Expenses	394,545.00

2. Said emergency temporary appropriations will be provided for in the FY2010 budget.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

Roll Call Vote:

<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>
Mrs. Evans		
Mr. Hutchison		
Mr. Garbowski		
Mr. Schmidt		
Mrs. Gentek		
Mr. Mercado		
Mr. Bianchini		

Adopted: February 8, 2010

President of Council

ATTEST:

Township Clerk, RMC

Mr. Bianchini stated that this resolution is due to the emergency snow removal costs from this past weekend. Mr. Cardis stated that this will add this to the fiscal year 2010 amount to be raised. Mrs. Evans asked what happened to past appropriations in this account. Mr. Bianchini stated that if the money was not spent in a previous year it was returned to fund balance or used to cover over expenditures

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

Mayor's Report:

Mayor Mayer thanked Public Works for the great job they did during the recent snow storm. He also alerted everyone to the dangers of children playing in snow drifts and stated that the township is working along with the schools to make sure the parents are alerted to this danger. He thanked Council for passing the Ordinance to amend a bond ordinance so that the township can get the Edmond's system for the tax department. He stated that the Corrective Action Plan will address the issues in the audit. He stated that Public Works will now be recycling

electronics. He stated that Saturday will be the first Community Chat with the Mayor at Techniques.

Public Portion:

Ray Polidoro asked about Council televising the meetings. He stated that the Black Horse Pike Regional School Board stated that the Council must discuss the unedited DVD. He stated that the meetings should be on cable. Mr. Hutchison stated that he feels that the meeting should be on a live feed.

Mr. Kibelstis of 81 Shelly Street stated that he thinks that the Public Works recycling electronics is a good idea. He suggested that the Planning Board send notices to the Emergency services of each district when something is being built that will involve their services. Mr. Mercado stated that they are included in that process.

Sharon Mickle of 307 Downing Road stated that she realized that the bids were accepted for the hockey rink but asked if the township ever considered only building one rink.

Steve Funkhouser of 1 Mill Court spoke about the recent snow storm and stated that there should be a podium for those people who wanted to speak at the council meetings.

Maureen McLauhghlin of 125 Empire Avenue asked if the township has heard from Camden County concerning the fields at the Lakeland Complex. Mr. Carlamere stated that he has been in contact with them and they are moving forward. She asked about the hockey rink bids and Mr. Bianchini stated that this will be on the March Workshop He stated that Mr. Cardis will do a financial review of the project. She spoke about the resurfacing of the Oxen Hill playground and asked why it was so costly to install the rubber surface. Mr. Moffa stated that it was a much safer surface and would be maintenance free. She also spoke about the Storm Water permit report that was not submitted last year by the Public Works Director and why it wasn't done. She asked if the township ever considered putting a full time engineer on staff to handle problems like this.

Joanne Carr of 50 Clement Drive thanked the Public Works department for the snow removal. She stated that she was disappointed with the County snow removal in the township.

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

Polling of Directors:

Mr. Cardis thanked the Public Works Department for the excellent job they did with the snow removal. He thanked Len Moffa for managing the outside contractors as well as his own staff. He also commended the Police Department for all their hard work. He pointed out to the Council that the Public Works has reported that two plows have broken and Len Moffa was authorized to get two new plows at \$8,000.00 per plow asap. This will be included in the capital budget as an emergency situation.

Polling of Council:

Mrs. Evans thanked Public Works for doing such a good job with snow removal. She stated that she agrees that the township should air the Council meetings on TV. She thanked the residents for coming to the meeting.

Mr. Hutchison commended the Public Works Department for the great job they did during the recent snow storm.

Mr. Garbowski thanked the Public Works Department for all their hard work and also thanked the residents for coming to the meeting.

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

Mrs. Gentek thanked the Public Works Department for all their hard work. She stated that her thoughts are with those people who have lost someone to a heart attack and she stated that she is also looking forward to any Black History Month celebrations.

Mr. Mercado thanked everyone for coming to the meeting and also thanked Public Works.

Mr. Bianchini thanked the residents for coming to the meeting. He thanked Public Works for doing such a great job with the difficult storm that we had. He applauded the Mayor for riding with the Police Department and the Public Works Department. He thanked the employees for their participation in Go Red and also stated everyone should be careful when shoveling.

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

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk, RMC