

**GLOUCESTER TOWNSHIP COUNCIL MEETING
JULY 11, 2016
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Statement: Mr. Mercado 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:	Mr. Hutchison	Mr. Carlamere, Solicitor
	Mr. Schmidt-abs.	
	Mrs. Stubbs	Ms. Ehret, CFO
	Mrs. Winters-abs.	Mrs. DiJosie, Twp. Clerk, RMC
	Mrs. Mignone	
	Mrs. Trotto	
	Mr. Mercado	
		Mr. Lechner, Comm. Dev.
		Dep. Chief Harkins, Police

PUBLIC PORTION:

Mr. Mercado opened the public portion.
There being no comment, the public portion was closed.

MINUTES: Mrs. Trotto made a motion to waive the reading and accept the minutes of:
Regular Meeting – June 13 and June 27
Workshop – July 6, 2017

Seconded by Mr. Mignone. Roll call vote: Mr. Hutchison abstained from the workshop minutes and voted yes on all other minutes. All others voted yes. Motion carried. 5-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-16-11

**ORDINANCE AMENDING CHAPTER 81 OF THE CODE OF THE
TOWNSHIP OF GLOUCESTER ENTITLED, “VEHICLES AND
TRAFFIC” OF THE CODE OF THE TOWNSHIP OF GLOUCESTER**

Mr. Mercado opened the public hearing. There being no comment, the public hearing was closed.

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 5-0.

O-16-12

**ORDINANCE AMENDING CHAPTER 53A OF THE CODE BOOK
ENTITLED “FLOOD DAMAGE PREVENTION” OF THE TOWNSHIP
COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF
CAMDEN, STATE OF NEW JERSEY**

Mr. Mercado opened the public hearing. There being no comment, the public hearing was closed.

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 5-0.

ORDINANCES: FIRST READING (RE-INTRODUCED)

O-16-08

**ORDINANCE AMENDING CHAPTER 65A OF THE CODE BOOK OF
THE TOWNSHIP OF GLOUCESTER ENTITLED “PARK RULES AND
REGULATION” OF THE CODE OF THE TOWNSHIP OF
GLOUCESTER**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that Chapter 65A known as the “Park Rules and Regulations” of the Township of Gloucester be and is hereby amended as follows:

SECTION 1. That Chapter 65A, known as “Park Rules and Regulations” be and is hereby amended to include the following:

§65A-3. Group use, meeting, exhibitions, ball games and team practices

“A. Remove entire section

“B. Remove the letter “B”

“C. Remove the letter “C” and is hereby amended as follows:

No person shall call or hold any organized public meeting or event, or give any concert or organized public entertainment of any kind within a Township Park or recreation area without first having obtained written permission from the Division of Recreation at least fifteen (15) days before the proposed date of use.

No person shall use loudspeakers, public address systems or amplifiers within a Township park or recreation area without first having obtained written permission from the Division of Recreation at least fifteen (15) days before the proposed date of use.

§65A-4. Pets , Horses, etc.

“A. Dogs, horses, animals or pets, domestic or wild, except service animals are not permitted within any Township park or recreation area at any time either on a leash or at large except in designated and defined areas.

§65A-7. Fires and fireworks.

“A. No person shall build, light or maintain an open fire within a Township park or recreation area except in a permanent grill installed, maintained or designated for that purpose by the Township. Portable grills and camp stoves are prohibited except for special events with permit issued by the Division of Recreation.

§65A-9. Restricted uses and areas.

“A. No person shall enter upon any portion of a Township park or recreation area after sunset, except as may be posted at park or recreation area entrances and except for special events approved by the Division of Recreation.

§65A-10. Vehicles, parking.

“A. No person shall use any portion of a Township park or recreation area for the purpose of a way, except driveway, parking areas, roadways, paths, walks, trails and footpaths established for pedestrian travel by the Township Council. No person shall use any pedestrian path, walks, trails, or footpaths for vehicular travel. The use of bicycles, mopeds, motorcycles and hover boards will be limited to roadways, drives and parking areas as established and open to all other vehicular traffic, within any Township park or recreation area, as may be posted and designated. Mini-bikes, go-carts and any unlicensed vehicles are prohibited from any Township park or recreation area. Bicycles, mopeds, motorcycles and hover boards cannot be driven on any park or recreation area except as herein and above stated, except, motor powered handicap chairs and authorized police patrol/emergency motor powered vehicles. However, bicycles specifically known as foot driven pedal bikes are permitted within designated paths and trails of the Hickstown Park only, located on Hickstown Road.

“D. No person shall park or store any motor car, motorcycle, moped, minibike, bicycle, wagon or other vehicle within a Township park or recreation area, except in areas designated and posted for such purposes.

Parking after park hours and overnight parking for all vehicles is prohibited except for special events or by special permission by the Division of Recreation. Loitering in or around parked vehicles is not permitted unless special permission has been granted by the Division of Recreation.

§65A-11. Hours of Operation.

“A. The hours of operation of all Township parks and recreation areas are 8:00 A.M. to Sunset, except as may be posted and listed below.

1. The hours of operation of Veterans Park are 6:00 A.M. to 10:00 P.M.
2. The hours of operation of Gloucester Township Community Park are 6:00 A.M. to 10:00 P.M.
3. All other parks are 8:00 A.M. to Sunset.

SECTION 2. 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 3. 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 4. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: May 23, 2016

Tabled: June 27, 2016

Re-Introduced as amended: July 11, 2016

Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on July 25, 2016 and to advertise by synopsis, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 5-0.

O-16-09

**ORDINANCE AMENDING CHAPTER 70 OF THE CODE BOOK
OF THE TOWNSHIP OF GLOUCESTER ENTITLED “SMOKING
REGULATIONS”**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that Chapter 70 known as the “Smoking Regulations” of the Township of Gloucester be and is hereby amended as follows:

SECTION 1. That Chapter 70, known as “Smoking Regulations” be and is hereby amended to include the following:

§70.2. Definitions

To smoke shall mean the burning of, inhaling from, exhaling the smoke from or the possession of a lighted cigar, cigarette, pipe, electronic smoking device, or other paraphernalia that can be used to consume tobacco products or a tobacco like substance. Tobacco products encompasses all smokeless tobacco, including, but not limited to, chewing tobacco; loose leaf tobacco; tobacco pellets; plug tobacco; twist or rope tobacco; dipping tobacco and dissolvable tobacco.

§70.3. Prohibited Acts

Smoking is prohibited within the boundary of Township owned land, or any property which is owned, maintained or in the possession of the Township of Gloucester, including but not limited to all municipal buildings, grounds, parks, playgrounds, active and passive recreational facilities, the Municipal Complex, Department of Public Works, Hider Lane Senior Center, Recreation Building, Public Library, Point Erial Park, Gabriel Davis Tavern.

§70.4. Other Prohibited Acts

No officer, employee, agent or other person shall smoke in any municipal vehicle. Smoking is prohibited at any time on municipal buses.

§70.6. Violations, Penalties, and Disciplinary Action

- A. Any person found to be in violation of this section shall be issued a summons and shall be subject to the following penalties:
1. First Offense - A fine of not less than \$ 100.00 and not to exceed \$ 150.00.
 2. Second Offense - A fine of not less than \$ 150.00 and not to exceed \$250.00.
 3. Subsequent offenses - A fine of not less than \$300.00 and not to exceed \$500.00.
 4. In addition to the above penalties, any person found to be in violation of this section shall also be responsible for all costs of prosecution.

§70.8. Enforcement

- A. This ordinance shall be enforced by the Code Enforcement Department.

SECTION 2. 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 3. 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 4. This Ordinance shall take effect immediately after final passage and publication as required by law.

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TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on July 25, 2016 and to advertise by synopsis, seconded by Mrs. Stubbs. Roll call vote: All in favor. Motion carried. 5-0.

RESOLUTIONS:
CONSENT AGENDA

R-16:07-208
RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED BY THE Township Council of the Township of Gloucester, in the County of Camden, that the following bills are approved by the Township Council in accordance with the provisions of Ordinance 0-82-16 and certified by the Chief Financial Officer that the claims are proper obligation of the township, that adequate funds are available to honor these claims in the account indicated and the claim should be paid:

<u>CURRENT ACCOUNT</u>	
Per attached computer readout of the claims presented in the amount of	\$ 277,624.79
<u>CAPITAL ACCOUNT</u>	
Per attached computer read out of the claims presented in the amount of	\$ 526,579.68
<u>DEVELOPERS ESCROW</u>	
Per attached computer readout of the claims presented in the amount of	\$ 176.00
<u>TRUST</u>	
Per attached computer readout of the claims presented in the amount of	\$ 39,704.47
<u>ANIMAL TRUST</u>	

Per attached computer readout of the claims presented in the amount of \$ 176.00

MANUAL CHECKS

Per attached computer readout of the claims presented in the amount of \$ 233,433.81

Adopted: JULY 11, 2016

PRESIDENT COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor.
Motion carried. 5-0.

R-16:07-209

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE
ARTIFICIAL TURF FIELDS PROJECT IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, it was necessary to make changes in the scope of work to be done in
completing the Artificial Turf Fields Project in the Township of Gloucester,

WHEREAS, Change Order No. 1 was developed to itemize and authorize those
changes;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township
of Gloucester that Change Order No. 1 is hereby authorized and approval is hereby granted to
revise the contract cost from \$1,285,945.00 to \$1,286,235.42.

Adopted: July 11, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor.
Motion carried. 5-0.

R-16:07-210

RESOLUTION AUTHORIZING REFUNDING OF TAXES

BE IT RESOLVED by the Township Council of the Township of
Gloucester to authorize the refunding of the following credit balances:

BLOCK	LOT	NAME AND ADDRESS	YEAR	AMOUNT	REASON
11507	12	Corelogic Tax Service P.O. Box 961230 Fort Worth, TX 76161-0230 Attn: BAC-29929	2016	\$2,497.72	Overpayment

ADOPTED: July 11, 2016

Council President

Township Clerk

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor.
Motion carried. 5-0.

R-16:07-211

RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT

OF COMMUNITY DEVELOPMENT

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

#2622-051032PAHSEIV-INF
Towns Square Plaza-Informal Review
Newman Gloucester Associates
3101 Shippers Road
P.O. Box 6
Vestal, NY 13851-0678
Balance from unexpended escrow: \$860.00

Adopted: July 11, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor.
Motion carried. 5-0.

R-16:07-212

**RESOLUTION AUTHORIZING THE GRANTING OF A PERMIT TO
THE UNITED STATES POLICE CANINE ASSOCIATION – REGION 15
FOR THE POSSESSION AND USE OF A FIREWORKS DISPLAY**

WHEREAS, the United States Police Canine Association – Region 15 requests a permit be issued for the possession and display of fireworks; and

WHEREAS, pursuant to N.J.A.C. 5:70-2.7, the governing body of the Township of Gloucester must grant permission by Resolution authorizing such fireworks display before said permit may be issued; and

WHEREAS, proof of proper insurance coverage has been provided to the Township of Gloucester.

NOW, THEREFORE IT IS HEREIN RESOLVED, that the possession and use of fireworks on September 29th is hereby granted to the United States Police Canine Association – Region 15 and the appropriate Fire Official is hereby authorized to issue the proper permit.

Adopted: July 11, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor.
Motion carried. 5-0.

R-16:07-213

**RESOLUTION AUTHORIZING APPLICATION TO THE CAMDEN COUNTY OPEN
SPACE HISTORIC PRESERVATION TRUST FUND FOR A GRANT FOR THE
PURPOSE OF WINDOW REFURBISHMENT, PAINTING AND SPOT BRICK RE-
POINTING OF THE BRICKWORK ON THE GABRIEL DAVEIS TAVERN HOUSE**

WHEREAS, the Camden County Open Space Historic Preservation Trust Fund has made available to the municipalities of Camden County, a grant for Historic Preservation in the amount of up to \$50,000; and

WHEREAS, the Township of Gloucester is desirous of making improvements to the Gabreil Daveis Tavern by window refurbishment, painting and spot brick re-pointing of the brickwork;

NOW THEREFORE BE IT RESOLVED, that the Mayor is hereby authorized to execute an application to the Camden County Open Space Historic Preservation Trust Fund for grant funds in the amount of \$50,000 for window refurbishment, painting and spot brick re-pointing of the brickwork at the Gabriel Daveis Tavern House.

Adopted: July 11, 2016

President of Council

ATTEST:

Township Clerk, RMC

Mr. Hutchison made a motion to amend the paragraph stating that the grant was for removing the inappropriate bathroom fixture, which was from a previous resolution, and replacing it with window refurbishment, painting and spot brick re-pointing of the brickwork, seconded by Mrs. Stubbs. Roll call vote: All in favor. Motion carried. 5-0

R-16:07-214

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF GLOUCESTER, CAMDEN COUNTY, NEW JERSEY
AUTHORIZING THE EXECUTION OF AN
INTER-MUNICIPAL SERVICE AGREEMENT BY AND BETWEEN THE
GLOUCESTER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
AND THE TOWNSHIP OF GLOUCESTER FOR THE USE OF AN
EMERGENCY SERVICES CONTRACTOR**

WHEREAS, Township of Gloucester ("GT") and the Gloucester Township Municipal Utilities Authority ("GTMUA") have determined that the use of GTMUA's "EMERGENCY SERVICES CONTRACT with R.D. ZEULI, INC.", awarded pursuant to GTMUA Resolution R-07-14-76, on July 17, 2014, with an extension pursuant to GTMUA Resolution R-05-15-44 on May 21, 2015, with a second extension awarded pursuant to GTMUA Resolution R-05-16-57 on May 19, 2016 and the parties have determined that such an Agreement will be beneficial and cost effective to Gloucester Township and it's taxpayers; and

WHEREAS, GT and GTMUA intend, by virtue of an Interlocal Services Agreement to set forth the terms and conditions of said Agreement; and

WHEREAS, GTMUA has agreed to assume lead agency responsibilities; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. encourages and promotes local units working together in an effort to save taxpayer dollars and promote government efficiencies; and

WHEREAS, Township Council desires to authorize the execution of an Inter-Municipal Service Agreement in the form attached hereto and made a part hereof, the form of which has been reviewed and approved by the Business Administrator and Solicitor for the Township of Gloucester.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Mayor and or Business Administrator of the Township of Gloucester are hereby authorized to execute the subject Inter-Municipal Service Agreement in a form approved by the Township Business Administrator and Township Solicitor.

Adopted: July 11, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Trotto made a motion to adopt, seconded by Mr. Mignone. Roll call vote: All in favor. Motion carried. 5-0.

PUBLIC PORTION:

Mr. Mercado opened the public portion.

Ms. Kelly asked Council for assistance with the noise ordinance, for noise created by music at the Tiki Bar at Villari's. She asked what council could do for this. She stated that people are desperate to get their lives back. Ms. Kelly stated that her property is zoned residential commercial. It was stated that Villari's do have the proper permits as they are operating their music between 6:00 pm to 10:00 pm. Mr. Mercado asked the Deputy Chief for an update of this situation. Deputy Chief Harkins stated that they are actively monitoring the band schedule and the Police Department is examining the noise ordinance. The police have very limited enforcement options prior to 10:00 pm. He stated that the police department is trying to make them be a good neighbor and they are working with the Mayor and the Solicitor's office. Ms. Kelly asked them to try to understand the impact this noise is having on their quality of life. She stated that discontinuing bands would be more tolerable. Mr. Mercado asked Mr. Cantwell if there is anything that could help this situation. Mr. Cantwell stated that possibly a sound wall would help. Deputy Chief Harkins stated that he contacted the Camden County Health Department and that they also took readings. Mrs. Kelly stated that she would like to see restrictions put on the bands for noise. Mr. Mercado will see what Tuesday's outcome is in court and then talk with the Solicitor about the ordinance. Mr. Hutchison stated that the council is trying to help with this situation but it is not always a quick fix.

Anna Marie Faccenda of Red Bank Drive stated that she is having a problem with a neighbor who lives next door to her. She stated that his yard is a mess and has not been cleaned up. She stated that she does not know where else to turn. It was suggested that she speak with Officer McLaughlin and she will take the information.

Chris Sorgentoni of Cecilia Drive wanted an explanation as to why there is a large tax increase this year. Mr. Mercado stated that the municipality's increase was 11.2 cents and that the other entities that make up the tax bill are also going up. Ms. Ehret explained the CAP bank and stated that the township was within the guidelines of the levy worksheet. Mr. Hutchison asked what the township's debt limit is, and stated that some years are better than others.

Ray Polidoro of Erial talked about the noise issue in a residential area. He suggested Vilari's buy an acoustical shell for the band area. Mr. Polidoro feels that this would be a compromise. He also spoke about the change order for the park. Mr. Mercado stated that the change order is for a \$292.00 increase and that some items were increased since the proposal and other items were decreased. Mr. Polidoro stated that the best thing his tax money goes to is the Gloucester Township Police Department. He stated that the police have always responded quickly to any incidents in Erial and that Gloucester Township is extremely blessed to have the Police Department that we do.

Joanne Carr stated that she received her electric bill after the meeting last week and she stated that she is happy that she is in the aggregate. She also stated that there was a mistake with the resolution 213 which mentions renovations to the bathroom. It was stated that this was from a prior resolution. The resolution will be amended.

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

POLLING OF DIRECTORS:

Deputy Chief Harkins stated that the Police Department held their Coffee with a Cop at Starbucks today. He stated that they had a fantastic turnout and Officer McLaughlin did a great job. He also stated that the Jr. Police Academy is set to begin and it is at the maximum enrollment. Deputy Chief Harkins stated that the weekend had been humbling for the Police Department. He thanked the Council for their support of the Police Department and asked that the department is kept in people's thoughts and prayers. He stated that he is very proud of the Gloucester Township Police Department.

POLLING OF COUNCIL:

Mr. Hutchison thanked the Police Officers who have set a high standard of policing the township.

Mrs. Stubbs thanked the residents for attending the meeting. She stated that the country must unify together. She stated that she was proud of the Gloucester Township Police Department, as she is proud to be a member of Council She stated that being on Council is a tough job, where their focus and goal is to do what is best. She stated that she appreciates the input from the public.

Mr. Mignone thanked everyone for coming to the meeting. He stated that he appreciates all that the Police Department does.

Mrs. Trotto thanked everyone for coming to the meeting. She echoed everyone’s comments.

Mr. Mercado asked everyone to pray for the lives lost in the last week in the country and their families. He stated that a discussion needs to take place in this country. He stated that the hallmark of the Gloucester Township Police Department is community policing, which will lead to a better understanding.

Mr. Hutchison made a motion to adjourn, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 5-0.

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk