

Regular Meeting August 10, 2010

**REGULAR MEETING
AUGUST 10, 2010
7:00 P.M.**

Mayor St. Amour called the meeting to order at 7:00pm read the following statement and requested Mr. Calvin Beebe, to lead the flag salute.

IN COMPLIANCE WITH CHAPTER 231 OF THE PUBLIC LAWS OF 1975, NOTICE OF THIS MEETING WAS GIVEN BY WAY OF ANNUAL NOTICE PUBLISHED IN THE ATLANTIC CITY PRESS, ON JANUARY 8, 2010, THE EGG HARBOR AND HAMMONTON NEWS ON JANUARY 14, 2010 AND POSTED AT TOWNHALL.

Roll Call:

Committee Present: Anthony Gabris, Bernard Graebener, William Kennedy, Susan Polk, Mayor St. Amour

Municipal Clerk: Kimberly Johnson

Solicitor: Norman Zlotnick

Chief Financial Officer: Dawn Stollenwerk

Approval of Committee Minutes: Mayor entertained a motion to approve the minutes of the July 27th meeting, so moved by Mr. Kennedy seconded by Mr. Gabris. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Public Discussion Relating to Agenda Items: None.

Committee Reports:

Department of Revenue and Finance: Mr. Kennedy reported the following: Tax bills have been sent out. The due date for payments will be September 10th. All payments received after September 10th will have interest reverted back to August 1st. The Division of Taxation has begun mailing the 2009 Senior Freeze Property Tax Reimbursement checks to eligible applicants who filed by the original deadline of June 1, 2010. Reimbursements for applications filed between the original deadline of June 1st and the extended filing deadline of August 2, 2010, will be issued as quickly as possible. Changes have been made to the program, as well as the Homestead Rebate Programs for more information call: **1-800-882-6597**. The deadline for senior and disabled residents to file their 2009 property tax reimbursement (Senior Freeze) applications has been re-extended to November 1, 2010.

Administration: Ms. Polk reported the following: Atlantic County Clerk's Office has opened a satellite office today, August 10th and is located on the second floor of the Hamilton Mall, adjacent to Sears. The Hamilton Township Police Department and the Hamilton Mall management have made this location possible without any expense whatsoever to the taxpayers. The main office of the Atlantic County Clerk's Office at 5901 Main Street in Mays Landing, however, remains the sole repository of real estate records and the service location for real estate transaction recording services. In addition to the mall satellites services are also offered at the Clerk's Office satellite at the Atlantic County Office Building in Atlantic City. The Hamilton Mall satellite office will be open on Tuesdays between 10am and 5pm and on

Saturdays between 10am and 2pm. It is located near the back entrance of the Mall adjacent to Sears. Due to conflicting schedules and end of summer activities, the August 30th Sustainable Mullica meeting will not be held. The next meeting date will be Monday, September 27th at 7:00pm at Town Hall. Atlantic County Health Department is giving free preventative vaccinations Monday through Friday in Northfield and Hammonton for Gardasil, Meningococcal, TDAP, Pneumococcal to schedule an appointment contact the Health Department at 645-5933. Income status does not apply.

Public Safety: Mr. Graebener reported the following: Municipal Court collected \$18,444.00 for the month of July and the municipality retained \$8,794.65. During the month of July, Police Department had 337 motor vehicle stops, 187 motor vehicle summons, 4 motor vehicle warnings, 31 adult arrests, 7 DWI, 1 possession of drug paraphernalia, 1 simple assault, 1 terroristic threat, 2 thefts, 19 warrant arrests and 0 Juvenile arrests. The following patrolmen were certified as bike patrol officers on July 27, 2010. Ptl. Anthony Trivelli, Ptl. Erik Carricarte, Ptl. John Creamer, Ptl. Christopher Silva. This is a newly created unit for our agency. Galloway Twp. Police Department, Pro Pedals Bike Shop, as well as, Crescent Tire and Auto were instrumental in assisting with getting this program up and running. Thanks to all that assisted with our first celebration of National Night Out. Everyone enjoyed a nice evening out with free hot dogs, hoagies, lemonade and give always. Please mark your calendar for Elwood Volunteer's 9th Annual Golf Tournament, scheduled for October 2nd, to benefit EVFC and Township resident Deanna Super. Please contact John Falciano if you would like to donate to the Chinese auction and/or door prizes.

Mr. Graebener made a motion to amend the agenda to add item F. Resolution 97-2010 / Appoint Special Class II Officer / Nicholas Rettino, based upon the recommendation of our Chief of Police; seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Correspondence:

Comcast has filed a petition before the NJ Board of Public Utilities seeking approval to close the Mullica Township Office at 3040 White Horse Pike due to the fact it is greatly under-utilized. Comments and objections may be filed with the BPU on later than September 6th or by calling 1-800-624-0331. Governing Body directed Clerk to send comments relating our displeasure.

Old Business:

Approve Public Work Employee / Part-time Laborer / Lawrence Prince, III: Mayor entertained a motion to appoint based upon recommendation of Public Works Superintendent and Municipal Clerk and pending all required documentation; so moved by Mr. Graebener seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

New Business:

Resolution 94-2010 / Cancel Alliance Balance: Mayor entertained a motion to cancel; so moved by Mr. Graebener seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Resolution 95-2010 / Liquor License Renewal / Eden's Bar 2008-2010: Mayor entertained a motion to approve the renewal for the 2008-2009, 2009-2010, and 2010-2011 license terms; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor

St. Amour.

Resolution 96-2010 / Chapter 159 / Traffic Safety Grant: Mayor entertained a motion to insert grant funding into the 2010 budget; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Land Sale Discussion: Mr. Kennedy stated he is concerned with the 2011 budget and would like to propose to selling township owned building lots. Mr. Gabris stated he is in favor of selling legal conforming lots at market rate value a little each year. Mr. Zlotnick stated each year the municipality forecloses on properties which are added to the municipality's ownership and in turn the municipality should have prudent rationale land sales. Committee discussed the selling of properties, the type of inventory, and the assessed value versus the market value. Mr. Graebener stated he would be in support of building lots in the villages to be sold first versus selling building lots in the forest. Mr. Gabris stated he is also concerned with the budget and that is why he had suggested selling Township streets.

Discuss Right of Way Agreement / Fibertech: Mr. Zlotnick reported we have received a request from Fiber Technologies Networks, LLC, for the consent of the Township to use and occupy the public rights of way within the Township. The purpose is to construct a fiber optic network extension for Verizon New Jersey, Inc. Mr. Zlotnick stated he reviewed the documents which are all in order and advised Committee to formalize Agreement with a Resolution. Clerk to schedule for next meeting.

Resolution 97-2010 / Appoint Class II Officer / Nicholas Rettino: Mayor entertained a motion to appoint based upon the recommendation of the Chief of Police; so moved by Mr. Graebener seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Payment of Bills: Mayor indicated there are two bill lists and entertained a motion to approve the bill list totaling \$1,015,345.27; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour. Mr. Kennedy made a motion to approve the bill list totaling \$64,221.97 seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Public Discussion:

Mr. Ron Lischak reported the third phase of Route 542 is slated for reconstruction by the County and expressed his concern regarding undocumented drainages from farms which go under Route 542 into Lake Nescochague. Mr. Lischak requested a representative from the Township review the County's plan to address this drainage issue. Mayor suggested the Environmental Commission may be able to review the plan.

Ms. Janet Forman asked if the municipality can legally sell a street. Mr. Zlotnick stated streets can be vacated and an application fee can be charged. Mr. Gabris stated he did not actually mean to sell the street, but to increase the fee so all the taxpayers are affected. Ms. Forman and Mr. Gabris had a discussion regarding land sales. Ms. Forman stated if this Committee is considering a new Zoning Officer she suggested the person not be a resident. Ms. Forman requested in the future if an agenda item is added, it be added prior to public discussion on agenda items, so that public may comment. Ms. Forman questioned why the public was not made aware of the new bicycle patrol. Mr. Graebener stated it was a decision of the Police Department due to numerous break-ins and having our officers more visible. Ms. Forman offered her concerns with Officer/public safety and felt it is not the best use of tax dollars. Mayor suggested Ms. Forman pose her questions to the Police Department and noted the feedback has been enomourasely positive.

Mr. Frederick Carlton stated he was supportive of the bicycle patrol. Mr. Carlton stated New York sells vacated streets by the square foot to contiguous owners and suggested increasing the sale price to

contiguous property owners. Mr. Zlotnick explained street vacations are regulated by State Statutes.

Ms. Kathy Dickerson, President Mullica Woods Homeowners Association, presented a check to Keep Mullica Green and thanked Committee for the presence of the bicycle unit throughout Mullica Woods. Mayor stated the Chief wanted to personalize our Police Officers and that is the reason of this new unit.

Mr. Francis Paulsgraf questioned the fact that residents pay property taxes on streets, because most deeds go to the center of the road. Mr. Zlotnick explained while the street is in existence it cannot be utilized until it is vacated and it is debatable that taxes are being paid for regarding the easement.

Ms. Kathy Chasey suggested the Governing Body move forward with the Landsale. Mayor stated they will consider the inventory, and noted we are in difficult times. Ms. Chasey asked if Sustainable Mullica is a bona fide organization and where the donations are being deposited. Ms. Polk stated they have not received certification and that she has opened an account. Ms. Chasey questioned what funding has been spent on the new bicycle unit. Mr. Graebener will have expense total for the next meeting.

Mr. Ron Lischak suggested to Ms. Polk the account for Sustainable Mullica should not be in her social security number, but rather in the EIN number and noted not all 501C organizations are tax exempt.

Mr. & Mrs. Edward Fitzgerald requested an extension for their temporary trailer permit, which expires on August 14th, regarding their house fire two years ago. Mayor noted they need to submit an application indicating their progress. Mr. Gabris stated he would check with the Construction Office to see what is needed.

Mr. Jon Malkin stated he would be willing to work with Mr. Lischak regarding the stormwater and requested the Environmental Commission be involved in the Landsale process.

Ms. Janet Forman questioned the status of Sustainable Mullica and if they should have a dedicated account with the municipality. Mr. Zlotnick stated no as they are their own entity. Ms. Forman expressed her concern with the confusion between Keep Mullica Green and Sustainable Mullica due to the same logo being utilized and stated her dissatisfaction with the acceptance of a political contribution at a public meeting.

Mr. Jim Brown expressed his safety concern with children riding 4-wheelers along Indian Cabin Road and requested the Township's share of costs for the recreation fields. Mr. Graebener will forward concern to Police Department and Mayor St. Amour will report on the costs at the next meeting.

Ms. Vitale asked if Fibertech will be paying the municipality for use of the right of way, requested the Police Department utilize wads versus regular training ammunition and commended the Police Department for the bicycle patrol. Mayor stated Fibertech will be utilizing Verizon's poles and will research the costs of wads.

Mayor closed the public portion and entertained a motion to enter executive session; so moved by Mr. Graebener seconded by Ms. Polk. RCV: Yeas: All voted yes. Clerk read Resolution in full to discuss pending litigation, a personnel matter and to review minutes. Mr. Kennedy made a motion to come back to regular session at 8:30pm seconded by Mr. Graebener. RCV: Yeas: All voted yes. Clerk reported in Executive Session the Governing Body discussed pending litigation a matter of personnel and reviewed the Executive Session minutes of July 27, 2010.

Approve Executive Session Minutes: Mr. Kennedy made a motion to approve the minutes of July 27,

2010, seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

Mr. Kennedy made a motion to adjourn seconded by Mr. Graebener. RCV: Yeas: All voted yes.

Respectfully submitted,

Kimberly Johnson, Municipal Clerk

BILL LIST

Animal Capture & Control Svc.645.00December 2010 ServicesAponte, Nellie300.00Alliance Club
StipendBarrett Asphalt Corporation131.53DGA – Bituminous ConcreteHorizon Blue Cross Blue
Shield3,831.27July – December 2010 CoverageCAM Co.1,737.25Compactor Repairs / New Holland
Pump ReplacementHammonton Home Center64.35PW SuppliesDimeglio Septic Inc.65.00June-
December 2010 ServicesDeer Carcass Removal Services390.00June 2010 ServicesForman's Auto
Body5,181.27Ford Crown Vic RepairsG&P Floor Maintenance425.00May-December 2010
ServicesUPS60.17Radio RepairsMazza Harvesting, Inc.14,000.00Tub GrindingMetropolitan
Telecommunication724.72June-December 2010 ServicesVerizon517.72June, July-December 2010
Services Verizon Wireless214.48May-December 2010 ServicesNorthern Safety & Industrial143.55Safety
Vests – PWNNextel Communications661.88May-December 2010 ServicesSouth Jersey Gas Co.308.88July
2010 ServicesSpectera, Inc.625.28July-December 2010 CoverageStomper Enterprises24,575.00Roadway
RepairsThe Daily Journal358.54May 2010 PublicationsThe Press34.20Ord 13-2010 & 6/30
MeetingPetroleum Traders1,601.48July 2010 PurchasesThe Scrap Tire Recycling465.50Tire Removal –
Transfer StationTrico Equipment, Inc.207.69Lamps/LoaderAvaya, Inc.212.57Maintenance

AgreementMarathon Engineering Inc.2,736.32Weekstown Church, Rec Septic, Jackson Road, 5th Ave
Emergency, SJ Gas Escrow – St. OpeningBiel, Zlotnick, Feinberg912.50Olivo Landsale – Prepare Deed,
June 2010 ServicesAtlantic County Clerk's Office60.00Record Street VacationAtlantic County Utilities
Auth.25,314.82June 2010 ServicesHagaman, John85.00Refund Overpay Permit 017-09Kertz, Daniel &
Kelli85.00Refund Overpay Permit 019-09Donahue, John250.00Refund Trailer Permit T-2079Treasurer,
State of NJ/ML500.00State Marriage FeesNJ Dept of Health & Sr. Services12.00June 2010 State
FeesGreater Egg Harbor Regional574,804.79July 2010 LevyMullica Twp Board of
Education319,110.00August 2010 LevyMid Atlantic Communications20,042.38May-December 2010
ServicesNesco Volunteer Fire Co.13,950.00Primary, General Election , 2010 Contribution
Current Fund Appropriations 0-01 1,013,832.77
Trust Fund Disbursements 0-03 1,312.50
Year Total 1,015,145.27
Current Fund Appropriations 9-01 200.00
Total of All Funds 1,015,345.27

BILL LIST #2

Alicea, Miriam150.007/6, 7/20 Court SessionAllister Business Solutions118.55Copier OverageApple
Printing Company Co.132.49Court LetterheadAtlantic City Electric7,321.10June/July 2010 ServicesCasa
Payroll Services229.10July 2010 ServicesBaur Municipal Supplies220.00Traffic TicketsCrescent Tire &
Auto6,264.90June ServicesFirst Due Emergency Supply232.93Battery For AEDFrick, Elaine666.67May-
December 2010 ServicesGary's Used Cars125.00Towing Ford Crown VicGraphic Impressions
Printing378.06Police LetterheadAE Stone Inc.520.75Cold PatchNJ Assoc. of Chiefs of Police400.002010
DuesNJ Dare Association70.00Drug Recognition SeminarLaw Office of Ernest A Aponte300.00May-
December 2010 ServicesLexisNexis Risk Data Management174.00May-December 2010 ServicesRodio
Tractor Sales, Inc.243.10Tractor PartsStaples Advantage347.34Office Supplies – Police Dept.The Daily
Journal207.06June 2001 PublicationsPetroleum Traders5,677.51June, July 2010 PurchasesTowne Paint,
Inc.73.33PW PaintVal-U Auto parts215.48June 2010 PurchasesWarnock Fleet & Leasing65.40Police Car

PartsWest Customer Services100.502010 NJ Criminal / MV LawsXerox Capital Services25.00Copier
 Maintenance 2009-2010Certified Speedometer Service104.00Calibrate VehiclesMarathon Engineering
 Inc.1,467.50LDO Provisions thru 6/24 , Fifth AveAtlantic County Clerk's Office8.00Record Deed Olivo
 LandsaleThompson, John C. Jr.90.00Refund RegistrationNJ State Health Benefits Fund38,208.60August
 2010 CoveragePetty Cash85.60Reimburse Petty Cash

Current Fund Appropriations	0-01	64,165.87	
Trust Fund Disbursements	0-03		31.10
Year Total		64,196.97	
Current Fund Appropriations	9-01	25.00	
Total of All Funds		64,221.97	