

Regular Meeting November 9, 2010

**REGULAR MEETING  
NOVEMBER 9, 2010  
7:00 P.M.**

Mayor St. Amour called the meeting to order at 7:00pm read the following statement and requested Ms. Louise Mazetis, 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 October 26<sup>th</sup> meeting, so moved by Mr. Kennedy seconded by Ms. Polk. Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Presentation: Safety Committee:** Dawn Stollenwerk, Safety Coordinator, gave the following Report regarding the Safety Committee's activities: Safety Committee: Pete Berenato, Paul Register, John Thompson, Brian Zeck, Frank Esposito, Jerry Critelli, Kim Johnson (Claims Coordinator), Dawn Stollenwerk (Safety Coordinator). The meetings are also attended by Mayor St. Amour, Committeeman Kennedy and Graebener and the Risk Management Consultant, Gene Siracusa. Five elements of the Safety Incentive Program are: Safety Communication, Hazard Identification and Correction, Safety Training, Accident reporting and investigation, Management Commitment. Safety activities consisted of the following: each Department conducted monthly facilities inspections, quarterly safety committee and accident review meetings were held, safety videos were viewed, job site observations are completed, Departmental tool box talks were held, employees report roadway signage and walkway program for hazard identification, the Safety Coordinator, Police Chief, Public Works Superintendent attended regional training workshops, Corrected all Outstanding Suggestions for Improvement as identified by Safety Consultant during our annual loss control inspection, completed all applicable OSHA training, updated all required plans, conducted Public Officials Liability Training, Harassment Training, and conducted all required annual safety policy reviews.

Ms. Stollenwerk reported the three year loss ratio as of September 30<sup>th</sup> is 28.50%, as compared to the JIF average of 96.7%. She indicated the Township had two workman compensation claims, one police and one fire; both were classified as a loss time accident where the employee was out of work for longer than 7 days. Ms. Stollenwerk stated we utilize all available opportunity days for use through transitional duty and the average day to our average day to report a claim is .67 days vs. the JIF Average of 2.08 days. She stated since joining the JIF in 1997 we have received \$79,000 in dividends, with this year being \$17,725. Ms. Stollenwerk thanked Safety Committee and all the employees for participating. Mayor thanked Safety Committee for all their hard work.

Mayor reported he has obtained research relative to the Towing Ordinance and State Statutes, which our

current Ordinance does not reflect, which would be a benefit to the taxpayers. Mayor entertained a motion to add to New Business, Item E. Discuss Chapter 217 / Towing Ordinance. So moved by Mr. Graebener seconded by Ms. Polk to amend the agenda. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Public Discussion Relating to Agenda Items:** None.

**Hearing: Ordinance 15-2010 / Amend Chapter 122 / Fees:** Mayor entertained a motion to read by title; so moved by Mr. Kennedy, seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

*An Ordinance Amending Chapter 122, Fees, of the Code of the Township of Mullica, Atlantic County, New Jersey.*

Mayor opened to the public. Mr. Lischak questioned if this brings our fees into compliance with the legislation. Mayor stated yes, compliance with the Open Public Records Act. Mayor closed public portion and entertained a motion to adopt; so moved by Mr. Kennedy seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**First Reading: Ordinance 16-2010 / Appropriating \$25,000 from Capital Improvement Fund for the Purchase of Computer and Electronic Equipment:** Mayor entertained a motion to read by title; so moved by Mr. Kennedy seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

*An Ordinance Appropriating \$25,000 From The Capital Improvement Fund for the Purchase of Computer and Electronic Equipment for the Township of Mullica, County of Atlantic, State of New Jersey.*

Mayor entertained a motion to approve and set hearing date for November 23, 2010, 7pm; so moved by Mr. Kennedy seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

#### **Committee Reports:**

**Department of Public Safety:** Mr. Graebener reported the following: Municipal Court collected \$18,588.50 for the month of October and the municipality retained \$9,241.04. The following incidents were investigated by the members of the Mullica Township Police Department from October 1, 2010 until the present date: 1 burglary, 4 DWI, 2 obstruction of justice, 2 possession of CDS, 5 simple assaults, 3 warrant arrests, 329 motor vehicle stops, 191 motor vehicle summons, 7 warnings, 17 adult arrests and 3 juvenile arrests. This Saturday, November 13<sup>th</sup>, we will be participating in “American Medicine Chest”, for the acceptance of unused prescriptions medicines. Medicines can be dropped off at the Police Department from 10am – 2pm. A benefit entitled “ Firefighters Night with the Flyers” to benefit Sweetwater Volunteer Fire Company - Philadelphia Flyers vs. Montreal Canadians - Monday, November 22, 2010 (Game time 7:00 pm) - Bus boarding Super Fresh parking lot in Hammonton @ 5:00 leaving promptly at 5:30 pm, contact Fran Vogel for more information 270-7199.

**Department of Administration:** Ms. Polk reported “Sustainable Mullica”, has their first adopt a road clean-up which was very successful and urged everyone to join, the first Saturday of each month.

**Department of Revenue & Finance:** Mr. Kennedy reported the Treasurers Report for September is

included with this meeting packet and suggested a Budget Hearing be held in December and to include Committee Elect. Mayor agreed and moved to set a budget workshop for December 14<sup>th</sup> at 5pm; seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Department of Public Works:** Mayor St. Amour reported the tire cleanup project on Columbia Road is complete, all tires removed and all equipment is gone, the Wharton Park drainage ditches are completed and clean-up will be continuing throughout the township. If anyone sees someone illegally dumping, please call the proper authorities. Mayor reminded residents winter time is approaching so we request basketball courts be removed during snow events.

#### **New Business:**

**Resolution 130-2010 / Waive Construction Fees / Sweetwater Fire Company:** Mayor entertained a motion to waive the permit fees for reconstruction of a roof; so moved by Mr. Kennedy seconded by Mr. Graebener RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Resolution 131-2010 / Release Performance Guarantee / Carbon Services:** Mayor entertained a motion to release the guarantee; so moved by Mr. Graebener seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Resolution 132-2010 / Refund Tax Overpayments / Block 9504, Lot 2:** Mayor entertained a motion refund; so moved by Mr. Graebener seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Approve MTRA Application #46-2010 / Roof:** Mayor entertained a motion to approve a mortgage in the amount of \$6,670, plus fees, so moved by Mr. Graebener seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Discuss Chapter 217 / Towing:** Mayor reported in the past cars were left abandoned on the tow lots and were sold for towing and storage unpaid fees. He stated under NJSA 40:48-2.50, there are fee limits imposed when a municipality can get back vehicles and the maximum the municipality would have to pay would be \$400.00 per vehicle plus towing. Mayor explained the first 30 days is \$3.00 per day, beyond that is \$2.00 per day, and currently the fee is \$20.00 per day. Mayor recommended this language of NJSA be inserted into our Towing Ordinance, so the municipality can sell the vehicle and receive the funding. Mayor stated we need to make changes to benefit our taxpayers is a necessary consideration. Mayor stated the towing procedures would stay the same; this would only afford the municipality the opportunity to obtain and auction off the vehicles which were unclaimed. Mayor suggested also adding language that the tower would need to notify the municipality after 75 days that the vehicle is still unclaimed so we could start to obtain title. Mr. Kennedy made a motion to move forward and prepare for first reading seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

**Payment of Bills:** Mr. Kennedy so moved to approve the Bill List seconded by Mr. Graebener. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

#### **Public Discussion:**

Mr. Ron Lischak congratulated Safety Committee for doing a great job. Mr. Lischak reported the traffic count has been completed regarding the Pleasant Mills Dam and the County has recommended it be reclassified down to a Class Three and requested Committee reach out to NJ Department of to expedite

their response. Mr. Lischak asked Committee to again request the third phase of Pleasant Mills Road be expedited. Committeeman Gabris asked the definition of Class III Dam. Mr. Lischak explained the risk assessment is lowered substantially, requirements for inspections decreases and reduces remedial repairs and reduces the costs of managing the dam dramatically. Mr. Gabris noted there was a Landsale request for adjacent land to the lake, which Landsale Committee is holding due to the outcome of the ownership of the lake.

Mr. Thomas Coleman, Mullica Woods, stated they are holding their annual pancake breakfast on November 20<sup>th</sup>.

Mr. Jim Brown commented the silt fencing on Jackson Road still needs to be removed.

Ms. Louise Mazetis stated she is participating in Project Blue Light, which is a tribute to police and fireman, and requested others to join in by decorating with blue lights during the holiday season.

Mayor closed the public portion and entertained a motion to enter executive session; so moved by Mr. Graebener seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour. Clerk read Resolution #15-10 in full to discuss, grievances, contract negotiations and to review Executive Session Minutes. Mr. Graebener made a motion to come back to regular session at 8:05 pm seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour. Clerk reported in Executive Session Committee discussed contract negotiations; the Solicitor gave an update regarding an employee grievance and reviewed the Executive Session minutes of September 28, 2010.

**Approve Executive Session Minutes:** Mr. Graebener made a motion to approve the Executive Session Minutes of September 28, 2010 seconded by Mr. Gabris. RCV: Yeas: Mr. Gabris, Mr. Graebener, Mr. Kennedy, Ms. Polk, Mayor St. Amour.

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

Respectfully submitted,

Kimberly Johnson,  
Municipal Clerk

#### BILL LIST

Atlantic Coast Alarm650.00Alarm Panel Board ReplacementAll Washed Up Car Wash200.00Car Wash TokensAnimal Capture & Control Svcs.645.00May-December 2010 ServicesAtlantic City Electric3,262.80October – December 2010Horizon Blue Cross Blue Shield8,197.98July-December 2010 CoverageCasa Payroll Services124.95August-December 2010 ServiceCrescent Tire & Auto606.58Sept. ServicesDiMeglio Septic Inc.65.00June-December 2010 ServicesDeer Carcass Removal Services195.00September 2010 ServicesEdmunds & Associates270.00Added/Omitted BillsCarbon Service Corporation102,958.02Contract NR 2010-09Frick, Elaine666.67May-December 2010 ServicesGarden State Highway Products1,078.0010 Street Signs/SuppliesG&P Flooring Maintenance425.00May-December 2010 ServicesGraphic Designs International574.16Graphics Kit – ChargerGreen Thumb Green Center111.00Halloween DecorationsHess Corporation724.26October 2010 ServicesImapparatus Fire Apparatus7,200.00Phoenix Rescue ToolCrystal Springs118.32July-December 2010 ServicesAE Stone, Inc.394.50PatchMaudsley, Mary J.187.50May-December ServicesMetropolitan Telecommunication765.43June-December 2010 ServicesVerizon 255.08July-December 2010 ServicesNorthern Safety & Industrial 326.75Gloves/Trash LinersLaw Office of Ernest Aponte300.00May-December 2010 ServicesR&R Radar, Inc.18.77Radar SuppliesAC & Sons Tree Service500.00Tree Removal Cypress StreetR Moslowski Excavating, Inc.22,791.00Septic System – Rec

FieldSouth Jersey Gas Co.243.33Oct-December 2010 ServicesSpectera Inc.644.82July – December 2010  
 CoverageStaples Advantage1,106.10October PurchasesTactical Public Safety LLC90.00Radio  
 Repair/UpdatesThe press63.84Pending Ord/Parades & Assemb.Petroleum Traders5,779.65October 2010  
 PurchasesThis & That Uniform120.00Polo ShirtsVital Services Group100.00Tax Master TapeWest End  
 Engraving40.00Halloween Parade TrophiesResourceful Bag & Tag Co.5,983.00Trash TagsMarathon  
 Engineering4,235.00Langdon Escrow, Reading Proj thru 10/19, Street Openings SJ Gas, Jackson thru  
 10/19Lawrow Electric & Plumbing132.50LampsBiel, Zlotnick & Feinberg2,666.67June-December 2010  
 ServicesAtlantic County Clerk's Office16.00Cancel MTRA 26-2002Atlantic County Utilities

Auth.17,074.43September 2010 ServicesAtlantic County Treasurer566,030.114<sup>th</sup> Quarter 2010  
 TaxesLupinetti, Ann58.00Reimburse Halloween ParadeNJ State Health Benefits  
 Fund47,811.73November 2010 CoverageMid Atlantic Communications20,042.42May-December 2010  
 ServicesPetty Cash99.30Reimburse Petty Cash

Current Fund Appropriations	811,651.67
Trust Fund Disbursements	7,097.00
Improvement Authorizations	7,200.00
Total of All Funds	825,948.67

**TOWNSHIP OF MULLICAMONTHLY TREASURER'S REPORTFOR THE MONTH OF SEPTEMBER 2010**

Current Fund	%/budget	expended	Beginning Balance	475,523.92	Cash
Receipts:	Interest	556.58	Current year tax receipts	1,426,740.30	Receivables/Interfunds
12,419.02	Anticipated Revenue	265,440.43	Unanticipated Revenue	2,088.75	Total Cash
Receipts	1,707,245.08	Expenditures:	2009	Appropriations	0.00
2010	Appropriations	(330,305.14)	Liabilities	(914,533.88)	Interfunds
(8,655.68)	Grant Fund	(10,264.92)	Total Expenditures	(1,263,759.62)	Ending Cash Balance
919,009.38	Cash Increase/	(Decrease)	443,485.46	Reserve Budget	277,192.49
2010 Budget	5,898,116.31	Reserve Budget	Balance	172,957.27	37.60%
2010 Budget Balance	1,246,670.81	78.86%	<b>TOWNSHIP OF MULLICAMONTHLY TREASURER'S REPORTFOR THE MONTH OF SEPTEMBER 2010</b>		
Capital Fund	Beginning Cash Balance	261,292.60	Cash Receipts	0.00	Cash
Disbursements	0.00	Ending Cash Balance	261,292.60	Due from Current Fund	0.00
<b>Total Cash Available</b>	<b>261,292.60</b>	ProofAssets	2,243,074.45	Liabilities	2,243,074.45
Capital Fund	Balance	15,291.46	Capital Improvement Fund	65,431.11	Difference
0.00	Accrued Interest on	Bonds	0.00	Reserves for Projects	0.00
Total Available for Projects	80,722.57	Def Charges Future	Tax Unfunded	851,000.00	Def Charges Future Tax Funded
1,130,781.85	Total Deferred	Charges	1,981,781.85	Funded Improvement	Author
60,000.00	Unfunded Improvement	Author	120,570.03	Contracts Payable	0.00
Total Improv	Author	180,570.03	Bonds	Payable	1,120,000.00
BANS Payable	851,000.00	Green Trust Loan Payable	10,781.85	Debt	Authorized but not Issued
0.00	Total Debt	1,981,781.85			