

**REGULAR MEETING**  
**APRIL 12, 2011**  
**7:00 P.M.**

Mayor Brown called the meeting to order at 7:00 p.m. read the following statement and led 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, EGG HARBOR AND HAMMONTON NEWS ON JANUARY 5, 2011 AND POSTED AT TOWNHALL.

**Roll Call:**

**Committee Present:** Anthony Gabris, William Kennedy, Susan Polk, Larry Riffle, Mayor Brown

**Municipal Clerk:** Kimberly Johnson

**Solicitor:** Elias Manos

**CFO:** Dawn Stollenwerk

**Approval of Committee Minutes:** Mayor entertained a motion to approve the minutes of February 22, 2011; so moved by Ms. Polk seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Presentation: Dr. Steve Ciccariello, Superintendent & Charles Muller, Business Administrator, Greater Egg Harbor Regional School Budget 2011-2012:** Dr. Ciccariello and Mr. Muller provided a power point presentation explaining the quality educational programming and services to meet the New Jersey Core Curriculum Content Standards, the additional resources required for the transition of Cedar Creek High School, and to provide a stable tax rate in accordance with the new 2% tax levy cap. It was noted Greater Egg Harbor Regional High School District Ranks 8<sup>th</sup> out of 47 school districts with the same operating type at a cost of \$12,877 per pupil cost (39 school districts have higher pupil expenditure) and that Greater Egg Harbor Regional has maintained co-curricular, extra-curricular, athletic programs, after school tutoring, late-study programs and distance learning opportunities. Budget expenditures were explained as well as State Aid and anticipated revenues. This years' budget proposes a decrease to Mullica residents of approximately \$10.00 per home assessed at approximately \$100,000.00, which reflects a decrease of approximately 1 cent, and makes the most out of the staff required to operate three high schools. Presentation can be viewed on line at <http://www.gerhhsd.net/>.

**Presentation: Dr. Brenda Marro-Harring, Superintendent, Mullica Township School Budget 2011-2012:** Dr. Marro-Harring provided a power point presentation explaining the Board's goal to maintain an efficient spending plan and to provide less of a burden on the taxpayer. Dr. Marro-Harring explained the initiatives she has implemented since becoming Superintendent and reported on the revenues and expenditures in the proposed budget. Dr. Marro-Harring explained the shared services with the Greenbank School which add to the revenues. This budget reflects a zero increase with a slight decrease of approximately \$7.00 per average homeowner (based on assessed value of \$150,000), keeps all educational programs intact and provides a continued opportunity for our children to excel in education. Presentation can be viewed on line at <http://www.mullica.k12.nj.us/>.

Mayor Brown adjourned the meeting for a five minute recess. Mayor called the meeting back to order.

## REGULAR MEETING APRIL 12, 2011

**Public Discussion Relating to Agenda Items:** Ms. Janet Forman questioned items for disposal in Resolution 57-2011 and asked for information regarding Resolution 58-2011. Mayor stated the items for disposal are various police equipment which will be sold on GovDeals. Mayor reported Resolution 58-2011 authorizes the sale of two 75 acre parcels on Indian Cabin Road at a minimum bid of \$40,000 each.

Mr. Bernard Graebener suggested having the properties appraised noting the required acreage is 25 acres per building lot and the lands could possibly be subdivide and are worth more. Mr. Gabris stated based on his review of the wetlands maps it would be difficult to create buildable lots.

Mr. Muller questioned of the municipality has the authority to subdivide. Clerk stated we do.

Ms. Forman expressed her concern with the minimum bids of lands being increased and/or decreased depending on the requesting party, noting her request last year was increased. Mayor stated he takes the Assessor's recommendation under consideration and if he feels there is a discrepancy it is brought before the Governing Body. Mayor stated he does not know of a better way. Mr. Gabris stated they are trying their best to be consistent in setting a minimum bid price and that they were consistent regarding her request.

**First Reading: Ordinance 4-2011 / Cap Waiver:** Mayor entertained a motion to read by title; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

*An Ordinance to Exceed the Municipal Budget Appropriation Limits and To Establish a CAP Bank*

Mayor entertained a motion to approve and set hearing date for April 26th at 7pm; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Resolution 51-2011 / Examination of Budget:** Ms. Polk so moved to adopt seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Budget Introduction:** Mr. Kennedy made a motion to read by title seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

*Municipal Budget of the Township of Mullica for the Fiscal Year 2011.*

Mayor reported this budget proposes a two cent increase and noted the following: reduction in State Aid, reduction in assessed valuation of \$432,000, overall budget has been decreased by \$595,000, grant funding was decreased by \$473,000, salaries and wages were decreased by \$209,000, pension and health costs increased by \$117,000 and this budget as introduced is \$159,000 under the 2% levy cap. Mayor stated we are able to maintain the services at the current level, reviewing shared services and exploring all options for continued savings. Mayor entertained a motion to approve and set the hearing date for May 10<sup>th</sup>, 7pm; so moved by Mr. Kennedy seconded by Mr. Riffle. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

### Committee Reports:

**Public Safety:** Mr. Kennedy reported the following: Municipal Court collected \$26,638.00 for the month of January and the municipality retained \$11,701.54. The Police Department conducted the following for the

## REGULAR MEETING APRIL 12, 2011

month of March: investigated 16 motor vehicle accidents, conducted 267 motor vehicle stops, issued 148 traffic summons, issued 6 written warnings, arrested 34 adults and 7 juveniles and removed 3 drunk drivers from our roadways. To date, Officers have answered a total of 3,635 calls for the year. Annual Easter Egg Hunt will commence at 2:00 pm at the Township Recreation Complex on Saturday, April 16<sup>th</sup> weather permitting. Total calls for the fire department for March are 43 and year-to-date is 88, Total EMS calls for March is 44 and year-to-date 124. April 28, 2011 @ 7:00 p.m. - Mullica Community Watch Monthly Meeting - Weekstown Vol. Fire House on Weekstown Road.

**Administration:** Ms. Polk reported the following: Sustainable Mullica will not hold an April meeting and instead encourages all of our neighbors to organize a Neighborhood cleanup in honor of Earth Day! Post your pictures and comments on our Facebook page or send them to me to be viewed on our BlogSpot. A Pasta Dinner for resident Gianna DeRosa is being held on Fri., April 29, 4:30 - 8 p.m., at the Knights of Columbus Hall, Egg Harbor City. Help Gianna beat brain cancer; dinner includes pasta, meatballs, salad, ice tea/soda and dessert. Tickets \$10 adults; \$7 children and take-outs are available. Due to requests by residents and the Recreation Association we have decided to partake in Community Day and National Night Out. Community Day is back on and scheduled for June 4<sup>th</sup>, 10 am – 2pm. Please join in!

**Public Works:** Mr. Riffle reported the following: The Public Works Department repaired the drainage on the baseball field, replaced drainage pipe from sump pump and made a French drain for water to be pumped to. Be advised Public Works is keeping a list of repeat offenders not utilizing transfer station trash tags and will be notifying those residents. The Transfer Station will be closed Easter Sunday. Mr. Riffle applauded Public Works Employees, Steven Sperlak and Kevin Jordan for being nominated to receive the Meritorious Valor Award from the Atlantic County Firefighters Association for their efforts in a horrific motor vehicle accident in 2010.

**Housing & Development:** Mr. Gabris reported his office has begun to advise residents of the recent amendments to the Trash Ordinance regarding the placement of containers roadside.

**Revenue & Finance:** Mayor reported the following: March treasurer's report was emailed to all members of committee, and will be included in the minutes of tonight's meeting. The 2011 Tax Sale was held on April 6<sup>th</sup>. 85 tax liens were auctioned, and a total of \$72,051.33 was collected in taxes & fees from outside buyers for 27 liens. The township added 58 liens to its account totaling \$17,918 in taxes and interest. The township's on-line auction is scheduled to run on GovDeals from Monday, April 25<sup>th</sup> to Sunday, May 15<sup>th</sup>. A link to the auction site and details on the items being auctioned will be available on the township website, [www.mullicatownship.org](http://www.mullicatownship.org). The Township received an additional \$25,949.63 in reimbursements from FEMA for the March 2010 storm. Another \$2,520.97 will be paid next week. These reimbursements are for the repairs made to Heidelberg Avenue, Fifth Avenue and Adams Circle. The Township received just under \$43,000 from FEMA for all the weather related damaged that occurred in 2010, exclusive of the Christmas storm, applications are still pending for this declaration.

### **Correspondence:**

Atlantic County will hold a public hearing on May 4<sup>th</sup> at 6pm, at the Canale Training Center for the purpose of providing information and soliciting the input regarding a proposal to divert approximately 977.9 square feet of property in Egg Harbor Township for safety improvements at the intersection of Spruce and West Jersey Avenues.

## REGULAR MEETING APRIL 12, 2011

Pinelands Commission is holding a public hearing on May 19<sup>th</sup>, 7pm regarding amendments to the CMP relating to the siting of solar energy facilities.

### Old Business:

**Resolution #52-2011 / Approve Road Opening Permit / Hanover Avenue:** Mayor entertained a motion to approve, so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor St. Amour.

**Resolution #53-2011 / Approve Performance Guarantee / Hanover Avenue:** Mayor entertained motion to accept guarantee in the amount of \$77,000.00; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

### New Business:

**Resolution #54-2011 / Participate in Safe & Secure Grant:** Mayor entertained a motion to participate; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Resolution #55-2011/ Increase Change Fund / Tax Office:** Mayor entertained a motion to increase from \$150.00 to \$200.00; so moved by Mr. Kennedy seconded by Mr. Gabris. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Resolution #56-2011 / Refund Tax Overpayment – Block 3033, Lot 27:** Mayor entertained a motion to refund overpayment in the amount of \$639.42; so moved by Ms. Polk seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Resolution #57-2011 / Authorizing Disposal of Surplus Property:** Mr. Kennedy made a motion to approve seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Resolution #58-2011 / Authorize Landsale / Block 7501, Lots 10 & 11:** Mr. Kennedy so moved to authorize the sale seconded by Mr. Riffle. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Discuss Landsale Request / Block 7303, Lot 1:** Mayor explained the original minimum bid set in 2010 was \$7,000 and it was lowered by the Tax Assessor to \$3,300, for reasons that it did not sell. After review of the Landsale Committee, Mr. Gabris is suggesting \$4,800 and Mayor suggested \$7,000. Ms. Polk asked if costs were involved in an appraiser, noting she is not qualified to set fair market values. Mr. Gabris stated in 2010 the Assessor recommended \$6,600 and the Landsale Committee suggested \$7,000. Mayor stated he questioned the new bid price and was told it was based upon sales within the same area. Committee discussed this particular lot and the drop in real estate due to the economy which is approximately 30%. Mr. Gabris suggested the \$4,800 and noted this particular property does not create a building lot. Mayor stated our goal is to put properties back on the books. Mr. Kennedy made a motion to set price at \$4,800 seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

**Accept Resignation / Robert Stafford, Planning Board Member, Atl. #3:** Ms. Polk so moved to accept with regret seconded by Mr. Kennedy. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

## REGULAR MEETING APRIL 12, 2011

**Payment of Bills:** Mayor Brown entertained a motion to approve the bill list; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

### **Public Discussion:**

Ms. Janet Forman stated what Committee decided on the Landsale was fair and hoped that they would be consistent in their setting of minimum bid prices, including herself. Ms. Forman asked Mr. Gabris if there was any development regarding her complaint of illegal businesses. Mr. Gabris stated he sent the Code Enforcement Officer a memorandum regarding those issues and the office sent letters to the homeowners. Ms. Forman expressed her dissatisfaction with the memo that was sent stating the complaint was from a "Republican" Mayor. Mr. Gabris stated he wrote that to protect himself and expressed his concern with Ms. Forman suggesting that he stole records. Ms. Forman and Mr. Gabris continued to disagree and Ms. Forman acknowledged that she received a copy of the performance evaluation of Mr. Sandman written by Mr. Gabris with many allegations against herself. Ms. Forman questioned Mr. Gabris why the former Devonshire Motor Lodge had no permits for repair of the roof. Mr. Gabris stated it is not required if the work is less than 25%.

Mr. Ernest Aponte expressed his dissatisfaction with the Mayor in not showing equality when it comes to freedom of speech.

Mr. Charles Muller asked for clarification regarding placement of trash receptacles. Mr. Gabris stated we have included a timeframe so receptacles are not kept along the roadway.

Mr. Francis Paulsgraf reported certain businesses have dumpsters that should be enclosed and it is unsightly, specifically Six Packs Pub. Mr. Gabris stated the Ordinance states trash should be stored inconspicuously.

Mr. Edward Mawhinney asked when the last revaluation occurred and what would need to be accomplished for another reevaluation. Mayor stated the last re-evaluation was in 1995 and we would need to have funding in place, which is about \$500,000.00. CFO stated a reevaluation shifts the burden onto to the older homes as we need to raise the same amount of taxes. Clerk advised Mr. Mahiwnenny he has the opportunity to appeal his tax assessment.

Ms. Ann Cavage commented that the amendments to the Trash Ordinance was not needed, it is obnoxious and is un-Mullican.

Mayor Brown closed the public portion and entertained a motion to enter executive session; so moved by Mr. Kennedy seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown. Clerk read Resolution ES5-2011 in full to discuss contract negotiations, personnel and to review executive session minutes.

Mr. Kennedy made a motion to come back to Regular Session at 9:20 pm seconded by Ms. Polk. RCV: Yeas: All voted yes. Clerk reported in Executive Session Committee discussed contract negotiations regarding Mid-Atlantic Communications, a matter of personnel and reviewed the executive session minutes of March 8<sup>th</sup> and March 22<sup>nd</sup>, 2011.

**Approve Executive Session Minutes:** Mr. Kennedy made a motion to approve the minutes of March 8<sup>th</sup>, 2011 seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown. Mr.

**REGULAR MEETING APRIL 12, 2011**

Kennedy made a motion to approve the minutes of March 22, 2011 seconded by Ms. Polk. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

Clerk reported the Governing Body in Executive Session consented to advising Egg Harbor City that Mullica will be departing from Mid-Atlantic Communications and noted a motion needs to be made to require Mr. Manos to prepare the required documentation. Mr. Kennedy so moved to direct the Solicitor to move forward and that Mayor Brown may extend Committee’s decision to Egg Harbor City, seconded by Mr. Gabris. RCV: Yeas: Mr. Gabris, Mr. Kennedy, Ms. Polk, Mr. Riffle, Mayor Brown.

Mr. Kennedy moved to adjourn seconded by Ms. Polk. RCV: Yeas: All voted yes.

Respectfully submitted,

Kimberly Johnson, Municipal Clerk

BILL LIST

Lupinetti, Brittany	30.00	Rabies Clinic
Alicea, Miriam	75.00	Court Session
Animal Capture & Control Svc.	645.00	April 2011 Services
Apple Printing Company, Inc.	101.00	Court Envelopes
Atl County Court Admin Assoc.	25.00	2011 Envelopes
Atlantic City Electric	4,021.02	March 2011 Services
Horizon Blue Cross Blue Shield	4,052.28	April 2011 Coverage
Butterhof’s Farm & Home Supply	51.80	February Purchases
Business Cards Tomorrow	187.50	Police Department Envelopes
Casa Payroll Services	256.40	March 2011 Services
Checkers Auto Appearance Center	95.00	Car Detail – Confiscatory
Hammonton Home Center	30.90	Concrete Mix / Fasteners
Sweetwater Country Cupboard	126.25	Safety Brunch
Dimeglio Septic, Inc.	65.00	March 2011 Services
Deer Carcass Removal Services	180.00	February 2011 Services
Dr. Kimberlee Glenn	160.00	2011 Rabies Clinic
Fifth Construction Company	51.98	Close Landsale Escrow
G&P Floor Maintenance	425.00	March 2011 Services
Heavenly Promotions	855.00	Letterhead/Envelopes
Hess Corporation	721.79	March 2011 Services
Crystal Springs	118.39	February 2011 Services
Keefe, Kimberly	30.00	2011 Rabies Clinic
National Fire Protection Asso.	150.00	2011 Membership Dues
Metropolitan Telecommunications	705.59	March 2011 Services
MGL Printing Solutions	107.00	Homestead Tax Bill Notices
Municipal Excess Liability	12,077.54	EPL Case NR 010-0117-028826
Verizon	260.78	March 2011 Services
NJ Emergency Preparedness Asso.	150.00	Conference
Northern Safety & Industrial	99.19	Trash Can Liners
Ancero	15,202.70	Twp Server Replacement, March 2011 Services, Cisco Maint

**REGULAR MEETING APRIL 12, 2011**

		Agreement
Peter Lumber Co.	21.53	Weather Stripping
Pitney Bowes	585.00	Lease Install
Reserve Account	1,000.00	Postage
Lexisnexis Risk Management	100.00	January/February 2011 Services
Red Bank Veterinary Hospital	56.00	Emergency Services
Penn Power Systems	450.00	Generator Maintenance
Rodio Tractor Sales, Inc.	340.46	Tractor Parts
South Jersey Gas Co.	1,064.81	March 2011 Services
SJ Court Administrator's Assoc.	40.00	2011 Dues
Spectera, Inc.	644.82	April 2011 Coverage
Staples Advantage	729.98	Office Supplies PD /Janitorial Suppl
The Press	70.68	Towing Ord / Ord 2 & 3 2011
Petroleum Traders	6,243.35	March 2011 Purchases
Val-U Auto Parts	918.67	February 2011 Purchases
Xerox Capital Parts	27.00	Copier Maintenance Renewal
Avaya, Inc.	349.09	Feb/March 2011 Maint Agreement
Marathon Engineering Inc.	100.00	Macri Escrow
Biel, Zlotnick & Feinberg	212.50	February 2011 Services
Kehrli, Gregory & Stacy	30.98	Refund Escrow Balance
Kirkendoll, Sharon	30.00	Rabies Clinic
Division of Pensions	154.06	DCRP Life Ins / Disability
Treasurer, State of NJ	500.00	2011 Stormwater permit
NJ State Health Benefits Fund	49,956.04	April 2011 Levy
Mid Atlantic Communications	17,583.33	March 2011 Services
Petty Cash	98.98	Reimburse Petty Cash

Current Fund Appropriations	11,341.06
Current Fund Appropriations	415,827.21
Trust Fund Disbursements	599.89

Improvement Authorizations	14,245.70
Total of All Funds	442,013.83

**TOWNSHIP OF  
MULLICA  
MONTHLY  
TREASURER'S  
REPORT  
FOR THE  
MONTH OF  
MARCH 2011**

**Capital Fund**

Beginning Cash Balance	198,715.03
Cash Receipts	0.00
Cash	(9,601.47)

**REGULAR MEETING APRIL 12, 2011**

Disbursements

Ending Cash Balance 189,113.56

Due from Current Fund 0.00

**Total Cash Available** 189,113.56

Proof	Assets	2,163,741.34
	Liabilities	2,163,741.34

Capital Fund Balance 15,291.46

Capital Improvement Fund 13,431.11

Accrued Interest on Bonds 0.00

Reserves for Projects 0.00

Total Available for Projects 28,722.57

Difference 0.00

Def Charges Future Tax Unfunded 851,000.00

Def Charges Future Tax Funded 1,123,627.78

Total Deferred Charges 1,974,627.78

Funded Improvement Author 52,000.00

Unfunded Improvement Author 108,390.99

Contracts Payable 0.00

Total Improv Author 160,390.99

Bonds Payable 1,120,000.00

BANS Payable 851,000.00

Green Trust Loan Payable 3,627.78

Debt Authorized but not Issued 0.00

Total Debt 1,974,627.78

**TOWNSHIP OF MULLICA  
MONTHLY TREASURER'S REPORT**



**REGULAR MEETING APRIL 12, 2011**

**FOR THE MONTH OF MARCH 2011**

<b>Current Fund</b>		<u>%/budget expended</u>
Beginning Balance	1,091,317.71	
<u>Cash Receipts:</u>		
Interest	376.14	
Current year tax receipts	159,324.36	
Receivables/Interfunds	360.15	
Anticipated Revenue	1,749,150.10	
Unanticipated Revenue	<u>3,026.25</u>	
Total Cash Receipts	1,912,237.00	
<u>Expenditures:</u>		
2010 Appropriations	(13,467.44)	
2011 Appropriations	(617,680.65)	
Liabilities	(550,134.67)	
Interfunds	(360.15)	
Grant Fund	<u>(5,184.00)</u>	
Total Expenditures	(1,186,826.91)	
Ending Cash Balance	1,816,727.80	
Cash Increase/(Decrease)	725,410.09	
Reserve Budget	259,477.47	
2011 Temporary Budget	1,678,320.00	
Reserve Budget Balance	143,020.96	44.88%
2011 Budget Balance	393,763.23	76.54%