

REGULAR MEETING
TUESDAY, SEPTEMBER 10, 2013
6:00 P.M.

The Regular Meeting of the City Council of the City of Vineland was called to order by the President, Anthony R. Fanucci.

The following members were present at roll call:

Councilwoman Angela Calakos
Councilwoman Maritza Gonzalez
Councilman John A. Procopio
Councilman Paul F. Spinelli
President Anthony R. Fanucci

Also present were: William Lutz, Business Administrator
Denise Monaco, Assistant Business Administrator
Richard P. Tonetta, City Solicitor

President Fanucci led the Pledge of Allegiance.

President Fanucci asked for a moment of silence in memory of the tragedies that occurred on September 11, 2001.

The Clerk stated Public Notice of this meeting, pursuant to the Open Public Meetings Act, has been given on April 23, 2013 by the City Clerk, in the following manner:

1. Posting written notice on the official bulletin board in the lobby of the City Hall;
2. Providing written notice to the offices of The Daily Journal and The Press of Atlantic City; and;
3. Filing written notice in the office of the City Clerk of the City of Vineland.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, to approve the minutes of the Regular Work Session of August 20, 2013; the Pre-Meeting Conference and Regular Meeting of August 27, 2013.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President asked if there was anyone in the audience who wished to be heard at this time.

David Mazur reported that three players on the midget football team are sharing the same helmet. Councilman Spinelli responded that it is possible the league has ordered them and they haven't arrived yet. He will check into it and suggested that perhaps the high school program could assist if needed. Mr. Mazur also noted the funding problem at the Landis Theater and proposed that they have a fundraising show with dinner to help with the funding.

There being no one else to be heard, the Clerk read ORDINANCE NO. 2013-38, ORDINANCE AUTHORIZING THE EXECUTION OF A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT WITH THE BENEVOLENT AND PROTECTIVE ORDER OF ELKS VINELAND LODGE #1422 FOR PROPERTY KNOWN AS BLOCK 4001 LOT 20 ON THE TAX MAP OF THE CITY OF VINELAND, which was ready for a Continued Public Hearing.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-38, be given a Continued Public Hearing and opened to the public for discussion.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President asked if there was anyone in the audience who wished to be heard on ORDINANCE NO. 2013-38.

There being no one to be heard, the President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that the Continued Public Hearing on ORDINANCE NO. 2013-38, be further continued until the Regular Meeting of September 24, 2013.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-41, AN ORDINANCE AUTHORIZING THE CANCELLATION OF A PILOT AGREEMENT FOR PROJECT TAX EXEMPTION FOR NUTRI-MACK LLC, which was ready for a Public Hearing.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-41, be given a Public Hearing and opened to the public for discussion.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President asked if there was anyone in the audience who wished to be heard on ORDINANCE NO. 2013-41.

There being no one to be heard, the President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that the Public Hearing on ORDINANCE NO. 2013-41, be closed.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-41, be taken up for second and final reading and adopted according to law.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-41 by title, and declared the Ordinance adopted.

The President directed the Clerk to submit ORDINANCE NO. 2013-41, to the Mayor for his approval or disapproval.

The Clerk read ORDINANCE NO. 2013-43, AN ORDINANCE AMENDING ORDINANCE 2001-34, CHAPTER 24 OF THE CODE OF THE CITY OF VINELAND CREATING TWO POSITIONS OF PART TIME MUNICIPAL COURT JUDGE FOR THE CITY OF VINELAND MUNICIPAL COURT, which was ready for a Public Hearing.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-43, be given a Public Hearing and opened to the public for discussion.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President asked if there was anyone in the audience who wished to be heard on ORDINANCE NO. 2013-43.

Michael Hoffman, a local attorney, stated his concern that local attorneys, including himself, will not be able to serve. He asked for consideration to include residency requirements.

There being no one else to be heard, the President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that the Public Hearing on ORDINANCE NO. 2013-43, be closed.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President entertained a motion by Councilwoman Calakos, and seconded by Councilwoman Gonzalez, that ORDINANCE NO. 2013-43, be taken up for second and final reading and adopted according to law.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-43 by title, and declared the Ordinance adopted.

The President directed the Clerk to submit ORDINANCE NO. 2013-43, to the Mayor for his approval or disapproval.

The Clerk read ORDINANCE NO. 2013-44, AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE NO. 8, WHICH ESTABLISHED THE CLASSIFICATION AND COMPENSATION PLANS FOR THE CITY OF VINELAND (MUNICIPAL JUDGE), which was ready for a Public Hearing.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-44, be given a Public Hearing and opened to the public for discussion.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President asked if there was anyone in the audience who wished to be heard on ORDINANCE NO. 2013-44.

There being no one to be heard, the President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that the Public Hearing on ORDINANCE NO. 2013-44, be closed.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-44, be taken up for second and final reading and adopted according to law.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-44 by title, and declared the Ordinance adopted.

The President directed the Clerk to submit ORDINANCE NO. 2013-44, to the Mayor for his approval or disapproval.

The Clerk presented ORDINANCE NO. 2013-45, which was ready for a First Reading.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-45, be taken up for the First Reading.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-45, AN ORDINANCE ESTABLISHING BUS STOPS AT CERTAIN LOCATIONS ALONG MAYS LANDING ROAD.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-45, be passed for the First Reading and that a Public Hearing be held on Tuesday, September 24, 2013 at 6:00 P.M.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented ORDINANCE NO. 2013-46, which was ready for a First Reading.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-46, be taken up for the First Reading.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-46, AN ORDINANCE AMENDING ORDINANCE 86-38, AS AMENDED CORRECTING A DRAFTING ERROR IN THE ZONE MAP FOR BLOCK 2702 LOTS 35, 36, AND 37.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-46, be passed for the First Reading and that a Public Hearing be held on Tuesday, September 24, 2013 at 6:00 P.M.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented ORDINANCE NO. 2013-47, which was ready for a First Reading.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-47, be taken up for the First Reading.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk read ORDINANCE NO. 2013-47, AN ORDINANCE AUTHORIZING IMPROVEMENTS FOR THE VINELAND MUNICIPAL UTILITIES, AND APPROPRIATING \$1,832,700 THEREFOR FROM THE VINELAND MUNICIPAL ELECTRIC UTILITY CAPITAL IMPROVEMENT FUND FOR THE FINANCING THEREOF.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that ORDINANCE NO. 2013-47, be passed for the First Reading and that a Public Hearing be held on Tuesday, September 24, 2013 at 6:00 P.M.

The President asked if there was any discussion by Council members on this motion.

There being no discussion to be heard, the Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-380, A RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS WITH NEW JERSEY TRANSIT FOR THE PURCHASE AND INSTALLATION OF BUS SHELTERS ON MAYS LANDING ROAD AT CUMBERLAND FAMILY SHELTER.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-380, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-381, A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF NORTH EAST BOULEVARD FROM E. PEACH STREET TO E. PARK AVENUE IN CONNECTION WITH REMEDIAL ACTION AT THE FORMER VINELAND MANUFACTURED GAS PLANT SITE, IN ACCORDANCE WITH N.J.S.A. 39:4-197.3.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-381, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-382, A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND THE EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR RESURFACING OF MAPLE AVENUE FROM BREWSTER ROAD TO LINCOLN AVENUE.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-382, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-383, A RESOLUTION PROVIDING FOR THE INSERTION IN THE CALENDAR YEAR 2013 BUDGET OF THE CITY OF VINELAND A SPECIAL ITEM OF REVENUE MADE AVAILABLE BY REVENUE REALIZED FROM A COUNTY OF CUMBERLAND, CUMBERLAND COUNTY PROSECUTORS OFFICE FORFEITURE FUNDS DISBURSEMENT IN THE AMOUNT OF \$45,000.00 AND AN APPROPRIATION IN SAID BUDGET FOR LIKE SUM AND PURPOSE

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-383, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-384, A RESOLUTION AMENDING RESOLUTION 2012-441, DECLARING THE EXISTENCE OF AN EMERGENCY RELATED TO THE GIAMPIETRO MEMORIAL PARK DAM.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-384, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-385, A RESOLUTION AWARDED AN OPEN-END CONTRACT TO VINELAND AUTO ELECTRIC, INC., VINELAND, NJ FOR THE INSTALLATION OF EMERGENCY LIGHTS AND RELATED EQUIPMENT FOR CITY VEHICLES.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-385, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-386, A RESOLUTION APPROVING CHARGE AGAINST VARIOUS LAND FOR LAND CLEARANCE AND AUTHORIZING SAID CHARGE TO BECOME A LIEN UPON SUCH LAND AND TO BE ADDED TO AND BECOME A PART OF THE TAXES TO BE ASSESSED AND LEVIED UPON SUCH LAND.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-386, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-387, A RESOLUTION APPROVING CHARGES AGAINST CERTAIN PROPERTIES IN THE CITY OF VINELAND FOR DEMOLITION OF UNFIT STRUCTURES, PURSUANT TO ORDINANCE NO. 87-26, AND AUTHORIZING SAID CHARGES TO BECOME LIENS UPON SUCH LANDS AND TO BE ADDED TO AND BECOME A PART OF THE TAXES TO BE ASSESSED AND LEVIED UPON SUCH LANDS.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-387, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-388, A RESOLUTION CANCELING GRANTS RECEIVABLE BALANCES AND UNENCUMBERED BALANCES OF GRANT APPROPRIATION RESERVES.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-388, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-389, A RESOLUTION RESCINDING RESOLUTION NO. 2013-190, 2013-238, AND 2013-295 ENTITLED "A RESOLUTION AUTHORIZING THE CANCELLATION OF TAXES FOR CY 2013 FOR THE REASON RECOMMENDED BY THE CITY OF VINELAND TAX COLLECTOR.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-389, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-390, A RESOLUTION TO AMEND RESOLUTION NO. 2013-357 ENTITLED "A RESOLUTION AUTHORIZING THE CANCELLATION OF TAXES FOR CY 2012 and CY 2013 FOR THE REASON RECOMMENDED BY THE CITY OF VINELAND TAX COLLECTOR."

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-390, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-391, A RESOLUTION AUTHORIZING AND DIRECTING THE REFUND OF TAXES.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-391, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-392, A RESOLUTION PROVIDING AND AUTHORIZING THE PAYMENT OF BILLS AND DEMANDS AGAINST THE CITY OF VINELAND.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-392, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-393, A RESOLUTION APPROVING TRANSFER OF MEMBERSHIP OF MICHAEL URGO FROM FIRE COMPANY NUMBER TWO TO FIRE COMPANY NUMBER FOUR.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-393, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-394, A RESOLUTION APPROVING THE USE OF SECOND GENERATION ENTERPRISE ZONE ASSISTANCE FUNDS FOR ECONOMIC DEVELOPMENT LOAN TO NORTH CYPRESS RENTALS, LLC.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-394, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented RESOLUTION NO. 2013-395, RESOLUTION AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH SOUTH JERSEY GAS COMPANY FOR BLOCK 3001, LOT 16.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that RESOLUTION NO. 2013-395, be adopted according to law.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The Clerk presented reports of the various departments for the months of May, June, and July 2013, and request the reports be received and filed.

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, that the reports of the various departments for the months of May, June, and July 2013 as presented by the Clerk, be received and filed.

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, to authorize the City Clerk to advertise for bids to be received by the Purchasing Board on Tuesday, October 8, 2013 at 10:30 a.m. for the following item:

1. Romano Park Football Field Lighting and Electrical Materials

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

The President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, to authorize the City Clerk to advertise for bids to be received by the Purchasing Board at a Special Purchasing Board Meeting on Thursday, November 14, 2013 at 10:30 a.m. for the following item:

1. Solid Waste and Recyclable Materials Collection Service

The Clerk called the roll: YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

President asks if any Council Members wish to be heard.

Councilwoman Gonzalez announced the last Fourth Friday Family Fun & Fitness event will be on Friday, September 27. She also thanked President Fanucci for initiating the moment of silence for 9-11.

Councilman Spinelli also thanked the President for the 9-11 recognition. As the Council liaison to the Recreation Commission he was pleased to report that the Vineland midget football league beat all four divisions against Delsea recently. He also noted that the Blitz and the Vineland midget programs actually practiced together. He concluded his comments by wishing the best to Vineland High School football against Buena on Friday evening.

There being no other Council Members to be heard, the President entertained a motion by Councilman Spinelli, and seconded by Councilman Procopio, to adjourn the meeting. The Clerk called the roll:

YEAS: Councilwoman Calakos
Councilwoman Gonzalez
Councilman Procopio
Councilman Spinelli
President Fanucci

Anthony R. Fanucci,
President of Council

ATTEST:

Keith Petrosky, RMC
Municipal Clerk