

Merchantville, NJ

November 22, 2010

A regular meeting of Borough Council was held at 7:30 PM, Monday, November 22, 2010. Mayor Frank M. North presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Alloway, Brennan, Brickley, Fields, Clerk Brouse, Attorney Higgins, CFO Moules.

PUBLIC HEARING ON ORDINANCE 10-14 Sewer fees.

None

ADOPT ORDINANCE 10-14 Sewer Fees: On a motion of Mr. Brickley and second of Mr. Brennan, Council adopted the following Ordinance:

10-14

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AMENDING CHAPTER 70, SEWERS, IN THE CODE OF THE
BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey, that Chapter 70, Sewers, is hereby amended to the Code of the Borough of Merchantville, as follows:

ARTICLE I. SECTION 70-8**Sewer Services charges.**

- A. The sewer service charges in the Borough of Merchantville shall be as follows:
1. For residential dwellings shall be Two Hundred, Twenty (\$226.00) Dollars per living unit per year. In the calendar year 2010, this sewer service shall be payable on June 1, 2010 in the amount of Ninety-six (\$96.00) Dollars, and December 1, 2010 in the amount of One Hundred, Thirty (\$130.00) Dollars.
 2. In the calendar year 2011 and thereafter, the sewer service for residential dwellings per living unit shall be payable on April 1 and October 1 of the calendar year in equal payments of One Hundred, Ten (\$113.00) Dollars.
 3. For a residential living unit which qualifies for a senior citizen tax deduction shall be One Hundred, Ten (\$110.00) Dollars per living unit per year. In the calendar year 2010, this sewer service for a residential living unit which qualifies for a senior citizen tax deduction shall be payable on June 1, 2010 in the amount of Forty-eight (\$48.00) Dollars, and December 1, 2010 in the amount of Sixty-two (\$62.00) Dollars.
 4. In the calendar year 2011 and thereafter, the sewer service for a residential living unit which qualifies for a senior citizen tax deduction shall be payable on April 1 and October 1 of the calendar year in equal payments of Fifty-five (\$55.00) Dollars.
 5. Sewer service for commercial properties shall be billed at a fee of One Hundred, Eighty (\$180.00) Dollars per commercial unit per year, plus One Dollar and Fifty Cents (\$1.50) per 100 cubic feet of water used. In the calendar year 2010, this minimum rate for sewer service per commercial unit shall be payable on June 1, 2010 in the amount of Seventy-eight (\$78.00) Dollars plus One Dollar and Fifty Cents (\$1.50) per 100 cubic feet of water used, and December 1, 2010 in the amount of One Hundred, Two (\$102.00) Dollars plus One Dollar and Fifty Cents (\$1.50) per 100 cubic feet of water used.
 6. In the calendar year 2011 and thereafter, the sewer service fee per commercial unit shall be payable on April 1 and October 1 of the calendar year in equal payments of Ninety (\$90.00) Dollars, plus One Dollar and Fifty Cents (\$1.50) per 100 cubic feet of water used.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon its passage and publication according to law.

PUBLIC

Bob Disch, 23 E. Chestnut Avenue, Agreement with TCE has not come before Planning Board yet. Mayor stated that it is being worked on. Do not have ownership of all properties. House in a day will be acquired by Fieldstone. Question regarding CCIA report page 6 of agreement, states requirements. Is parking not applicable to variances? No plan is in place at this time only a concept. Resolution will be passed soon. Project is moving along.

Rich James, 130 Westminster Avenue, question regarding cell phone violations. Who is notified and fined? May be way to increase revenue? Maybe you can encourage police to ticket? Police Officer retiring not being replaced? Tax rate is 1.00 for 100 assessed? Yes, to raise \$1,000,000 need to increase 6 cents or \$15,700.

OLD BUSINESS-None**NEW BUSINESS**

Discussion-Rent properties on Park Avenue-Marvin Gaskill, 102 E Chestnut, no rent due to liability. Marvin would lease and rent out. He would insure tenants, Borough & Marvin making good use of the buildings. He would maintain and provide security, rent 1st floor of 9 Centre and add cabinets. Make powder room full bath on EMS building. Fieldstone looking to take down buildings after contract is signed. Would like to take with Fieldstone and have a response by Xmas to Marvin. Mr. Brickley asked if we could have a cost estimate for legal costs.

Discussion-Purchasing Agent-Bid threshold will be lower if we do not establish someone at this time. May consider shared service eventually but will do nothing at this time

Resolutions to be read by consent agenda: On a motion of Mr. Brickley and second of Mr. Brennan, Council approved the following resolutions to be read consent agenda:

R10-118

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY, ESTABLISHING SPECIFIC SALARIES AND WAGES FOR ALL EMPLOYEES FOR 2010

WHEREAS, the Mayor and Council of the Borough of Merchantville have established the maximum salaries of the employees of the Borough of Merchantville by ordinance adopted September 13, 2010, effective as of October 3, 2010 and retroactive to January 1, 2010; and

WHEREAS, funds have been made available in the 2010 budget as adopted through the DWI – Alcohol Education and Enforcement Fund;

WHEREAS, the Borough Council of the Borough of Merchantville wishes to establish a specific salary for special DWI sessions for the Judge, Court Administrator, Deputy Court Administrator and Sound Recorder, effective September 2010; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Merchantville amends Ordinance 10-11 of the Borough of Merchantville to add the following salary to those specific salaries for employees of the Borough of Merchantville for 2010, effective as of and retroactive to September 29, 2010:

POSITION	SALARY
Municipal Judge	\$ 500.00 per Special DWI Session
Court Administrator	\$ 43.56 per hour for Special DWI Session
Deputy Court Administrator	\$ 33.40 per hour for Special DWI Session
Sound Recorder	\$ 20.00 per hour for Special DWI Session

R10 - 119

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN
AND STATE OF NEW JERSEY AUTHORIZING 2010 BUDGET TRANSFERS**

WHEREAS, there are certain 2010 Budget Appropriations of the Borough of Merchantville with balances insufficient to meet requirements for operating Borough Affairs as indicated on the attached schedule; and

WHEREAS, there are 2010 Budget Appropriations with unexpended balances that are not needed for such purposes; and

WHEREAS, Revised Statutes 40A:4-59 provides for Transfers to those accounts having insufficient balances:

<u>Operating Budget Description</u>	<u>Account Number</u>	<u>Transfer Out</u>	<u>Transfer In</u>
Gasoline	0-01-31-460-000	7,000.00	
Street Lighting	0-01-31-435-000	2,385.00	
Mayor & Council Salary & Wages	0-01-20-703-100	7,300.00	
Group Employee Insurance	0-01-23-733-000	38,000.00	
Solid Waste Collection	0-01-32-837-251	25,000.00	
Vehicle Maintenance	0-01-26-767-285		22,000.00
Police Salary & Wages	0-01-25-745-101		25,000.00
Prosecutor Salary & Wages	0-01-25-757-100		2,685.00
Admin & Clerk Salary & Wages	0-01-20-701-101		12,000.00
UCC Third Party Inspections	0-01-22-725-253		3,000.00
Unemployment	0-01-23-734-000		15,000.00
	TOTAL	79,685.00	79,685.00

<u>Sewer Utility Budget Description</u>	<u>Account Number</u>	<u>Transfer Out</u>	<u>Transfer In</u>
PSA Service Agreement	0-07-55-510-501	5,000.00	
Sewer Utility Other Expense	0-07-55-505-501	2,500.00	
Sewer Utility Social Security	0-07-55-541-501		500.00
Sewer Utility Salary & Wages	0-07-55-501-100		7,000.00
	TOTAL	7,500.00	7,500.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the following transfers are hereby approved as indicated on the above schedule.

R10-120

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
AUTHORIZING CANCELATION OF TEMPORARY
EMERGENCY APPROPRIATION**

WHEREAS, Resolution R10-89, passed in August 2010, provided for a temporary emergency appropriation in the Vehicle Maintenance Budget in the amount of \$10,000 for vehicle repairs for the Public Works Department; and

WHEREAS, funds were available in other line items in the 2010 Operating Budget to cover this expenditure;

IT IS HEREBY RESOLVED, by the Governing Body of the Borough of Merchantville, that Resolution R10-89, which provided for a temporary emergency appropriation in the amount of \$10,000 in the Vehicle Maintenance Budget, is hereby canceled.

R10-121

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING EXECUTION OF THE AGREEMENT FOR SERGEANT OF POLICE, JEFFREY BROCIOS

WHEREAS, the Mayor and Council of the Borough of Merchantville, along with the Fraternal order of police, the Garden State Lodge #3 and Jeffrey Brocios wish to enter into an agreement for the retirement of Jeffrey Brocios; and

WHEREAS, an agreement, fully addressing the issues of the retirement of the employee, Jeffrey Brocios has been created and all parties are in agreement of the terms and conditions ;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that Frank M. North, Mayor of the Borough of Merchantville, be and hereby is authorized to execute the agreement, attached hereto as Exhibit "A," providing a memorandum of agreement for Jeffrey Brocios.

Charles reported-Base bid recommended, Mr. Brickley agrees with recommendation.

Resolution 10-122 Locust Street-On a motion of Mr. Brickley and second of Mr. Alloway, Council approved the following Resolution:

R10-122

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AWARDDING A CONTRACT FOR ROADWAY IMPROVEMENTS FOR LOCUST STREET

WHEREAS, the Borough Council of the Borough of Merchantville is desirous of completing roadway improvements for Locust Street; and

WHEREAS, bids have been solicited and received for this project and the base bid of \$207,149.13; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds;

NOW, THEREFORE, BE IT RESOLVED, that the contract is awarded to Jads Construction Company, 40 Jeffrie Avenue, South River, NJ 08882 in an amount not to exceed \$207,149.13.

Resolution 10-123 Fire Department ramp-On a motion of Mr. Brickley and second of Mr. Brennan, Council approved the following Resolution:

R10-123

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY AWARDDING A CONTRACT TO REPLACE FIRE DEPARTMENT RAMP

WHEREAS, the Borough Council of the Borough of Merchantville is desirous of replacing the fire department ramp at the front of the building; and

WHEREAS, bids have been solicited and received for this project with council accepting the base bid of \$60,346 along with alternate bids number one (1) \$3,771, number three (3) \$929, number four (4) \$888 and number five (5) \$1,856; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds;

NOW, THEREFORE, BE IT RESOLVED, that the contract is awarded to Fred M. Schiavone Construction, 2057 Tuckahoe Road, Franklinville, NJ 08322 in an amount not to exceed \$67,790.00.

ANNOUNCEMENTS: Trash bids open on 12/14/10. Mr. Brickley may request a special meeting for trash contract as well. Would like to have a Public Works crew on for Friday after Thanksgiving. November 4, 2010, Mayor and Janice and group met to discuss study for consolidation. See minutes.

ADJOURNMENT:

On the motion of Mr. Brickley and second of Mr. Alley the meeting was adjourned at 8:20 PM.

DENISE BROUSE
BOROUGH CLERK