

A regular meeting of Borough Council was held at 7:30 PM, Monday, September 12, 2011. 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: Perno, Madden, Brennan, Volkert and Fields.  
Clerk Brouse, Solicitor Higgins and CFO Moules were present.

**Correspondence-Recommendation of Council Office Vacancy**

**Fill Council Vacancy for 2011 by Roll Call Vote and Oath of Office:** On a motion of Mr. Brennan and second of Mr. Perno, John Grasso was approved to fill the council vacancy for 2011.

**ROLL CALL:**

Council Present: Perno, Madden, Brennan, Grasso, Volkert and Fields.  
Clerk Brouse, Solicitor Higgins and CFO Moules were present.

**PUBLIC HEARING ON ORDINANCE 11-09 Storm Drain Inlet Retrofitting**

None

**ADOPT ORDINANCE 11-09 Storm Drain Inlet Retrofitting**

On a motion of Mrs. Fields and second of Mrs. Madden, with Mr. Grasso abstaining, Council adopted the following Ordinance:

**11-09**

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY REQUIRING STORM DRAIN INLET RETROFITTING ON PRIVATE PROPERTY TO COMPLY WITH THE NEW JERSEY STORMWATER REGULATION PROGRAM**

**SECTION I. Purpose:**

An ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatable (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Borough of Merchantville so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

a. Municipal separate storm sewer system (MS4)– a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Borough of Merchantville or other public body, and is designed and used for collecting and conveying stormwater.

b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

c. Storm drain inlet- an opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

d. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

**SECTION III. Prohibited Conduct:**

No person in control of private property (except a residential lot with one single family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

Already meets the design standard below to control passage of solid and floatable materials; or  
Is retrofitted or replaced to meet the standard in Section IV below prior to the completion of the project.

**SECTION IV. Design Standard:**

Storm drain inlets identified in Section III above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, “solid and floatable materials” means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section V.3 below.

1. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:

- a. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
- b. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors.

2. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

3. This standard does not apply:

- a. Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;
- b. Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
  - i. A rectangular space four and five-eighths inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
  - ii. A bar screen having a bar spacing of 0.5 inches.
- c. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1”) spacing between the bars; or
- d. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Police Department; Public Works Department, Construction and Code Enforcement of the Borough of Merchantville.

**SECTION VI. Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$1,000.00 for each storm drain inlet that is not retrofitted to meet the design standard.

**SECTION VII. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this

Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

**PUBLIC HEARING ON ORDINANCE 11-10 Dumpster/Containers to be covered.**

None

**ADOPT ORDINANCE 11-10 Dumpster/Containers to be covered**

On a motion of Mr. Perno and second of Mrs. Fields, with Mr. Grasso abstaining, Council adopted the following Ordinance:

**11-10**

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY REQUIRING CERTAIN OUTDOOR DUMPSTERS AND CONTAINERS TO BE COVERED TO COMPLY WITH THE NEW JERSEY STORM WATER REGULATION PROGRAM**

**Section 1: Purpose**

An ordinance requiring dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibits the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids or solids from the containers to the municipal separate storm sewer system(s) operated by the Borough of Merchantville and/or the waters of the State so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**Section 2: Definitions**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Borough of Merchantville or other public body, and is designed and used for collecting and conveying stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Refuse container – any waste container that a person controls whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.
- d. Stormwater – means water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
- e. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

**Section 3: Prohibited Conduct**

Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing.

Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by the Borough of Merchantville.

**Section 4: Exceptions to Prohibition**

- a. Permitted temporary demolition containers

- b. Litter receptacles (other than dumpsters or other bulk containers)
- c. Individual homeowner trash and recycling containers
- d. Refuse containers at facilities authorized to discharge stormwater under a valid NJPDES permit
- e. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup)

**Section 5: Enforcement**

This ordinance shall be enforced by the Police Department; Public Works Department and/or Code Enforcement of the Borough of Merchantville.

**Section 6: Penalties**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00.

**Section 7: Severability**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**Section 8: Effective date**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

**PUBLIC HEARING ON ORDINANCE 11-11 Police Salaries for 2011.**

None

**ADOPT ORDINANCE 11-11 Police Salaries for 2011-2015**

On a motion of Mrs. Fields and second of Mr. Brennan, with Mr. Grasso abstaining, Council adopted the following Ordinance:

**11-11**

**AN ORDINANCE FIXING THE SALARIES FOR THE YEARS 2011-2015 FOR FULL TIME EMPLOYEES OF THE POLICE DEPARTMENT FOR THE BOROUGH OF MERCHANTVILLE IN THE COUNTY OF CAMDEN AND STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Merchantville as follows:

**SECTION 1.** The maximum annual salaries of the employees of the Borough of Merchantville are hereby established, in accordance with the following schedule for services performed as of January 1, 2011 through December 31, 2015.

TITLE	2011	2012	2013	2014	2015
Detective-Sergeant	\$83,119	\$84,781	\$86,053	\$87,344	\$88,654
Sergeant	\$78,644	\$80,217	\$81,420	\$82,641	\$83,881
Corporal	\$74,664	\$76,157	\$77,299	\$78,458	\$79,635
Police Officer 49 months and above	\$71,675	\$73,109	\$74,206	\$75,319	\$76,448
Police Officer 37-48 months and above	\$63,381	\$64,648	\$65,618	\$66,602	\$67,601
Police Officer 25-36 months and above	\$54,933	\$56,032	\$56,872	\$57,725	\$58,591
Police Officer 13-24 months and above	\$48,173	\$49,136	\$49,873	\$50,621	\$51,380
Police Officer 7-12 months and above	\$42,257	\$43,102	\$43,749	\$44,405	\$45,072

Police Officer 0-6 months and above	\$38,875	\$39,653	\$40,248	\$40,851	\$41,464
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The above salary schedule reflects a two (2%) percent increase for calendar year 2011 and 2012, and one and a half (1.5%) percent increase for calendar years 2013, 2014 and 2015. The increase for 2011 is retro active to January 1, 2011 and for the remaining years, is effective January 1 of each year.

**SECTION 2.** Police Experience Pay – Additional compensation paid to each police officer based upon years of police experience with the Borough.

<u>Start of Year</u>	<u>End of Year</u>	<u>% of Base Pay</u>
6 <sup>th</sup> year police experience until	10 <sup>th</sup> year	2%
11 <sup>th</sup> year police experience until	15 <sup>th</sup> year	3%
16 <sup>th</sup> year police experience until	20 <sup>th</sup> year	4%
21 <sup>st</sup> year police experience until	24 <sup>th</sup> year	5%
25 <sup>th</sup> year police experience until	retirement	6%

**SECTION 3.** From January 1, 2011 through June 30, 2011, All police officers assigned to the first shift shall be paid at an additional rate of 2% above their hourly base salary; officers assigned to the third shift shall be paid at an additional rate of 1.5% above their hourly base salary; officers assigned to the power shift shall be paid at an additional 1.75% above their hourly base salary. This compensation will become in effect again as of January 1, 2013 if the twelve (12) hour shift does not become permanent.

**SECTION 4.** Effective July 1, 2011, the employees of the patrol division will begin to work twelve (12) hour shifts. All employees assigned to work 7:00pm to 7:00am shall be paid at an additional rate of 2% above their hourly base salary; officers assigned to the power shift shall be paid at an additional 1.75% above their hourly base salary for all hours worked.

**SECTION 5.** From January 1, 2011 through June 30, 2011, a police officer designated as the officer-in-charge (OIC) shall be compensated at the Corporal's rate of pay for all time worked as an OIC, provided the officer performs OIC duties for five or more days during any pay period. The OIC rate shall become effective upon appointment as an OIC.

**SECTION 6.** Effective July 1, 2011 through June 30, 2012, the OIC of the fourth squad shall be paid at the Corporal rate. From July 1, 2012 through December 31, 2012, the OIC shall be paid at the Acting Sergeant's rate. If the twelve (12) shift schedule becomes permanent, a Sergeant will be appointed effective January 1, 2013.

**SECTION 7.** The increase in salaries herein shall be in effect during the year(s) as indicated and shall not be changed unless it has been changed as provided by law.

**SECTION 8.** All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies only.

**SECTION 9.** This ordinance shall become effective twenty (20) days after publication thereof following final passage, and all salaries and compensation shall be retroactive to January 1, 2011.

## **PUBLIC**

**ENGINEER'S REPORT**-Engineer provided a written report which is attached.

**Bill Walker, 23 W Cedar Avenue**-Regarding the Planning board meeting tomorrow, is Fieldstone and St. Peter still on the agenda? Questions regarding the TCE contract, any modification to contract?

**Tom Evaul, 25 St. James Avenue**-What is the drug alliance resolution used for, the TCDI resolution, and the health insurance resolution.

**APPROVAL OF MINUTES:** On a motion of Mrs. Madden and second of Mr. Volkert, with Mr. Grasso abstaining, Council approved the caucus meeting minutes for 7-11-11.

## **CORRESPONDENCE**

## COUNCIL REPORTS

**Mrs. Fields-** reported on Open Space, Planning board has an application for St. Peter and Fieldstone TCE, we continue to monitor 5 abandon properties in town. Ways and Means continues to look at budget numbers for departments.

**Mr. Volkert-** The Shade Tree meeting is September 14<sup>th</sup>, sidewalks and curbs will be discussed. Maple, Alexander and other streets have had trees removed by public service. The Space tree will be planted shortly near the school. Public Works picked up 58.65 tons of brush since August. Trash collection will be pushed to the next day when a holiday falls on that week. The Leaf schedule and procedures have been presented to council for review.

**Mr. Grasso-**On August 17<sup>th</sup> we had a very successful movie night. Volunteer recognition night date has to be decided. The committee is considering purchasing refrigerator magnets to be passed out at events. Saturday, September 17<sup>th</sup> is the town wide yard sale and Shawn Waldron will be remodeling the Santa Shack, public events will meet again on September 28<sup>th</sup>.

**Mr. Brennan-**Court collected \$16,103.53, added 427 cases and disposed of 471 cases, about \$13,000 less than 2010. Police had 302 calls, 4 DWI. Fire had 36 calls, 213 for the year and their Oktoberfest will be on September 24<sup>th</sup>. Thanks to the Police, Fire, Public Works and Chrissy for all work with the Irene storm. Pennsauken was a great partner to work with.

**Mrs. Madden-**A free Rabies Clinic will be held at Borough Hall on October 8<sup>th</sup> from 12 to 2 PM. The public meeting will be held for the West End TCDI grant at the Pennsauken library.

**Mr. Perno-**Regarding capital items for the Public Works building, should we invest in Public Works building or consider something else?

**Clerk Report-** Regarding Council meeting scheduling, the caucus meeting will be on the first Monday of the month and council will meet on the second Monday, both beginning at 7:30 PM.

## OLD BUSINESS

## NEW BUSINESS

**APPROVAL-SOCIAL AFFAIRS PERMIT FOR BEER GARDEN-**On a motion of Mr. Brennan and second of Mrs. Fields, Council approved the social affairs permit for beer garden.

**APPROVAL-FALL CAR SHOW-**On a motion of Mrs. Fields and second of Mr. Volkert, Council gave approval for the Fall Car Show.

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

**R11-110  
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF  
CAMDEN AND STATE OF NEW JERSEY FOR ALCOHOL AND DRUG  
ALLIANCE**

**WHEREAS**, the Borough Council of the Borough of Merchantville, County of Camden, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

**WHEREAS**, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS**, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Camden;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Merchantville, County of Camden, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of an application for the Merchantville Municipal Alliance grant for calendar year 2012 in the amount of \$8,713.00.

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**R11-111**

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING SUBMISSION OF AN APPLICATION TO THE TCDI FOR WEST MAPLE NEIGHBORHOOD REVITALIZATION PLAN FUNDS**

**WHEREAS** the Delaware Valley Regional Planning Commission has funding available to municipalities for planning projects targeted on revitalization, traffic calming streetscape improvements and various other activities; and

**WHEREAS** the Borough of Merchantville desires to apply for said funding for the West Maple Neighborhood Revitalization Plan;

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that Regan Design Group is hereby authorized to prepare the application to be submitted to the Delaware Valley Regional Planning Commission for a grant to be used in the West Maple Neighborhood Plan.

**R11-112**

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A RAFFLE LICENSE FOR THE MERCHANTVILLE TASK FORCE**

**WHEREAS**, Merchantville Task Force has applied for and received an identification number 521750400 allowing Merchantville Task Force the ability to conduct raffle licenses with proper approval; and

**WHEREAS**, Merchantville Task Force has properly completed the raffle license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$20.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

**WHEREAS**, Council person Fields, Director of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

**WHEREAS**, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council be and is hereby authorized to issue a Raffle license numbered 11-CS002 to Merchantville Task Force for the raffle taking place on October 22<sup>nd</sup>, 2011.

**11-113**

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF PENNSAUKEN AND THE BOROUGH OF MERCHANTVILLE RELATIVE TO THE PURCHASE OF DIESEL FUEL BY AND FOR THE BOROUGH OF MERCHANTVILLE**

**WHEREAS**, the Borough of Merchantville (hereinafter “Merchantville”) is a municipal entity organized under the laws of the State of New Jersey and located in Camden County; and

**WHEREAS**, the Township of Pennsauken (hereinafter “Pennsauken”) is a municipal entity organized under the laws of the State of New Jersey and located in Camden County; and

**WHEREAS**, N.J.S.A 40:8A-1, et seq. permits a municipality to enter into a contract with another municipality within its jurisdiction for any service which any party to the agreement is empowered to render within its own jurisdiction; and

**WHEREAS**, Merchantville has determined that the purchase of diesel fuel from Pennsauken will be cost effective and efficient, and less costly to the residents of Merchantville and desires to purchase such fuel from Pennsauken ; and

**WHEREAS**, Pennsauken has determined that storage capacity is available and that the increased purchasing quantity will render the purchase of diesel fuel less costly to the residents of Pennsauken; and

**WHEREAS**, Merchantville agrees to compensate Pennsauken for the cost of the diesel fuel purchased under the terms and conditions set forth in the Agreement to be executed.

**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 and Denise L. Brouse, Borough Clerk of the Borough of Merchantville be and hereby are authorized to execute the Interlocal Services Agreement, attached hereto as Exhibit “A,” providing for the services of supply of diesel fuel for the Borough of Merchantville by the Township of Pennsauken.

#### 11-114

### **RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING RENEWEL OF SOUTHERN NEW JERSEY REGIONAL EMPLOYEE BENEFITS FUND FOR THE BOROUGH OF MERCHANTVILLE**

**WHEREAS**, a number of public entities in the State of New Jersey have joined together to form the Southern New Jersey Regional employee Benefits Fund, hereafter referred to as “FUND”, as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq.; and

**WHEREAS**, the FUND was approved to become operational by the Department of Insurance and Community Affairs and has been operational since that date; and

**WHEREAS**, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND; and

**WHEREAS**, the governing body of the Borough of Merchantville, hereinafter referred to as “Local Unit” has determined that membership in the FUND is in the best interest of the Local Unit.

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Local Unit hereby agrees as follows:

    Become a member of the FUND for the period outlined in the Local Units Indemnity and Trust Agreements.

1. Will participate in the following type (s) of coverage (s):
  - a. Health Insurance as defined pursuant to N.J.S.A 17B:17-4, the FUND’s Bylaws, and Plan of Risk Management.
2. Adopts and approves the Fund’s Bylaws.
3. Execute and application for membership and any accompanying certifications.

**BE IT FURTHER RESOLVED** that the governing body of the Local Unit is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND’s Bylaws, and to deliver these documents to the FUND’s executive Director with the express reservation that these documents shall become effective only upon:

1. Approval of the Local Unit by the FUND.
2. receipt from the Local Unit of a Resolution accepting assessment.
3. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

**R11-105**  
**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF**  
**CAMDEN AND STATE OF NEW JERSEY APPROVING FINAL CHANGE ORDER**  
**#1 FINAL FOR NIAGARA FIRE COMPANY DRIVEWAY IMPROVEMENTS PROJECT**

**WHEREAS**, it was necessary to make changes in the scope of work to be done in completing the Fire Company Driveway improvements project in the Borough of Merchantville, Camden County, New Jersey;

**WHEREAS**, a change Order was developed to itemize and authorize those changes.

**WHEREAS**, certification has been received by the Certified Finance Officer that sufficient funds have been allocated for this Change Order;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Merchantville that the following Change Order is hereby authorized and approval is hereby granted to revise the contract amount from \$67,790.00 to \$78,533.09.

Item	Description	nit	Est. Quantity		Total cost
<u>Extras:</u>					
<u>BASE BID</u>					
2E	PAVEMENT REMOVAL		62.26 SY	\$4.80	\$298.85
8E	CONCRETE DRIVEWAY, 8" THICK		62.26 SY	\$95.92	
					\$5,971.98
	Alt.#2				
3E	CONCRETE SIDEWALK, 4" THICK		28 SY	\$56.40	
					<u>\$1,579.20</u>
					\$7,850.03
REDUCTIONS					
<u>BASE BID</u>					
4R	6' SANITARY SEWER LATERAL CLEANOUT NO. 1 COMPLETE		4 UN	\$400.80	\$1,603.20
5R	8" X 18" CONCRETE VERTICAL CURB		9 LF	\$ 43.68	\$ 393.12
6R	CONCRETE SIDEWALK, 4" THICK		12.33 SY	\$ 56.40	\$ 695.41
11R	TRAFFIC STRIPES, LL, EPOXY RESIN		100 LF	\$ 21.60	\$2160.00
12R	MISC. CONCRETE SIDEWALK, 4" THICK		10 SY	\$ 96.00	\$ 960.00
ALT BID #5					
1R	4" ROOF DRAIN PIPING, NO 2		23 LF	\$32.00	<u>\$736.00</u>
					\$6,547.73
<u>Supplemental</u>					
S1	ADDITIONAL LAYER DRIVEWAY REINFORCING		1 LS	\$3,861.00	\$3,861.00
S2	ADDITIONAL SIDEWALK & MISC CONCRETE WORK FOR FIRE CO		1 LS	\$5,579.79	<u>\$5,579.79</u>
					\$9,440.79
ORIGINAL CONTRACT AMOUNT					<u>\$67,790.00</u>
SUPPLEMENTAL					<u>\$ 9,440.79</u>
EXTRA					<u>\$ 7,850.03</u>
REDUCTION					<u>(\$6547.73)</u>
ADJUSTMENT AMOUNT BASED ON CHANGE ORDER NO. 1 FINAL					<u>\$78,533.09</u>

**R11-116**  
**RESOLUTION TO CHANGE TRASH DAY ON HOLIDAYS**

**R11-117  
RESOLUTION ALLOWING USE OF COMMUNITY CENTER FOR  
CONSOLIDATION MEETINGS**

**PAYMENT OF BILLS:** On the motion of Mrs. Fields and second of Mr. Volkert, Council approved the following resolution:

**R11-115  
RESOLUTION**

**RESOLVED** that the Report of the Department of Accounts and Auditing be accepted and spread upon the minutes and the Treasurer be is hereby authorized to pay bill approved therein.

<b>CURRENT FUND</b>		<b>REVENUE</b>	<b>BUDGET</b>
CHECKS CURRENT FUND	2010 BUDGET		
	2011 BUDGET	19,850.00	78,041.61
	GRANTS		534.25
	DEBT SERVICE		
	BOARD OF EDUCATION*		993,486.00
	CAMDEN COUNTY		479,359.42
WIRE TRANSFERS PAYROLL	8/12/11-9/9/11		160,039.41
WIRES / MANUAL CHECKS			32,635.98
<b>TOTAL CURRENT</b>		<b>19,850.00</b>	<b>1,744,096.67</b>
<b>SEWER UTILITY</b>			
CHECKS SEWER FUND			
	2011 BUDGET		80.00
	DEBT SERVICE		
WIRE TRANSFERS PAYROLL	8/12/11-9/9/11		8,501.63
WIRE NJEIT LOAN			
WIRES /MANUAL CHECKS			
<b>TOTAL SEWER</b>		<b>0.00</b>	<b>8,581.63</b>
<b>GENERAL CAPITAL FUND</b>			
CHECK CAPITAL FUND			14,240.59
MANUAL CHECK			
WIRE TRANSFERS PAYROLL			
<b>TOTAL CAPITAL</b>		<b>0.00</b>	<b>14,240.59</b>
<b>TRUST FUND</b>			
CHECK TRUST OTHER FUND			1,750.00
WIRE TRANSFERS PAYROLL	8/12/11-9/9/11		3,692.26
WIRES / MANUAL CHECKS			3,800.00
<b>TOTAL TRUST</b>		<b>0.00</b>	<b>9,242.26</b>
<b>SEWER CAPITAL FUND</b>			
CHECK SEWER CAPITAL			
MANUAL CHECKS			126,178.43

WIRE TRANSFERS PAYROLL		
TOTAL SEWER CAPITAL	0.00	126,178.43
<b>RECREATION TRUST</b>		
CHECK RECREATION TRUST	300.00	300.32
MANUAL CHECKS		
WIRE TRANSFERS PAYROLL		2,421.34
TOTAL SEWER CAPITAL	300.00	2,721.66
<b>ANIMAL TRUST FUND</b>		
ANIMAL TRUST CHECK		1.20
TOTAL ANIMAL TRUST	0.00	1.20
<b>UNEMPLOYMENT</b>		
UNEMPLOYMENT CHECK		106.50
TOTAL UNEMPLOYMENT	0.00	106.50
<b>TOTAL BILL LIST &amp; MANUAL CHECKS/WIRE</b>	20,150.00	1,905,168.94
	GRAND	
	TOTAL	<b>1,925,318.94</b>

**PRIVATE SESSION:** On a motion of Mrs. Fields and second of Mr. Volkert, Council adjourned into private session to discuss matters of personnel.

**R11-118  
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,  
COUNTY OF CAMDEN AND STATE OF NEW JERSEY  
AUTHORIZING A PRIVATE SESSION OF COUNCIL**

**Patricia Fields** offered the following resolution and moved its adoption:

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

**Personnel**

3. It is anticipated at this time that the above stated subject matter shall be made public.

4. This Resolution shall take effect immediately.

**Seconded by Steve Volkert and adopted on roll call by the following vote:**

	Yes	No	Abstain	Absent
Mrs. Fields	( )	( )	( )	( )
Mr. Volkert	( )	( )	( )	( )
Mr. Grasso	( )	( )	( )	( )
Mr. Brennan	( )	( )	( )	( )
Mrs. Madden	( )	( )	( )	( )
Mr. Perno	( )	( )	( )	( )

**ADJOURNMENT:** On the motion of Mrs. Madden and second of Mr. Volkert, the meeting was adjourned at 9:30 PM.

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DENISE BROUSE  
BOROUGH CLERK