

**GLOUCESTER TOWNSHIP COUNCIL MEETING
OCTOBER 25, 2010
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Statement: Mr. Bianchini read a statement setting forth the time, date and place of this meeting, that it was properly advertised, posted and filed in the Office of the Township Clerk pursuant to the Open Public Meetings Act.

Roll Call:	Mrs. Evans	Mr. Carlamere, Solicitor
	Mr. Hutchison	
	Mr. Garbowski-abs.	Mr. Cardis, Business Administrator
	Mr. Schmidt	Mrs. DiJosie, Township Clerk, RMC
	Mrs. Gentek	Mayor Mayer
	Mr. Mercado-abs.	
	Mr. Bianchini	Mr. Moffa, Public Works
		Mr. Lechner, Comm. Dev.
		Chief Earle, Police

PRESENTATION: Highland Youth Performance Ensembles were presented with Certificates of Achievement.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.
There being no comment, the public portion was closed.

BIDS:

**BID REPORT
COMPLETION OF SITE IMPROVEMENTS AT BROOKLYN COURT
DEVELOPMENT
10-21-2010 @ 10:00 AM**

<u>CONTRACTOR</u>	<u>BASE BID 1</u>	<u>BASE BID 2</u>	<u>BASE BID</u>	<u>BID BOND</u>
AMERICAN ASPHALT	\$ 82,064.60	\$81,119.60	\$62,240.90	10%
MIDWEST CONSTRUCTION	\$104,954.10	\$87,814.20	\$77,799.30	10%
DEMEGLIO CONSTRUCTION	\$ 79,608.90	\$77,858.90	\$60,933.90	10%
KRISANNA CONSTRUCTION	\$ 84,342.90	\$82,417.90	\$62,642.90	10%

Mr. Hutchison made a motion to accept, seconded by Mr. Schmidt. Roll call vote: All in favor. Motion carried. 5-0.

MINUTES: Mr. Hutchison made a motion to waive the reading and accept the minutes of the meetings of

Regular Meeting October 13, 2010
Executive Session October 13, 2010

seconded by Mrs. Gentek. Roll call vote: Mrs. Evans abstained, all others voted yes. Motion carried 5-0.

ORDINANCES: SECOND READING AND PUBLIC HEARING

O-10-42

**ORDINANCE CREATING CHAPTER 59A, "RENTAL HOUSING AND
PROPERTY MAINTENANCE COMPLIANCE CODE" OF THE
TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, STATE OF
NEW JERSEY**

Mr. Bianchini read amendments recently made to the ordinance. Mr. Carlamere stated that the amendments to the ordinance would not be substantive and the public hearing could proceed. He stated that the Council could move to amend as reflected. Mr. Hutchison made a motion to adopt with amendments, seconded by Mrs. Gentek.

Mr. Bianchini opened the hearing to the public.

Mr. Frank Weinstein of Cherry Hill stated that he owns a rental property in the township. He questioned the ability to be imprisoned for the actions of his tenant as stated in the ordinance. He stated that his only course of action is to have his rental evicted.

Mr. Carlamere stated that the committee hope was to address the communities with problems. He stated that tenants are living with poor conditions and have problems with the police continually.

Lori Greenberg of Shenandoah Village stated that Shenandoah has a unique problem as many of their units are in the tenants children's names and under this ordinance they would be renters.

She asked that "or otherwise" be taken out of the ordinance under dwelling unit. She stated that she would like to clarify the record by saying that Shenandoah is not a rental community.

Mr. Harrison who represents Korman Residences and Millbridge Gardens thanked the Mayor for reaching out to the apartment complexes. He stated that he has significant concerns with this ordinance. Mr. Harrison expressed his concern to the council. He stated he would like to suggest that the ordinance be changed to do the inspections on a periodic basis or when the unit becomes vacant. He stated that he is concerned with giving out keys to the apartments and in making the occupants names open to the public. He stated that the ordinance goes beyond what it should. Mr. Carlamere stated that it would be an annual inspection. He stated that the Rent Stabilization Ordinance is being revised at this time. He stated that the target date for the startup of this ordinance is January Mr. Harrison stated he would like to see the vote on this ordinance delayed.

John McLaughlin, a resident of Shenandoah asked if the inspections apply to individual units.

Mr. Carlamere stated that it would require inspections of the clubhouse, utility hook ups and the mailbox areas.

Mr. Kibelstis of 81 Shelly Street asked if this applies to hotels, Camden County College, etc and how it affects Franklin Square, Mullen Manor and Gloucester Senior Housing.

The owner of Millbridge Garden Apartments thanked the Council for letting him speak. He stated that since he has purchased the Millbridge complex he has tried to improve the complex. He stated that he has invested a lot of time and money. He stated that the tenants have more rights than the landlords now. He stated that he understands the logic behind the ordinance, in that the township is trying to do something that can make the enforcement of non-compliant units more effective. He asked council to consider this ordinance seriously as it will cost his complex approximately \$50,000.00 a year.

Linda Musser of Cameron Circle asked Council to consider tabling this ordinance

Tanya Brown of Erial asked the Council not to proceed with this ordinance.

Mr. Carlamere stated that Council is addressing the concerns of the township when complexes are well below standards. He stated that when Millbridge previously came in before the township, and the Council passed vacancy de-control for them at their request. He stated that the blight needs to be addresses.

Joe Reed of Millbridge homes asked who is going to be inspecting these units. Mr. Bianchini stated that there will be an interlocal with the Housing Authority

A resident stated that he doesn't like the word mitigation in the ordinance and the ordinance should say affirmative offense, if instituted in a court action. He also stated that he feels it is a bad idea to give out peoples name and addresses. There was a question as to how much the inspectors will be paid and it was stated that this will be budget neutral.

Mayor Mayer stated that he appreciates the consideration of Council. He stated that he wants to improve the quality of life for the residents of these units and he wanted to thank all those involved with this ordinance. He stated that he appreciates the comments from the public and stated that he has reached out to the landlords. He stated that he has been open and has not rushed the ordinance. He stated that this is streamlining rent control. He asked that Council move forward and help improve the quality of life for the residents. Mr. Bianchini stated that the ordinance will be revised by some of the suggestions made this evening.

Mr. Hutchison made a motion to approve as amended, seconded by Mrs. Gentek.

Roll call vote:

Mrs. Evans stated that we are living in the United States not the USSR and we shouldn't disregard people who speak and she therefore voted no.

Mr. Hutchison stated that some people continue to be made a part of improving the sections of town. He stated that it goes a long way to improve blighted areas. He voted yes.

Mr. Schmidt voted yes.

Mrs. Gentek voted yes and stated that there are 70,000 in the community who she needs to answer to. She stated that there are so many absentee landlords. She also thanked all those landlords who came to the meeting. She stated that everything needs to be done to protect the residents.

Mr. Bianchini stated that there are certain neighborhoods and complexes in the township that are in deplorable condition, and he stated that along with the Mayor, they have done their due diligence and have come up with an ordinance to protect the residents and owners and he therefore voted yes.

Motion carried 4-1.

O-10-43

ORDINANCE DETERMINING NECESSITY TO ACQUIRE SIDEWALK EASEMENTS FOR THE WILLIAMSTOWN ROAD SIDEWALK PROJECT IN THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN, NEW JERSEY; AND AUTHORIZING PROPER OFFICIALS OF THE TOWNSHIP TO ACQUIRE SAME BY NEGOTIATIONS OR CONDEMNATION

Mr. Bianchini opened the hearing to the public.

Mr. Kibelstis stated that the Planning Board has the responsibility of putting in sidewalks. It was stated that this request came from residents in the area and that these sidewalks would help the residents when they are walking to the adjacent shopping center. It was stated that these would be the asphalt type of sidewalk and most of the time the property owner's just deed the property to the township without cost. Mr. Kibelstis stated that Lot #4 was owned by a corporation and had a tax abatement on it. It was discussed whether money was put into the sidewalk trust account from this property. John McLaughlin a former member of the Planning Board stated that sidewalks are required, and getting payment in lieu of the sidewalks was permitted if nothing was built on the property at that time.

There being no further comment, the public hearing was closed.

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll Call vote: Mrs. Evans abstained. All others voted yes. Motion carried 4-0-1.

O-10-44 ORDINANCE OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING ORDINANCE O-06-23 AND ADOPTING THE INTERCHANGE REDEVELOPMENT PLAN IN ACCORDANCE WITH N.J.S.A. 40A:12A-I ET SEQ., LOCAL REDEVELOPMENT AND HOUSING LAW

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, State of New Jersey, previously designated certain properties, formerly known as Block 13104, Lots 1, 3.02, 7, 9, and 12 on the Township of Gloucester Tax Map, and now known as Block 13104, Lots 7, 9 and 12; Block 13105, Lot 1; Block 13106, Lot 1; Block 13198, Lot 1, and Block 13199, Lot 1, as being in need of redevelopment ("Redevelopment Area"); and

WHEREAS, the Township Council of the Township of Gloucester adopted the Cooper Medical Services Redevelopment Plan on August 14, 2006, by Ordinance O-06-23, to govern the development of the Redevelopment Area; and

WHEREAS, over the past several years, several events have necessitated an amendment to the initial redevelopment plan, including the completion of a new highway interchange for Route 42 and College Drive on August 27, 2010, a well-documented economic downturn, and the creation of new State and Federal programs designed to spur economic growth; and

WHEREAS, the Township Council of the Township of Gloucester finds that the public health, safety, morals, and welfare of the community shall be promoted by the virtue of revisions to the previously enacted redevelopment plan; and

WHEREAS, the Township Council of the Township of Gloucester has reviewed a revised redevelopment plan entitled "Interchange Redevelopment Plan," which replaces any existing redevelopment plan(s) for the Redevelopment Area, and which the Township Council believes will facilitate economic growth and development in the Redevelopment Area; and

WHEREAS, the Planning Board of the Township of Gloucester has adopted a Master Plan providing for the appropriate use and development of lands in the Township in a manner that will promote the public health, safety, morals, and general welfare and has determined that the

Redevelopment Area is an area in need of redevelopment; and

WHEREAS, the Township Council does hereby make the following findings for adoption of the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7, Adoption of Redevelopment Plan:

- A) The Planning Board of the Township of Gloucester in accordance with N.J.S.A. 40A:12A-6, conducted a public hearing on November 22, 2005, during which factual testimony was taken and all persons who were or would be affected by the Redevelopment Area had an opportunity to be heard and no written objections were filed; and
- B) The Planning Board of the Township of Gloucester is required to provide the Township Council a report containing its recommendation concerning the Interchange Redevelopment Plan including objectives consistent with the goals for development and redevelopment of the Township as expressed in the Master Plan; and
- C) Township Council does hereby desire to move forward with first reading of this Ordinance subject to review and report by the Planning Board; and
- D) It is the intent of Township Council to move forward with second reading and final adoption of this Ordinance, in the appropriate manner, and in accordance with Township Council's review of recommendations of the Planning Board.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey as follows:

SECTION 1. The Township Council does hereby adopt the “Interchange Redevelopment Plan,” in accordance with N.J.S.A. 40A:12A-7, as the redevelopment plan for the Redevelopment Area so designated and replacing any existing redevelopment plan(s) for the Redevelopment Area.

SECTION 2. In accordance with N.J.S.A. 40A:12A-7(c), the Zoning Map, as included in the Land Development Ordinance of the Township of Gloucester, be and hereby is amended to designate the Redevelopment Area as the “IR - Interchange Redevelopment District.”

SECTION 3. The Township Council remains designated as the Redevelopment Entity under the “Interchange Redevelopment Plan,” and may proceed with clearance, replanning, development, and redevelopment of the Redevelopment Entity to effectuate the purposes of the Local Redevelopment and Housing Law.

SECTION 4. All ordinances and provisions thereof inconsistent with the provisions of this ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 6. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: October 25, 2010

Adopted:

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK, RMC

MAYOR

Mr. Bianchini stated that this ordinance will amend the Redevelopment Ordinance. He stated that it will open this area up for possible redevelopment. Mr. Bianchini stated that there was a Redevelopment Meeting concerning this last week.

Mr. Hutchison made a motion to adopt on first reading and to have second reading and public hearing once approved by the Planning Board, seconded by Mrs. Gentek. Roll call vote: All in favor. Motion carried. 5-0.

RESOLUTIONS:

R-10:10-300

**RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT
OF COMMUNITY DEVELOPMENT**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

#0863

The Quaker Group

1103 Laurel Oak Road, Ste. 105

Voorhees, NJ 08043

Balance from unexpended escrow: \$2.49

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-301

**RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT
OF COMMUNITY DEVELOPMENT**

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

#061037INF

#2471

Andrew McFadden

256 S. Lake Shore Drive

Manahawkin, NJ 08050

Balance from unexpended escrow: \$456.25

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
 Motion carried 5-0.

R-10:10-302

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO DISALLOW THE FOLLOWING SENIOR CITIZEN OR DISABLED OR SURVIVING SPOUSE DEDUCTIONS FOR THE YEAR 2009 & 2010

WHEREAS, the following Senior Citizens or Disabled or Surviving Spouse persons did not file an annual Post Tax Year Statement (PD-5) or,

WHEREAS, the Post Tax Year Statement was filed declaring income that exceeded the \$10,000 income limit or,

WHEREAS, the applicants entitled to this deduction have moved from the property that they resided at the time of application,

WHEREAS, four separate notices were mailed to these people in an attempt to have the proper forms returned in a timely manner,

AND, WHEREAS, all of these Senior Citizen, Disabled or Surviving Spouse persons were mailed a Notice of Disallowance Form (PD-4) as required by N.J.S.A. 54:4-8.44a,

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Gloucester to disallow the deduction indicated for the Tax Year 2009 and/or 2010 as indicated.

BLOCK ACCT.#	LOT	NAME DEDUCTION	2009	2010	REASON
705	3	Miraglia Senior Citizen	250.00		No Form
1306	19	Campisi Senior Citizen	250.00	250.00	No Form
1307	6	Pologruto Senior Citizen	250.00	250.00	No Form
2902	3	Russo Senior Citizen	238.44	250.00	No Form
2905	12	Mavilia Senior Citizen		250.00	Deceased
2906	16	Ranieri Disabled		250.00	Income
3302	7	Fabrizi Senior Citizen	250.00	250.00	No Form
3305	14	DeLuca Senior Citizen	250.00		New Owner
5804	18	Marco Senior Citizen	250.00	250.00	No Form
7504	12	Post Senior Citizen	250.00	250.00	No Form
8002	1-C1705	Mc Clellan Senior Citizen	250.00	250.00	No Form
8501	19	Wynne Senior Citizen	250.00	250.00	No Form
9001	20	Di' Zio Senior Citizen		250.00	Income
11201	17	Sledzinski Senior Citizen		250.00	Income Over
11703	24	Simon Senior Citizen		250.00	Deceased
12801	15	Senberg Senior Citizen		250.00	Moved 12/09 No Form
12801	19	Bersani Disabled	250.00	250.00	No Form
13901	23	Bauman Disabled	250.00	250.00	Moved
14703	4	Colman Disabled		250.00	Deceased
15816	6	Hemple Senior Citizen	250.00	250.00	Income Over

16106	23	Anderson Disabled	250.00	250.00	New Owner
16214	12	Basile Senior Citizen	250.00	250.00	Income Over
20802	52	Mirra Disabled		250.00	New Owner

ADOPTED: October 25, 2010

COUNCIL PRESIDENT

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-303

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REFUND TRUST AGENCY ACCOUNT AND APPLY TAXES BACK TO TAX SCREEN FOR PAYMENT NOT POSTED PRIOR TO COLLECTION OF TAX SALE CERTIFICATE #10-00991

WHEREAS, on September 14, 2010, a subsequent payment was made to Block 17405, Lot 76 in the amount of \$1,390.96 for unpaid taxes, and

WHEREAS, on September 14, 2010, the tax sale certificate #10-00991 was redeemed in full prior to subsequent being posted,

WHEREAS, the lien holder was refunded the subsequent payment through the Trust Agency Account,

THEREFORE, BE IT RESOLVED by Mayor and the Township Council of the Township of Gloucester, that the amount paid be refunded to Trust Agency Account and the amount placed back on the tax screen for collection of taxes.

Adopted: October 25, 2010

ATTEST:

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-304

RESOLUTION TO DISALLOW EXEMPTIONS FOR SENIOR CITIZENS AND/OR DISABLED DEDUCTIONS FROM TITLE COMPANIES PER N.J. STATE STATUE 54:4-3-31

BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is hereby authorized to disallow all or a portion of the allowance for senior citizen and/or disabled deductions for the Year 2009 or 2010 per State Statute 54:4-3-31 as follows:

<u>Year</u>	<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>
2009	15805	27.01	Morris	250.00
2009	2902	3	Russo	11.56
2009	3303	9	Dickson	24.84
2009	12801	15	Senberg	250.00
2010	14901	34	Harris	250.00
2010	13501	80	Casamento	250.00
2010	4708	17	Nebrzeski	250.00
2010	14904	4	Cohen	250.00
2009/2010	9106	7	Legnante	500.00

ADOPTED: October 25, 2010

COUNCIL PRESIDENT

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-0:10-305

**RESOLUTION AUTHORIZING CANCELLATION OF MUNICIPAL TAX SALE
CERTIFICATES**

WHEREAS, Certificate of Sale #932051, issued to the Township of Gloucester, for delinquent taxes on Block 8301, Lot 6, assessed to, Oberparleiter, R at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificates of Sale #932125 was issued to the Township of Gloucester, for delinquent taxes on Block 10601, Lot 17.01, assessed to Botley, Anthony & Deborah, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and,

WHEREAS, Certificate of Sale #932128 was issued to the Township of Gloucester, for delinquent taxes on Block 10602, Lot 10, assessed to Anthony & Deborah Botley, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932278 was issued to the Township of Gloucester, for delinquent taxes on Block 12204, Lot 38, assessed to Choice One Development, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932452 was issued to the Township of Gloucester, for delinquent taxes on Block 15301, Lot 23, assessed to Tabitha B Thomas, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932453 was issued to the Township of Gloucester, for delinquent taxes on Block 15301, Lot 24, assessed to Tabitha B Thomas, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932454 was issued to the Township of Gloucester, for delinquent taxes on Block 15301, Lot 25, assessed to Tabitha B Thomas, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #427990 was issued to the Township of Gloucester, for delinquent taxes on Block 10404, Lot 12, assessed to Joseph Coley, at a tax sale held on June 23, 2004 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #931897 was issued to the Township of Gloucester, for delinquent taxes on Block 2103, Lot 26, assessed to Spring Hill Partners, LLC, at tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932053 was issued to the Township of Gloucester, for delinquent taxes on Block 8301, Lot 8, assessed to Reggie's Inc, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932456 was issued to the Township of Gloucester, for delinquent taxes on Block 15302, Lot 36.01, assessed to Pria Investors LLC, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932535 was issued to the Township of Gloucester, for delinquent taxes on Block 16005, Lot 24, assessed to Alfred Taubenberger, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932544 was issued to the Township of Gloucester, for delinquent taxes on Block 16106, Lot 25.03 assessed to Imperial Enterprises Inc, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, Certificate of Sale #932796 was issued to the Township of Gloucester, for delinquent taxes on Block 18204, Lot 1.01 assessed to Kimberly Lois Ross & Jason Allen, at a tax sale held on June 24, 2009 and was redeemed by the homeowner paying the full amount of the delinquency and;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal

Clerk of the Township of Gloucester are hereby authorized to endorse the above Certificates of Sale for cancellation.

ADOPTED: October 25, 2010

Council President

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor Motion carried 5-0.

R-10:10-306

RESOLUTION AUTHORIZING REFUNDING OF TAXES

BLOCK	LOT	NAME AND ADDRESS	YEAR	AMOUNT	REASON
16104	4	USDA P O Box 66805 St Louis, MO 63166	2010	\$1,242.73	Overpayment
13503	3	BAC Tax Service CA6-913-LB-01 P O Box 10211 Van Nuys, CA 91499-6089	2010	996.78	Erroneous Payment
16208	9	M & T Bank Corelogic 1 CoreLogic Way Westlake, Texas 76161	2009	2,346.45	Erroneous Payments
2401	7 T01	Caerus LLC 105 Harmon Drive Blackwood, NJ 08012	2010	8,784.69	Overpayment

ADOPTED: October 25, 2010

COUNCIL PRESIDENT

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor Motion carried 5-0.

R-10:10-307

RESOLUTION AUTHORIZING CANCELLATION OF MUNICIPAL TAX SALE CERTIFICATES

WHEREAS, the following Certificates of Sale were issued to the Township of Gloucester, for delinquent taxes on the Block and Lot indicated below along with the assessed owners, at a tax sale held on June 22, 2010 and was redeemed by the homeowner paying the full amount of the delinquency and;

WHEREAS, these certificate of sale were redeemed prior to being recorded at the county,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Clerk of the Township of Gloucester are hereby authorized to endorse the below referenced Certificates of Sale for cancellation.

<u>Certificate Number</u>	<u>Block/Lot</u>	<u>Name of Owner</u>
10-00132	18701 - 1	Murray Hill Community Association
10-00134	18801 - 1	Murray Hill Community Association
10-01138	18801- 41	Murray Hill Community Association
10-01139	18801 - 1	Murray Hill Community Association
10-01141	18802 - 14	Murray Hill Community Association

ADOPTED: October 25, 2010

Council President

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10-10:308

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1- FINAL FOR FY2009 NJDOT TRUST FUND – BIKE PATH, PHASE VIII IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the FY2009 NJDOT Trust Fund – Bike Path, Phase VIII in the Township of Gloucester,

WHEREAS, Change Order No. 1 Final was developed to itemize and authorize those changes;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that Change Order No. 1 – Final is hereby authorized and approval is hereby granted to revise the contract cost from \$ 87,147.70 to \$76,691.49.

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-309

RESOLUTION AUTHORIZING REFUNDS FROM THE DEPARTMENT OF RECREATION

BE IT RESOLVED by the Township Council of the Township of Gloucester that the following refunds be and are hereby authorized:

Joan Marazzo	\$20.00	Tennis Lessons Refund – cancelled due to low enrollment
Melissa Keith	\$30.00	Gazebo Refund – cancelled due to rain
Kathleen Segal	\$5.00	Jazzercise Refund – did not like program
Danter Franco	\$10.00	JumpBunch Refund – cancelled due to low enrollment
Michael Aloï	\$10.00	JumpBunch Refund – cancelled due to low enrollment
Jennifer Osmun	\$10.00	JumpBunch Refund – cancelled due to low enrollment
Sabrina Masiondz	\$10.00	JumpBunch Refund – cancelled due to low enrollment
Michelle Domanski	\$10.00	JumpBunch Refund – cancelled due to low enrollment

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-310

RESOLUTION TO AUTHORIZE THE TAX COLLECTOR TO GRANT SENIOR CITIZEN, DISABLED, OR VETERAN DEDUCTION FOR THE YEAR 2010 AS INDICATED AND TO ADJUST ANY BALANCE

WHEREAS, the following applicants are the owners of a residential property located in the Township of Gloucester, and,

WHEREAS, they have properly filed an application for a Senior Citizen, Disabled, or Veteran Deduction with proof of eligibility, and

WHEREAS, the Assessor has reviewed and approved said application,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is authorized to grant said deduction and/or adjust any resulting balances for the year 2010 and refund any balances for the amounts indicated.

Block Account #	Lot	Name	Comment	Amount of Deduction
405 4769	6	Anna Berzins	Add Sen Cit Deduction 2010	250.00
3309 39311	2	Theodore Franchetti	Add Sen Cit Deduction 2010	250.00
5803 400517	7	Albert Celletti	Add Veteran Deduction 2010	250.00
8002 403822	2C3305	Elaine Batten	Add Widow of Vet Deduction 2010	250.00
8006 401411	1C0501	Barbara Dembowski	Add Disability Deduction 2010	250.00
8804 48545	16	Robert Jones	Add Veteran Deduction 2010	250.00
9108 53732	12	James Garczynski	Add Sen Cit Deduction 2010	250.00
10701 126768	32	Mildred Martinez	Add Sen Cit Deduction 2010	250.00
11804 141740	1	Frank Lazzaro	Add Sen Cit Deduction 2010	250.00
12201 147345	8	Marlene Blackman	Add Sen Cit Deduction 2010	250.00
12613 161139	8	Donald Ruscitelli	Add Sen Cit Deduction 2010	250.00
12701 156617	2	Dennis McGee	Add Disability Deduction 2010	250.00
13202 173660	42	Jack Liberi	Add Disability Deduction 2010	250.00
13606 223138	38	Margaret Hellman	Add Sen Cit Deduction 2010	250.00
14201 226314	14	Edythe Cannon	Add Disability Deduction 2010	250.00
15821 410205	72	Robert Incollingo	Add Veteran Deduction 2010	250.00
15907 233002	2	James Turner	Add Veteran Deduction 2010	250.00
16102 189259	19	Judith Scully	Add Widow of Vet Deduction 2010	250.00
17201 404079	58	Charles Musick	Add Veteran Deduction 2010	250.00
18607 407434	3	Ronald Tolentino	Add Veteran Deduction 2010	250.00

ADOPTED: October 25, 2010

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-311

RESOLUTION CORRECTING ERRONEOUS ASSESSMENTS FOR THE YEAR 2010 AS INDICATED, AND TO AUTHORIZE THE TAX COLLECTOR TO REFUND ANY OVERPAYMENTS.

WHEREAS, the following properties in the Township of Gloucester, as indicated by block and lot number, have received an erroneous assessment for the indicated reason, or can be classified as exempt property, and,

WHEREAS, the Township Assessor has reviewed and made corrections of said errors,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, that the following properties be reduced for the years and reasons stated and the Tax Collector is hereby authorized to credit each tax account and refund any over-payments:

BLOCK ACCOUNT	LOT	NAME & REASON	REDUCTION OF ASSESS	RED. TAXES
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18905 131121	14.02	William Clune	Cancel \$30,100 assessment Error in calculation	\$932.80
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ADOPTED: October 25, 2010

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-312

RESOLUTION TO AMEND R-10:08-241 TO AUTHORIZE THE TAX COLLECTOR TO GRANT SENIOR CITIZEN, DISABLED, OR VETERAN DEDUCTION FOR THE YEAR 2010 AS INDICATED AND TO ADJUST ANY BALANCE

WHEREAS, an error was made on Resolution R-10:08-241, which was adopted by the Township Council on August 9, 2010, and,

WHEREAS, the listed block and lots and have now been corrected as shown via this Resolution, and

WHEREAS, the following applicants are the owners of a residential property located in the Township of Gloucester, and,

WHEREAS, they have properly filed an application for a Senior Citizen, Disabled, or Veteran Deduction with proof of eligibility, and

WHEREAS, the Assessor has reviewed and approved said applications and corrections,

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the Tax Collector is authorized to correct said deductions as stated and/or adjust any resulting balances for the year 2010 and refund any balances for the amounts indicated.

Block Account #	Lot	Name	Comment	Amount of Deduction
13605 223213	13	Robert Burr	Add Sen Cit & Vet Deduction 2010 (ERROR - amount should be \$500.00)	500.00
16604 189361	24	Carlos Montanez	Add Disability Deduction 2010 (ERROR - fixed lot number)	250.00

ADOPTED: October 25, 2010

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-313

RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED BY THE Township Council of the Township of Gloucester, in the County of Camden, that the following bills are approved by the Township Council in accordance with the provisions of Ordinance 0-82-16 and certified by the Chief Financial Officer that the claims are proper obligation of the township, that adequate funds are available to honor these claims in the account indicated and the claim should be paid:

CURRENT ACCOUNT

Per attached computer readout of the claims presented in the amount of \$6,324,806.56

CAPITAL ACCOUNT

Per attached computer read out of the claims presented in the amount of \$ 460,416.95

TRUST OTHER ACCOUNT

Per attached computer readout of the claims presented in the amount of \$ 56,839.06

ANIMAL TRUST FUND

Per attached computer readout of the claims presented in the amount of \$ 12,426.08

DEVELOPERS TRUST FUND ESCROW

Per attached computer readout of the claims presented in the amount of \$ 30,656.25

TRUST AGENCY

Manual Checks 9021 - 9036 152,457.87

Manual Checks 9037 - 9040 40,162.58

Manual Check 9041 - 9042 77,518.74

TRUST OTHER

11-01651 Tower Lien LLC
Manual Check 9043 600.00

CAPITAL

11-01596 BJ Wholesale
Manual Check 10026 639.96

CURRENT

11-01650 Joseph Hassab
Manual Check 60197 1,229.66

11-01102 Rutgers University
Manual Check 60187 95.00

11-01549 NJ Shade Tree Federation
Manual Check 60191 200.00

11-01551 Chris Jones
Manual Check 60194 282.95

11-01567 TTMS, Inc.
Manual Check 60195 10,120.00

11-01619 BJ Wholesale
Manual Check 60196 48.50

G057870 IDA
Manual Check 60201 89,992.92

G057871	Delta Dental Manual Check 60200	15,782.54
G057869	Aetna Manual Check 60198	25,423.17
G060114	Amerihealth Admin Manual Check 60199	655.00

PRESIDENT OF COUNCIL

Adopted: October 25, 2010

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-314

**RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR
LICENSES IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the following have made application for renewal of Plenary Retail
Consumption Liquor Licenses in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
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OKLOV, Inc	[In Pocket}	0415-33-009-007
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WHEREAS, the applications for renewal have been properly advertised by Alcoholic
Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections, and
furthermore, is not aware of any circumstances or provisions of law or local ordinance which
would prohibit the renewal of Plenary Retail Consumption Licenses.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of
Gloucester, County of Camden, that the application of renewal of Plenary Retail Consumption
Liquor License for the above is hereby granted and that the Township Clerk is authorized to
execute the necessary documents and certificates effective October 26, 2010.

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-315

**RESOLUTION AUTHORIZING THE RELEASE OF A LETTER
OF CREDIT FOR KEARSLEY III IN THE TOWNSHIP OF
GLOUCESTER AND SECURING A PERFORMANCE BOND IN
ITS PLACE**

WHEREAS, on January 14, 2010, the Township Council of the Township of Gloucester
approved a resolution entitled "Resolution Accepting Security of Wachovia Bank NA and
Authorizing Execution of Agreement and Acceptance of Letter of Credit of Kearsley 3, LLC

WHEREAS, the developer has requested that the Letter of Credit in the original amount of
\$672,337.00 be released upon the posting of a performance bond in the reduced amount.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of
Gloucester that the Irrevocable Letter of Credit issued by Wachovia Bank dated January 10, 2008

be and is hereby released conditioned upon the posting of a performance bond for reduced amount of \$199,464.00.

Adopted: October 25, 2010

President of Council

ATTEST:

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-316 RESOLUTION AMENDING RESOLUTION “R-10:09-275 ENTITLED RESOLUTION AMENDED RESOLUTION R-10:06-203 ENTITLED ‘RESOLUTION CONSIDERING APPLICATION OF CHERRYWOOD LIQUOR & LOUNGE, INC. FOR PLACE TO PLACE TRANSFER OF A PLENARY RETAIL CONSUMPTION LICENSE HELD BY CHERRYWOOD LIQUOR & LOUNGE, INC.

WHEREAS, resolution R-10:06-203 entitled “ Resolution Considering Application of Cherrywood Liquor & Lounge, Inc. for Place to Place Transfer of Plenary Retail Consumption License held By Cherrywood Liquor & Lounge, Inc.” was adopted by the Township Council of the Township of Gloucester on June 28, 2010, and

WHEREAS, the effective date of said resolution was September 15, 2010, and

WHEREAS, the applicant had requested an extension of the date to November 1, 2010 at the Council meeting held on September 13, 2010, and

WHEREAS, the applicant has again requested an extension of the date to January 15, 2011

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester, County of Camden, that the application of Cherrywood Liquor & Lounge, Inc. for Place to Place Transfer of Plenary Retail Consumption License effective January 15, 2011 be and is hereby approved.

Adopted: October 25, 2011

President of Council

ATTEST:

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor
Motion carried 5-0.

R-10:10-317 RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF GLOUCESTER AND DiMEGLIO CONSTRUCTION CO. INC.

WHEREAS, the Township Council of the Township of Gloucester, County of Camden, determined that there is a need for Brooklyn Court Punchlist Repairs

WHEREAS, sufficient funds have been provided, and

WHEREAS, the Township Council received bids or quotes

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the proper Township Officials are hereby authorized to enter into an agreement with DiMeglio Construction Co. Inc. for Brooklyn Court Punchlist Repairs in the amount of \$79,608.90 which was the lowest bid or quote received.

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor. Motion carried 5-0.

R-10:10-318

**RESOLUTION TO EXCLUDE PUBLIC FROM DISCUSSION OF EXEMPTED
SUBJECT MATTER AT A REGULAR SESSION OF TOWNSHIP
COUNCIL PURSUANT TO SECTION 8 OF OPEN PUBLIC MEETINGS ACT**

BE IT RESOLVED by the Township Council of the Township of Gloucester, pursuant to Section 8 of the Open Public Meetings Act, that the public be and is hereby excluded from this meeting of the Township Council to be held on which may involve discussion by Township Council of the following exempted subject matter:

1. Confidential Matter under Federal or State Statutes or Court Rule.
2. Matter which would jeopardize the receipt of federal funds.
3. Matter constituting unwarranted invasion of individual privacy.
4. Matter involving Collective Bargaining.
5. Matter involving purchase, lease or investment using public funds, or involving setting of banking rates.
6. Matters involving investigation of violations or possible violations of law.
7. Matters involving Attorney-Client privilege.
8. Matters involving personnel.
9. Matters involving proceedings which could result in Civil Penalty, suspension or loss of license.

BE IT FURTHER RESOLVED that disclosure to the public of the discussion conducted in closed session shall not be made until such matters have been resolved.

Adopted: October 25, 2010

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mr. Hutchison made a motion to adopt, seconded by Mrs. Gentek. Roll call vote: All in favor. Motion carried. 5-0.

Mr. Bianchini stated that this is a matter of litigation and will be settled soon.

MAYOR'S REPORT:

Mayor Mayer stated that a former Police Dog for the Township has passed away. He stated that Ciro was living with the Kenuk family. He stated that the township is planning a memorial. Mayor Mayer stated that the K9 Team won first place in the K9 Regional trials and will soon be pursuing another title. Mayor Mayer thanked the Public Works Department as well as the Police Department for all their hard work concerning the dedication of the two new roads to Trooper Burt Zimmerman and former Mayor and Assemblywoman Sandra Love. He stated that over 300 people came out for Make A Difference Day and they worked hard cleaning up the parks and schools in the township. He thanked Sharon Mickle and Michelle Gentek for attending Green School. Mayor Mayer stated that the Council will soon be going paperless with donated laptop computers from the Black Horse Pike Regional School District. He thanked the school district for their generosity.

PUBLIC PORTION:

Mr. Bianchini opened the public portion.

Gloria Pasquarello of Blackwood West thanked all the people who helped make the "Farmers Market" a success. She sent her biggest thanks to Len Moffa and his people for all the work they have done for the Farmers Marker. She stated that the area has been improved tremendously. Ilene Biaglo of 95 Shelly Street brought up the Iron Horse Gun Range. She stated that she asked Councilwoman Michelle Gentek to come to her home on Sunday to listen to the shooting on Sunday. She stated that the Police were also summoned, but just to listen to the noise of the gun range. She stated that she has ordered a DVD from the NRA that states how a gun range should

be. Mr. Bianchini asked that she give this to the Mayor's office. She thanked the Council for the attention they have given to this problem and would like to work this problem out.

Mr. Kibelstis of 81 Shelly Street stated that he would like to see the flags on the dais be placed under the lights so that they would be illuminated.

Ray Polidoro of Erial asked how Council makes a decision when to go into closed session. He also asked that once the Council goes to laptops will there still be hard copies of the agenda. It was stated that there will be. He stated he was disappointed with the Council this evening on their vote for the property maintenance ordinance. He stated that the ordinance was not ready to be passed.

Joanne Carr of 50 Clement Drive reminded everyone about the Annual Ghost Seminar at the Gabriel Daveis Tavern on October 30.

Mr. Thomas Krone of 63 Vance Drive stated that he would like to know when the meetings will be on TV live and he asked why the Council has not done this yet. He stated that it is imperative to the system of government to see how the system works.

There being no further discussion, the public portion was closed.

POLLING OF DIRECTORS:

Mr. Moffa stated that we are now in leaf season. He stated that he would like the people to put the leaves in paper bags when they are on a street where the leaves could not be left on the curb.

POLLING OF COUNCIL:

Mrs. Evans thanked the HYPE organization. She thanked the residents of Forest Meadows for their input concerning the gun range. She thanked Mr. Krone for his comments and stated that at times she gets frustrated and upset. She stated that she is her own person and she saw frustration in the people who spoke. She stated that she got upset because she cares. She stated that she wants businesses to stay in Gloucester Township and doesn't want to see apartment complexes shutting down.

Mr. Hutchison stated that the meeting was fruitful. He stated that he heard gifted individuals speak. He stated that he believed that Council has listened to the people and were flexible to make changes suggested. He stated that everyone had an opportunity to speak and be heard. He stated that it is disappointing to be shouted down when he speaks.

Mr. Schmidt thanked the residents who came to the meeting and stayed. He thanked everyone for their comments and stated that Public Works was certainly busy with Make A Difference Day on Saturday.

Mrs. Gentek thanked everyone for coming out to the meeting. She stated that the council must put the people of the township first. She stated that Council is not making decisions off the cuff, that they have done their research. She stated that she and Sharon Mickle went to Green class and learned about trees for eight hours. She stated that she did go listen to the gun range from Forest Meadows and she stated that she heard what they are living with.

Mr. Bianchini thanked the residents for coming to the meeting. He congratulated the members of HYPE on their citation and for their triple crown championship. He stated that he is proud of their accomplishments. He thanked the Police Department and the Public Works Department for Make A Difference Day. He stated that the Council has been working on the Property Maintenance Ordinance for the last 10 months. He stated that the Mayor has worked on this. He stated that the township has also reached out to the Apartment Complexes. He stated that many areas of the township must be addressed and he appreciated the efforts of the landlords that are doing the right thing. He stated that the Council is working for the people who live in areas that the landlords do not do the right thing and are letting their properties go.

Mr. Hutchison made a motion to adjourn, seconded by Mrs. Gentek. Roll call vote: All in favor. Motion carried 5-0.

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk