

**BOROUGH COUNCIL MEETING MINUTES
MAY 9, 2018**

Meeting called to order at 7:00 P.M.

Pledge of Allegiance

Moment of Silence for Beverly Kerr, Jim Owens, John M. Berle, Jr., Fr. Eric Breckner, Katherine B. Donahue-Mink, Charles Greeno

Mayor Campbell announced the Opening Statement “All the notice requirements of the Open Public Meeting Act have been complied with in full.”

ROLL CALL:

Present:	Absent:
Councilman Gerald Bonsall	None
Councilman Mitch Brown	
Councilman Dennis Deichert	
Councilman Fred Deterding	
Councilman Jack Flynn	
Councilman Michael MacFerren	

Professionals: John P. Jehl, Borough Solicitor
Gregory Fusco, Borough Engineer

VOUCHERS:

Motion to dispense reading and approve vouchers in the amount of **\$607,592.30**
Councilman Bonsall, Second Councilman Deichert

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

ORDINANCES:

FIRST READING: None

SECOND READING:

2018-04 AN ORDINANCE AMENDING CHAPTER 183 OF THE ORDINANCES OF THE BOROUGH OF GIBBSBORO, FIRE PREVENTION

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Gibbsboro, in the County of Camden and State of New Jersey that Chapter 183 of the Borough of Gibbsboro, Fire Prevention shall be amended as follows:

- § 183-6. Inspection Fee Schedule.**
- E. CSDCMAC Inspections and Permits [Amended]

- (1) Certificate of smoke detector and carbon monoxide alarm compliance (CSDCMAC), CSDCMAC inspections shall be conducted in accordance with the New Jersey Uniform Fire Code.
 - (2) The application fee for a CSDCMAC shall be set forth at N.J.A.C. 5:70-2.9(d) pursuant to state regulations.
 - (3) For a failure and re-inspection fee: \$35.00.
 - (4) for failure to maintain a scheduled appointment or if entry is denied: \$15.00.
- F. Fire and Safety permits. The application fee for a permit shall be as set forth at N.J.A.C. 5:70-2.7(c) pursuant to state regulations. [Amended by Ord. No. 2018-04]
- G. The following building or structure if classified as Non-Life Hazard, although not exempt from registration or inspection, will be exempt from paying an inspection fee as pursuant to the act.
- (1) Municipal owned buildings.
 - (2) Fire stations.
 - (3) EMS stations.
 - (4) House of Worship (excluding rooms for public assembly; i.e., meeting halls, social halls, rental halls).
- H. Miscellaneous Fees.
- (1) Fire reports: \$35.
 - (2) Photographic reproduction requested: \$50.
 - (3) No cost for thumb drive or CD format (if provided by requestor).
 - (4) Certificate of Fire Code status: \$35.
 - (5) Returned check charge: \$20.

§ 183-8. Open Burning. [Added by Ord. No. 2018- 04]

- A. Definitions. Unless the context clearly indicates a different meaning, the following words or phrases, when used in this article, shall have the following meaning:
- (1) **APPROVED CONTAINERS**
Noncombustible containers approved by the Fire Marshall for used in burning open fires or outdoor fires, which include but may not be limited to chimeneas, outdoor fireplaces, fire pits, patio warmers or other portable woodburning devises used for outdoor recreation and/or heating and which meet the minimum standards set forth in this article.
 - (2) **FIRE MARSHAL**
The legally designated Fire Marshal for the Borough of Gibbsboro and or his or her designated assistant.
 - (3) **OPEN BURNING**
The kindling of a fire in the open air without containment or in any outdoor

structure which permits the products of combustion to be emitted directly into the ambient air space. Excluding gas or charcoal grill barbecues.

(4) **OUTDOOR STRUCTURES**

Outdoor fireplaces, fire pits, receptacles, chimeneas, or other devices that permits the products of combustion to be emitted directly into the ambient air without passing through a stack or chimney from an enclosed chamber and which do not provide effective control of the air pollutants generated.

B. Open burning permit required; exceptions. Open burning in approved containers shall be allowed without a permit at single-family homes, duplexes and townhomes, subject to the regulations contained herein. All other locations shall require a permit from the Fire Marshal. All open burning shall comply with the provisions provided in the International Fire Code, New Jersey Edition, 2006, Section 307, Open Burning and Recreational Fires.

C. Regulations. All open burning is subject to the following requirements:

- (1) All fires shall be contained in an approved container only.
- (2) No open fire or outdoor fire shall be conducted on any porch, deck, balcony or other portion of a building; within any room or space within a building; or under any building overhang; provided, however, that an open fire or outdoor fire may be conducted on a concrete or stone patio if and only if all other provisions of this article are met.
- (3) Fires shall be limited to a maximum three-foot diameter and two feet in height and must be contained in a noncombustible chimeneas, outdoor fireplace, fire pit, or other method approved by the Fire Marshal.
- (4) All openings in the container or fire pit must be covered with wire mesh or other screening materials that will prevent the passage of sparks and embers.
- (5) Fires must be kept at least 15 feet from any structure, combustible exterior wall, or other combustibles that may ignite and permit the spread of a fire. Example: shrubs, trees, fences, etc.
- (6) Fires must be constantly attended until completely extinguished.
- (7) The burning of yard waste, leaves, brush, vines, evergreen needles, branches smaller than three inches in diameter, untreated lumber, garbage, paper products or anything other than firewood as set forth herein is prohibited. The use of flammable liquids is strictly prohibited.
- (8) The Fire Marshal, police officer, or any Fire Department officer may order an outdoor burning activity to cease if conditions are such or the activity is so situated as to endanger the health or safety of persons or property located in the general area of the activity. If the party responsible for outdoor burning activity does not immediately comply with an order to cease given pursuant to this subsection, the party responsible shall be subject to the penalties set forth below. Any open fire or use of a chimeneas, outdoor fireplace, or fire pit which creates a nuisance or is deemed to be a hazard is to be extinguished.
- (9) Outdoor burning is not permitted when the wind speed exceeds 10 miles per hour.
- (10) While outdoor burning is being conducted, it shall be attended by a person or at

least 18 years of age at all times.

- (11) Adequate fire-suppression equipment such as shovels, fire extinguishers rated at 4A or larger, water hoses or like equipment shall be present on the property at all times outdoor burning is conducted.
 - (12) No person shall cause an open fire or outdoor fire to be used or maintained in such a manner as to cause a nuisance to neighbors.
- D. Violation and penalties. Any person violating the provisions of this article shall be subject to a penalty as follows:
- (1) First offense: a verbal warning.
 - (2) Second offense: a written notice of violation.
 - (3) Third and subsequent offenses: A fine not to exceed \$2,000, imprisonment for not more than 90 days and/or a period of community service not to exceed 90 days. Each day on which a violation occurs shall be considered a separate offense.
- E. Liability. A person utilizing or maintaining an outdoor fire shall be responsible for all fire-suppression costs and any other liability resulting from damage caused by the fire.
- F. Right of entry and inspection. The Fire Official or any authorized officer, agent, employee or representative of the Borough of Gibbsboro who presents credentials may inspect any property for the purpose of ascertaining compliance with the provisions of this article.

§ 183.9. Key Boxes.

- A. Requirements. All properties within the Borough of Gibbsboro having an automatic fire alarm system or a fire sprinkler system shall be equipped with a rapid access key box. This shall not apply to owner-occupied one- and two-family dwellings.
- B. Designation of system location of box. The Fire Official shall designate the type of rapid access box system to be implemented within the borough and shall have authority to require all structures to use the designated rapid access key box system. The location of the box shall be installed in a location approved by the Gibbsboro Fire official. The box shall be required to have a tamper switch connected to the building's fire alarm system.
- C. Key Box Contents. The rapid access key box(s) shall contain the following:
- (1) Key(s) to locked points of egress, whether on the interior or exterior of such buildings.
 - (2) Key(s) to the locked mechanical rooms.
 - (3) Key(s) to the locked elevator rooms and controls.
 - (4) Key(s) to any fence or secured areas.

(5) Key(s) to any other areas as directed by the Fire Official.

- D. Compliance. All existing buildings shall comply with this chapter within one year of its effective date. All newly constructed buildings, buildings not currently occupied or buildings under construction (i.e. alarm system installation) shall comply immediately.
- E. Violations and penalties. Any building owner violating this chapter shall be subject to penalties, a set forth in the Uniform Fire Code.

This Ordinance shall take effect upon the after final passage, adoption, and publication by the Borough Council of the Borough of Gibbsboro in the manner prescribed by law.

Meeting Open to the Public. No comment from the public. Meeting Closed to the Public.

Motion to approve ordinance Councilman Bonsall, Second Councilman Flynn

Poll: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

2018-05 A BOND ORDINANCE OF THE BOROUGH OF GIBBSBORO PROVIDING FOR DESIGN, CONSTRUCTION, RECONSTRUCTION AND INSPECTION OF VARIOUS ROADS INCLUDING HADDON AVENUE, BIKEWAYS AND SIDEWALKS WITHIN THE BOROUGH OF GIBBSBORO, COUNTY OF CAMDEN, AND APPROPRIATING \$450,150 AND AUTHORIZING THE ISSUANCE OF BONDS AND/OR NOTES IN THE AMOUNT OF \$143,000 AND \$7,150 DOWN PAYMENT FROM THE CAPITAL IMPROVEMENT FUND AND THE ACCEPTANCE OF \$300,000 FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF GIBBSBORO, IN THE COUNTY OF CAMDEN, NEW JERSEY AS FOLLOWS:

SECTION I

\$7,150 down payment is hereby appropriated from the Capital Improvement Fund and \$300,000 from the New Jersey Department of Transportation; for the design, construction and inspection of various roads including Haddon Avenue, and bikeways and sidewalks within the Borough of Gibbsboro and the preliminary engineering studies, design, inspection and associated costs for the Borough of Gibbsboro, in the County Camden, New Jersey.

SECTION II

The capital budget of the Borough of Gibbsboro conforms to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program as approved by the Director of the Division of Local Government Service is on file with the Clerk and is available for public inspection.

For the financing of said improvements or purposes and to meet said \$475,000 appropriation not provided by application hereunder of said down payment of \$4,250 and the acceptance of aid in the

amount of \$390,000, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$80,750 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds, and to temporarily finance said improvements or purposes, negotiable notes in a principal amount equal to said principal amount of bonds are hereby authorized to be issued pursuant to and within the limitations prescribed by said law.

SECTION III

- (A) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the design, construction, reconstruction and inspection of various roads including Haddon Avenue, and bikeways and sidewalks as well as preliminary engineering studies within the Borough of Gibbsboro.
- (B) The estimated maximum amount of bonds or notes to be issued for said purposes is as stated in Section II.
- (C) The estimated cost of said purpose is equal to the amount of the appropriation herein made therefor, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of said down payment for said purposes.

SECTION IV

The following additional matters are hereby determined, declared, recited and stated:

- (A) The said purposes described in Section III of this Bond Ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as a general improvement, and no part of the cost hereof has been or shall be specially assessed on property specially benefited thereby.
- (B) The period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is fifteen years (15).
- (C) The Supplemental Debt Statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance and said obligation authorized will be within all debt limitations prescribed by said Law.
- (D) An aggregate amount not exceeding \$30,000 for the items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

SECTION V

The Borough Council of the Borough of Gibbsboro is hereby authorized to apply and receive funding under the New Jersey Department of Transportation Grant Fund. Any funds obtained thereunder may be applied to the \$450,150 appropriation provided for in Section I hereof.

SECTION VI

The full faith and credit of the Borough of Gibbsboro are hereby pledged to the punctual payment of the principal and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the Borough for payment of said obligations and interest thereon without limitations of rate or amount.

SECTION VII

The Capital Budget is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistencies therewith and Resolutions promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as provided by the Division of Local Government Services, as on file with the Borough Clerk and is available for public inspection.

SECTION VIII

The Borough reasonably expects to reimburse itself from proceeds of the obligations authorized by this Ordinance for capital expenditures with respect to the projects initially paid for from current or other available funds of the Borough. This constitutes a declaration of "official intent" within the meaning of Treasury Regulations 1.103-18. The Borough hereby certifies that this declaration is reasonable on the date hereof in that:

- (A) It is consistent with the budgetary and financial circumstances of the Borough,
- (B) No funds (other than the proceeds of the obligations authorized by this Ordinance) are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside by the Borough pursuant to its budget and financial policies with respect to the capital expenditures to be reimbursed, and
- (C) The Borough does not have a pattern of failing to reimburse itself for capital expenditures actually paid and for which an official intent was declared, other than due to unforeseeable extraordinary circumstances beyond the Borough's control. The Borough acknowledges that in order to reimburse itself for capital expenditures incurred with respect to the projects, the obligations authorized by this Ordinance must be initially issued not later than one year after the later of the date the relevant capital expenditure is initially paid or the date the relevant capital improvement is placed into service.

SECTION IX

This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

Meeting Open to the Public. No comment from the public. Meeting Closed to the Public.

Motion to approve ordinance Councilman Bonsall, Second Councilman Deichert

Poll: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

2018-06 ORDINANCE APPROPRIATING \$700,350 AND AUTHORIZING \$667,000 OF BONDS OR NOTES OF THE BOROUGH OF GIBBSBORO TO PROVIDE FOR THE FUNDING FOR THE PURCHASE OF A FIRE ENGINE AND NECESSARY FIRE AND SAFETY EQUIPMENT FOR THE GIBBSBORO FIRE COMPANY WITHIN THE BOROUGH OF GIBBSBORO

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Gibbsboro, County of Camden, State of New Jersey, (not less than two-thirds of all members thereof affirmatively concurring), as follows:

SECTION 1. APPROPRIATION.

The improvements described in Section Three of this Bond Ordinance are hereby respectively authorized as general

improvements to be made or acquired by the Borough of Gibbsboro, New Jersey. For the said improvements stated in said Section Three, there is hereby appropriated the sum of money therein stated as the appropriations made for said improvement or purpose, said being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to \$700,350.

SECTION 2. DOWN PAYMENT.

The sum of \$33,350 is hereby appropriated as the down payment for said improvements or purpose as required by local bond law and more particularly described in Section Four and now available therefore by virtue of provision in a previously adopted budget or budgets of the Borough of Gibbsboro for down payment or for capital improvement purposes.

SECTION 3.

For the financing of said improvements or purpose, and to meet the part of the said \$700,350 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized in the principal sum of \$667,000 pursuant to the Local Bond Laws of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$667,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by law.

SECTION 4. PURPOSE

The improvement hereby authorized and the purpose for financing of which said obligation is to be issued (which shall be made in accordance with the plans and specifications therefore on file in the office of the Borough Clerk and hereby approved) is for the purchase of fire truck and assorted fire and safety equipment for the Gibbsboro Fire Company, the appropriation made for an estimated cost of such purpose is to purchase a fire truck and purchase fire and safety equipment with debt authorized of \$667,000 and Capital Improvement of \$33,350.

SECTION 5. The following additional matters are hereby determined, declared, recited, and stated:

The said purpose described in Section Three of this Bond Ordinance is not current expenses and is an improvement which the Borough may lawfully make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(a) The average period of usefulness of said purpose within the limitations of said Local Bond Law and taking into consideration the respective amount of the said obligation authorized for the said purpose, according to the reasonable life thereof, computed from the date of the said authorization by this Bond Ordinance is 8.875 years.

(b) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Governmental Services in the Department of Community Affairs of the State of New Jersey and such statement shows that the gross debt of the Borough as defined in said Law is increased by the

authorization of the Bonds and Notes provided for in this Bond Ordinance of \$667,000 and the said obligation authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(c) Amount not exceeding \$30,000 in the aggregate for interest on said obligations, costs of issuing said obligation, engineering costs and other items of expense listed in a permit under Section 40A:2-20 of said Law, may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

SECTION 6.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligation authorized by this Bond Ordinance. Said obligation shall be direct, unlimited obligation for the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligation and interest thereon without limitations of rate or amount.

SECTION 7. GRANTS

Any funds from time to time received by the Borough as contributions in aid of financing the project of this Ordinance shall be used for financing said project by application thereof either to direct payment of the cost of said project, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said project shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this ordinance.

SECTION 8. OFFICIAL INTENT

The Borough reasonably expects to reimburse itself from proceeds of the obligations authorized by this Ordinance for capital expenditures with respect to the projects initially paid for from current or other available funds of the Borough. This constitutes a declaration of "official intent" within the meaning of Treasury Regulations 1.10318. The Borough hereby certifies that this declaration is reasonable on the date hereof in that:

- 1 . It is consistent with the budgetary and financial circumstances of the Borough,
- 2 . No funds (other than the proceeds of the obligations authorized by this Ordinance) are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Borough pursuant to its budget or financial policies with respect to the capital expenditures to be reimbursed, and The Borough does not have a pattern of failing to reimburse itself for capital expenditures actually paid and for which an official intent was declared, other than due to unforeseeable extraordinary circumstances beyond the Borough's control. The Borough acknowledges that in order to reimburse itself for capital expenditures incurred with respect to the Projects, the obligations authorized by this Ordinance must be initially issued not later than one year after the later of the date the relevant capital expenditure is initially paid or the date the relevant capital improvement is placed into service.

The capital budget is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistencies therewith and Resolutions promulgated by the local finance board showing full detail of the amended capital budget and capital program as provided by its capital Director, Division of Local Government Services as on file with the Borough Clerk and is available for public inspection.

All Ordinances, parts of Ordinances or Resolutions inconsistent with the provisions of this Ordinance are hereby repealed to the extent to such inconsistencies.

This Bond Ordinance shall take effect Twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

Meeting Open to the Public. No comment from the public. Meeting closed to the public.
Motion to approve ordinance Councilman MacFerren, Second Councilman Bonsall

Poll: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

MEETING OPEN TO THE PUBLIC FOR COMMENT ON PENDING RESOLUTIONS

No comment from the public.

CLOSED TO THE PUBLIC

RESOLUTIONS:

2018-5-66 RESOLUTION APPROVING ON PREMISE RAFFLE LICENSES RL 2018-24, 2018-25, 2018-26 AND 2018-27 TO THE AMERICAN LEGION POST 371

BE IT RESOLVED by Mayor and Council of the Borough of Gibbsboro, County of Camden, State of New Jersey that a raffle applications has been submitted to the Borough of Gibbsboro by American Legion Post 371 to be held in 2018 and 2019; and

BE IT RESOLVED by the Mayor and Council that Licenses are hereby granted to American Legion Post 371; and

BE IT FURTHER RESOLVED that said license is to support families, community and youth.

2018-5-67 RESOLUTION PROVIDING FOR THE ISSUANCE OF LICENSES TO SELL ALCOHOLIC BEVERAGES FOR THE FISCAL YEAR COMMENCING JULY 1, 2018 AND ENDING JUNE 30, 2019, WITHIN THE BOROUGH OF GIBBSBORO, COUNTY OF CAMDEN, STATE OF NEW JERSEY

WHEREAS, applications for renewal have been made through the New Jersey Alcoholic Beverage Control's Online Licensing System to sell alcoholic beverages within the Borough of Gibbsboro for the fiscal year commencing July 1, 2018 and ending June 30, 2019; and

WHEREAS, said applications have been found to be in order; and

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WHEREAS, each renewal applicant has paid the municipal fees as specified herein.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Gibbsboro, in the County of Camden, that the Clerk of the Borough of Gibbsboro be and is hereby authorized and directed to issue and deliver the following renewal licenses for the aforesaid fiscal year:

License No. 0413-33-002-009	Plenary Retail Consumption License: Gibbsboro Enterprises, Inc. t/a The Chophouse Premises: Haddonfield Berlin Road	Fee: \$2,500.00
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License No. 0413-44-001-006	Plenary Retail Distribution License: PSG Liquor, Inc. t/a Colombo Liquors Premises: 80 Haddonfield-Berlin Road	Fee: \$2,500.00
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License No. 0413-31-004-001	Club License: Square Circle Sportsmen of Camden County Inc., Premises: 97 Clementon Road	Fee: \$ 188.00
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License No. 0413-31-003-001	Club License: George Walton Post 371 American Legion Post Premises: 41 Lakeview Drive North	Fee \$ 188.00
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2018-5-68 STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Gibbsboro has previously obtained a grant of \$2,733,802.00 from the State to fund the following project:

#0413-93-052

Greenway Acquisition, and

WHEREAS, THE State and the Borough of Gibbsboro intend to increase Green Acres funding by \$3,000.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF GIBBSBORO, IN THE COUNTY CAMDEN AND STATE OF NEW JERSEY THAT:

1. The Mayor of the above named body is hereby authorized to execute an agreement of any amendment thereto with the State known as Greenway Acquisition, and
2. The applicant has its matching share of the project, if a match is required, in the amount of \$3,000.

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3. In the event the States's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
5. This resolution shall take effect immediately.

CERTIFICATION

I, Anne D. Levy, RMC, Borough Clerk do hereby certify that the foregoing is a true copy of a resolution adopted by the Borough of Gibbsboro Governing Body at a meeting held on the 9th day of May, 2018..

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 9th day of May, 2018.

2018-5-69 RESOLUTION RECOMMENDING AWARD OF CONTRACT TO CHARLES MARANDINO, OF MILMAY, NEW JERSEY FOR THE CONSTRUCTION OF THE MULTI-PURPOSE PATH ALONG THE NORTHSIDE OF HADDONFIELD-BERLIN ROAD FROM THE EXISTING PATH ON THE NORTHEAST CORNER OF EASTICK DRIVE AND HADDONFIELD-BERLIN ROAD (FUNDED BY THE NJDOT MUNICIPAL AID PROGRAM, FY2016)

BE IT RESOLVED, that the Borough of Gibbsboro hereby recommends to the New Jersey Department of Transportation that the contract for the Construction of the Multi-Purpose Path Along the Northside of Haddonfield-Berlin Road from the Existing Path on the Northeast Corner of Eastwick Drive and Haddonfield-Berlin Road(Funded by the NJDOT Municipal Aid Program, FY2016), in the Borough of Gibbsboro, County of Camden, be awarded to Charles Marandino of Milmay, New Jersey whose bid for the Base Bid amounted of \$195,994.00 and Alternate No. 1 in the amount of \$31,261.00 for a total contract amount of \$227,255.00 subject to the approval of the Department.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Gibbsboro, County of Camden, State of New Jersey, that a contract in the amount of Base Bid amounted of \$195,994.00 and Alternate No. 1 in the amount of \$31,261.00 for a total contract amount of \$227,255.00 for the Construction of the Multi-Purpose Path Along the Northside of Haddonfield-Berlin Road from the Existing Path on the Northeast Corner of Eastwick Drive and Haddonfield-Berlin Road (Funded by the NJDOT Municipal Aid Program, FY2016) is hereby awarded to Charles Marandino of Milmay, New Jersey, conditional upon the following:

1. That a certificate has been received from the Municipal Treasurer stating that funds are available for this Contract.
2. That all funds expended for this Contract shall be charged to Ordinance 2018-05 (Budget Account Number or Ordinance Number).
3. That the bid documents and bidding procedures have been reviewed and approved

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by the Municipal Solicitor.

4. That the presiding officer of this body be and is hereby directed to sign for and on its behalf the Contract in the prescribed form for said construction.

5. That the clerk of this body be and is hereby directed to seal said Contract with the corporate seal of this body and attest to the same.

6. This Resolution hereby authorizes the Mayor and Clerk to endorse the Contract document.

2018-5-70 RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF GIBBSBORO TO EXECUTE A VACATION OF EASEMENT BETWEEN BLOCK 10, LOT 1 AND BLOCK 10, LOT 2

The Mayor and Borough Council of the Borough of Gibbsboro having determined a certain blanket cross-easement created on October 24, 2007 between Block 10, Lot 1 and Block 10, Lot 2 in the Borough of Gibbsboro no longer serves any useful purpose and acts as a impediment to the development of Block 10, Lot 2,

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Gibbsboro that the Mayor and Borough Clerk are hereby authorized to execute a Vacation of Easement.

2018-5-71 RESOLUTION OF THE GOVERNING BODY CERTIFICATING COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S - "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of Gibbsboro, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

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I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON MAY 9, 2018

Motion to approve Resolutions Councilman Bonsall, Second Councilman Flynn

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

MINUTES: None

REPORT OF MUNICIPAL OFFICERS:

Borough Clerk	<u> X </u>	Police Department	<u> X </u>
Construction Official	<u> X </u>	Sewer Clerk	<u> X </u>
Tax Collector	<u> X </u>	Court Clerk	<u> X </u>
Treasurer	<u> X </u>	Engineer	<u> X </u>
Compliance/Zoning Officer	<u> X </u>	Fire Official	<u> X </u>
Risk Manager	<u> X </u>		

COUNCIL COMMITTEE REPORTS:

PLANNING BOARD/PUBLIC WORKS

COUNCILMAN BONSALL

Councilman Bonsall reported that the Planning Board met on May 8th for a variance application, but because of a technical glitch, the applicant could not be heard. It will be on June agenda. Public Works is in the cutting season. Wally worked with Voorhees Township when the chipper was in town to pick up debris from the storms. A new trailer was purchased recently.

PUBLIC EVENTS

COUNCILMAN BROWN

Councilman Brown reported that the Memorial Day ceremony will be held on Monday, May 28th starting at the American Legion at 8:00 a.m. The Miss Gibbsboro Pageant is scheduled for Tuesday, June 26th.

POLICE/LIBRARY

COUNCILMAN DEICHERT

Councilman Deichert reported that the police committee will meet soon to discuss the Chief's request for upgrading equipment.

TRASH & RECYCLING/HEALTH

COUNCILMAN DETERDING

Councilman Deterding reported that 80 tons of trash was collected in April and 18 tons for recycling. Trash will be picked up on Wednesday May 29th because of the Memorial Day holiday.

RECREATION/L&I

COUNCILMAN MACFERREN

Councilman MacFerren reported that under passive recreation the cul-de-sac on Berlin Road usually has a few cars using the bikeway. We need a better way to control the quads that are destroying the dirt paths. The ball fields are being used consistently. The playground is now being used as the weather gets better. L&I reported \$118,092 in construction and \$3,782 in permit fees.

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INSURANCE/ENVIRONMENTAL

COUNCILMAN FLYNN

Councilman Flynn reported no new claims were reported for insurance. Friday there will be an art and photo exhibit at the Camden County library. On May 19th the garden will be a day of work including fencing the pollinator path along the roadway. A two-man auger will be required to place the poles along the top of the quarry. The Garden Committee has drawn up a plan for the plantings for Lucas House. The ivy has been cut back on the front of the building and they will uncover the brick work that is buried on the north side of the building.

MAYOR’S REPORT

MAYOR CAMPBELL

Mayor Campbell reported that work is progressing at Pole Hill Park with additional parking and the parking lot will be overlaid and expanded. Additional lighting will also be installed and the drives will be paved and a barrier free sidewalk between 250 Berlin Road and the complex. The Woods’ property was settled at Clement Lake. The Borough owns the lake behind the Wawa and work needs to be done on the dam. The Town Crier is being worked on and should go out before Memorial Day. Kids vandalized some trails or Blueberry Conservation area with spray paint to the new signs. The police were able to identify three individuals. They have been charged and will appear in court in June. Two open space applications have been submitted to Camden County. Phase 3 of the Lucas House window project will begin shortly.

Motion to put written reports on file for one year Councilman Bonsall, Second Councilman MacFerren

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

CORRESPONDENCE:

TO: Mayor and Council dated 4/30/18
FROM: The Lee Family
RE: Neighborhood BBQ in Hidden Woods – 6/23/18 – 4:00-10:00 p.m.
ACTION: Motion made by Councilman MacFerren, Second Councilman Flynn approving the request for neighborhood BBQ.

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

OLD BUSINESS: None

NEW BUSINESS:

1. **MAYORAL APPOINTMENT TO THE GIBBSBORO FIRE COMPANY**

Mayor Campbell appoints Jordan West to the Gibbsboro Fire Company

Motion to ratify Mayor’s appointment Councilman Bonsall, Second Councilman MacFerren

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2. USE OF GIBBSBORO MUNICIPAL FACILITIES

Applicant: William Fox
FACILITY: Dining Annex
Date of Event: Sunday 6/24/18 11:00-5:00 p.m.
Fee & Bond Paid: \$75.00 (volunteer fireman)

Motion to approve use of the Municipal Facilities Councilman Bonsall, Second Councilman MacFerren

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

3. USE OF GIBBSBORO MUNICIPAL FACILITIES

Applicant: Glen Werner for Gibbsboro School Play
FACILITY: Senior Annex
Date of Event: June 2, 2018 – 3:00 – 10:00 p.m.
Fee & Bond Paid: Request Waiver

Motion to approve use of the Municipal Facilities Councilman MacFerren, Second Councilman Flynn

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

4. QUOTES RECEIVED FOR TWO EASEMENT APPRAISALS ALONG ROUTE 561 – BLOCK 18.07, LOTS 10 AND 11, AND BLOCK 14.02, LOT 1 AND BLOCK 15, LOT 1.01

	PLUCK 18.07, Lots 10 & 11	PARISI 14.02, Lot 1	TOTAL
Carroll McIlhinney, LLC	\$1,750	\$1,750	\$3,000
Aspen Valuation Group LLC	\$3,100	\$3,100	\$6,200*
Heil Appraisers	\$2,950	\$2,950	\$5,900**
Steven W. Bartelt	\$2,800	\$3,100	\$5,900***
Molinari & Associates	\$3,200	\$3,200	\$6,400
J. McHale & Associates	\$3,200	\$3,200	\$6,400
Bruce Associates	No Bid		
W. Sheehan & Associates	No Bid		
Renwick & Associates	No Bid		
Robert Sapio	No Bid		

- Aspen \$5,400 if both
- ** Heil Appraisers \$5,750 if both
- *** Bartelt increases 10% if both not awarded

Motion to table Councilman Bonsall, Second Councilman Deichert

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

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5. AWARD OF CONTRACT TO DIMEGLIO CONSTRUCTION CO. FOR DECORATIVE SIGNS, POLES AND STREETLIGHTS AT SENIOR CENTER AND THROUGHOUT THE BOROUGH

Quote received from Dimeglio Construction Co. under the 2012 Voorhees Contract for the decorative signs, poles and streetlights in the amount of \$86,283, charged to High Ridge Trust, open road balances and Open Space Councilman Bonsall, Second Councilman MacFerren

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

6. REPAIRS OF CRICKET FIELD DUGOUTS

Quotes received to repair dugouts:

J n J Welding	\$1,840
DiMeglio Construction	\$9,810
DiSilvio & Co.	No Bid

Motion to award to J n J Welding in the amount of \$1,840, charged to Buildings & Grounds OE, contingent upon verification of funds from CFO Councilman MacFerren, Second Councilman Flynn

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

INFORMATIONAL:

1. Next regular council meeting is June 13th.
2. Memorial Day Services will be May 28th
3. Primary Election Day is June 5th

MEETING OPEN TO THE PUBLIC

Steve Head, 14 Clearbrook. Mr. Head asked the appraisers going around town if they knew of the superfund litigation and if the litigation lowers the value of properties. Mayor Campbell commented that the appraisers are aware of every transaction that takes place which is part of the appraisal process. Solicitor Jehl commented that the appraiser is to set a reasonable market value. Mr. Head, on behalf of some residents, asked if council pays property taxes in Gibbsboro.

Scott Littlefield, 11 United States Avenue. Mr. Littlefield commented that he didn't know that having the residents all write letters to the EPA, etc. may be helpful in furthering the superfund clean-up.

Brad and Erin Lafferty, 38 Winding Way. Mr. Lafferty asked whether there is a way Mayor and Council can make themselves available about the dealings with the EPA in addition to a power

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point presentation at a meeting. Mayor Campbell commented that he would set up a meeting with EPA, the Mayor and the residents to ask all the questions they may have. However, it should be noted that the EPA is the one directing the studies that get done.

Mr. Lafferty asked Mayor and Council what are the advantages to being a council member in the Borough of Gibbsboro.

CLOSED TO THE PUBLIC

MOTION TO ADJOURN AT 8:30 P.M. COUNCILMAN BONSALL, SECOND COUNCILMAN BROWN

Vote: J. B. Aye M.B. Aye D.D. Aye F.D. Aye J.F. Aye M.M. Aye

Anne D. Levy, RMC
Borough Clerk

Edward G. Campbell, III
Mayor

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