

**BOROUGH COUNCIL MEETING MINUTES  
JULY 12, 2017**

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

**Pledge of Allegiance**

**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:

Councilman Gerald Bonsall  
Councilman John Croghan  
Councilman Fred Deterding  
Councilman Jack Flynn  
Councilman Michael MacFerren

Absent:

Councilman Mitch Brown

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

**VOUCHERS:**

Motion to dispense reading and approve vouchers in the amount of **\$634,085.90**  
Councilman Bonsall, Second Councilman Flynn

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**ORDINANCES:**

**FIRST READING:** None

**SECOND READING:** None

**MEETING OPEN TO THE PUBLIC FOR COMMENT ON PENDING RESOLUTIONS**

No comment from the public.

**CLOSED TO THE PUBLIC**

**RESOLUTIONS:**

2017-7-93 RESOLUTION EXTENDING GRACE PERIOD FOR PAYMENT OF THIRD QUARTER 2017 TAXES

WHEREAS, the provisions of N.J.S.A. 54:4-55 and N.J.S.A. 54:4-64 require that the 2017 tax rates shall be certified by the Camden County Board of Taxation to the Borough of Gibbsboro on or before June 3, 2017 so that tax bills could be rendered on or before June 14, 2017, for payment by August 1, 2017 with a ten day grace period; and

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WHEREAS, said 2017 tax rates have not been certified by such date, therefore; the tax collector is not able to render the tax bills; and

WHEREAS, N.J.S.A.54:4-66.3 provides that the grace period for the third quarter tax payment be extended to the twenty-fifth calendar day after the date the tax bills are mailed; and

WHEREAS, the Borough Council finds it to be equitable and proper that the grace period for payment of the 2017 third quarter tax be extended until the twenty-fifth calendar day after the date the tax bills are mailed; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Gibbsboro, in the County of Camden and State of New Jersey, that the Borough Council finds it equitable and proper that the grace period for payment of the third quarter tax of 2017 be extended until twenty-five days from the mailing of the 2017 tax bills, within which time said bills may be paid without interest and any payments received after that date, interest will revert back to August 1, 2017.

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Gibbsboro, at a meeting held on the 12<sup>th</sup> of July, 2017.

2017-7-95      RESOLUTION AUTHORIZING ELECTRONIC TAX SALE

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for pilot programs, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien/Investors/RealAuction.com to conduct pilot programs, and

WHEREAS, the rules and regulations authorize a municipality to submit an application for participation in the pilot program for an electronic tax sale, and

WHEREAS, an electronic tax sale is innovative a provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the Borough of Gibbsboro in the County of Camden and State of New Jersey wishes to participate in the pilot program for an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Gibbsboro, New Jersey, that the Tax Collector is hereby authorized to participate in the electronic tax sale program and said tax sale shall be held on December 14, 2017 and shall submit same to the Director of the Division of Local Government Services.

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2017-7-96 RESOLUTION CERTIFYING ELIGIBILITY OF WILLIAM F. GERACE FOR VOLUNTEER EMERGENCY WORKER SURVIVORS PENSION

WHEREAS, William F. Gerace being a duly appointed member of the Gibbsboro Volunteer Fire Company and having died on April 28, 2017 as a result of injuries sustained on April 10, 2017 while participating in training duties required as a volunteer fireman, and

NOW, THEREFOR BE IT RESOLVED by the Mayor and Borough Council of the Borough of Gibbsboro, County of Camden, State of New Jersey that Barbara A. Gerace, surviving spouse of William F. Gerace is hereby eligible for Volunteer Emergency Worker's Survivors Pension.

2017-7-97 RESOLUTION SETTING FEES FOR THE CREATION, PRINTING, AND MAILING OF TAX SALE NOTICES FOR THE BOROUGH OF GIBBSBORO, COUNTY OF CAMDEN. STATE OF NEW JERSEY

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS, the rules and regulations require a municipality to send three (3) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Gibbsboro wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

BE IT RESOLVED by the Council of the Borough of Gibbsboro that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2017 electronic tax sale.

2017-7-98 RESOLUTION APPROVING CHANGE ORDER NO. 1 ROADWAY IMPROVEMENTS TO EAST CLEMENTON ROAD

**WHEREAS**, it was necessary to make changes in the scope of work to be done in completing the Roadway Improvements to East Clementon Road from County Route No. 561 to Old Egg Harbor Road (Municipal Boundary) (Partially funded through the N.J.D.O.T. Municipal Aid Program, FY2016) in the Borough of Gibbsboro, County, County of Camden, State of New Jersey.

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

**WHEREAS**, certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Gibbsboro that Change Order No. 1 is hereby authorized Contract amount remains the same.

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2017-7-99 RESOLUTION APPROVING CHANGE ORDER NO. 3-FINAL RESTORATION OF FARWOOD ROAD TO KIRKWOOD ROAD

**WHEREAS**, it was necessary to make changes in the scope of work to be done in completing the Restoration of Farwood Road to Kirkwood Road in the Borough of Gibbsboro, Camden County, New Jersey;

**WHEREAS**, Change Order No. 3-Final was developed to itemize and authorize those changes.

**WHEREAS**, certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order No. 3-final;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Gibbsboro that Change Order No. 3-final is hereby authorized and approval is hereby granted to revise the contract from **\$307,190.70 to \$280,386.30 (decrease in the amount of \$26,804.40.)**

2017-7-102 RESOLUTION URGING THE STATE LEGISLATURE TO EXTEND THE 2% CAP ON POLICE AND FIRE ARBITRATION CONTRACT AWARDS

**WHEREAS**, local municipalities require specific tools to address the rising cost of municipal government; and

**WHEREAS**, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

**WHEREAS**, salary costs, to a great extent, drive property tax increases; and

**WHEREAS**, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

**WHEREAS**, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

**WHEREAS**, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

**WHEREAS**, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

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**WHEREAS**, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

**WHEREAS**, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

**WHEREAS**, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

**WHEREAS**, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Borough of Gibbsboro urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution is forwarded to Assemblyman Louis Greenwald, Assemblywoman Pamela R. Lampitt, Senator James Beach, the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey, The New Jersey Conference of Mayors and the League of Municipalities.

Motion to approve Resolutions Councilman Bonsall, Second Councilman MacFerren

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**MINUTES:**

Motion to dispense reading and approve minutes of 6/14/17 Councilman MacFerren, Second Councilman Bonsall

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**REPORT OF MUNICIPAL OFFICERS:**

Borough Clerk	<u>  X  </u>	Police Department	<u>  X  </u>
Construction Official	<u>  X  </u>	Sewer Clerk	<u>  X  </u>

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Tax Collector	<u>  X  </u>
Treasurer	<u>  X  </u>
Compliance/Zoning Officer	<u>  X  </u>
Risk Manager	<u>  X  </u>

Court Clerk	<u>  X  </u>
Engineer	<u>  X  </u>
Fire Official	<u>  X  </u>

**COUNCIL COMMITTEE REPORTS:**

**PLANNING BOARD/PUBLIC WORKS**

**COUNCILMAN BONSCALL**

Councilman Bonsall reported that the planning board heard an application for Wells Fargo Bank to install lighting to comply with state standards. They were given a conditional approval. Mr. Ryk Lewis, Fusion Performing Art Center, discussed the prospects of leasing a building at 140 Lakeview Drive to house an art center. The Board indicated that a meeting with Mr. Lewis, Samuel Ross, the owner of the property, and some members of the planning board meet to discuss items that need to be addressed. Nothing new to report regarding Public Works.

**PUBLIC EVENTS**

**COUNCILMAN BROWN**

Councilman Brown absent. Mayor Campbell noted that the 4<sup>th</sup> of July celebration was attended by a good crowd.

**POLICE/LIBRARY**

**COUNCILMAN CROGHAN**

Councilman Croghan reported nothing new regarding the library. Overtime for the police department is up.

**TRASH & RECYCLING/HEALTH**

**COUNCILMAN DETERDING**

Councilman Deterding reported 80 tons of trash was picked up and 22 tons for recycling and \$1,100 in recycling rebate has been received to date for 2017. Ongoing problems with trash and recycling needs to be addressed. A meeting with Gold Medal will be scheduled.

**RECREATION/L&I**

**COUNCILMAN MACFERREN**

Councilman MacFerren reported that L&I had \$212,340 in value of construction. Permits collected was \$6,640.

**INSURANCE/ENVIRONMENTAL**

**COUNCILMAN FLYNN**

Councilman Flynn reported that one claim has been submitted regarding the death of William Gerace. Environmental Commission received confirmation from the State Forestry that the submitted grant is moving forward. The Community Garden was certified by the National American Butterfly Association as a Monarch sanctuary. A harvest barbeque is scheduled for September 16<sup>th</sup>. The price is \$6 per ticket.

**MAYOR’S REPORT**

**MAYOR CAMPBELL**

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Mayor Campbell reported that the NJDOT awards for this year are out and the Borough did not receive funding. Greg is working to have all the present grants closed out. Jack Jehl and the Mayor had a lengthy meeting with the PBA, the police and a mediator and an agreement was reached. Jack Croghan and the Mayor had a good exchange with the police chief at their quarterly meeting. Regarding the Super Fund sites, the EPA is going to be ready with the Burn Site public meeting to decide what remedy they will use. The meeting will be held in mid-August at the Senior Center. Greg Fusco and the Mayor will be meeting on Thursday to mark out where the picnic tables and bike racks will be installed.

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

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**CORRESPONDENCE:**

TO: Mayor Campbell dated 6/13/17  
FROM: Deborah C. Jackson, CFO  
RE: Resignation  
ACTION: Motion by Councilman MacFerren and seconded by Councilman Flynn to accept resignation.

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

TO: Chief Tomaszewski  
FROM: Officer John C. Geisel  
RE: Resignation  
ACTION: Motion by Councilman Bonsall and seconded by Councilman Flynn to accept resignation.

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**OLD BUSINESS:** None

**NEW BUSINESS:**

1. POLICE CONTRACT

Mayor Campbell commented that a meeting was held with an arbitrator and the PBA. He spent 2 1/2 hours with the police and then presented a proposal that was reasonable and an agreement

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was made between the Borough and the police. The contract is for two years with a 2.25% increase each year. A pilot program will begin in January, 2018 that will allow the police to work 12 hour shifts.

2017-7-103 RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF AGREEMENT BETWEEN THE BOROUGH OF GIBBSBORO AND THE FRATERNAL ORDER OF POLICE

BE IT RESOLVED, by the governing body of the Borough of Gibbsboro, County of Camden, State of New Jersey that the Mayor is authorized to sign a Memorandum of Agreement between the Borough of Gibbsboro and the Fraternal Order of Police.

BE IT FURTHER RESOLVED that this contract shall commence on January 1, 2017 and shall expire on December 31, 2018.

Motion to approve Resolution Councilman Bonsall, Second Councilman Flynn

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Abstain

2. USE OF GIBBSBORO MUNICIPAL FACILITIES

Applicant: Gibbsboro Community Garden  
 FACILITY: Senior Annex  
 Date of Event: September 16, 2017  
 Fee & Bond Paid: Requests Waiver

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

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

3. MAYORAL APPOINTMENT OF CFO AND QPA

Mayor Campbell appoints Albert Stanley to the positions of Chief Financial Officer and Qualified Purchasing Agent commencing on July 26, 2017 for a four year term ending December 31, 2021 at the rate of \$10,000 per annum.

Motion to approve appointment Councilman Bonsall, Second Councilman Flynn

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye



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2017-7-101 RESOLUTION AUTHORIZING THE APPOINTMENT OF ALBERT STANLEY TO THE POSITIONS OF CFO AND QPA

BE IT RESOLVED by the Mayor and Council of the Borough of Gibbsboro, County of Camden, State of New Jersey, that Albert Stanley is appointed in the Borough of Gibbsboro; and

BE IT FURTHER RESOLVED that this appointment is for a four year term commencing August 8, 2017 to December 31, 2021.

Motion to approve Resolution Councilman Bonsall, Second Councilman Flynn

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

4. RESOLUTION TO ENTER CLOSED SESSION

2017-7-100 RESOLUTION PERMITTING THE EXCLUSION OF THE PUBLIC FROM A PORTION OF THE BOROUGH COUNCIL MEETING TO DISCUSS LITIGATION

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

**WHEREAS**, the Mayor and the Borough Council of the Borough of Gibbsboro is of the opinion that such circumstances presently exist; and

**WHEREAS**, the Mayor and the Borough Council of the Borough of Gibbsboro wishes to discuss litigation in which the Borough Council is a party requiring attorney-client privilege.

**NOW THEREFORE BE IT RESOLVED** that the public be excluded from a portion of the May 10, 2017 Borough Council meeting wherein no official action will be taken.

Motion to adopt Resolution and enter Closed Session Councilman Bonsall, Second Councilman Flynn

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

Motion to leave Closed Session Councilman Bonsall, Second Councilman MacFerren

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

**INFORMATIONAL:**

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1. Next regular council meeting is August 9, 2017

**MEETING OPEN TO THE PUBLIC**

No voice from the public.

**CLOSED TO THE PUBLIC**

**MOTION TO ADJOURN AT 7:48 P.M. COUNCILMAN BONSALL, SECOND COUNCILMAN CROGHAN**

Voice Vote:	Councilman Bonsall	Aye	Councilman Brown	Absent
	Councilman Croghan	Aye	Councilman Deterding	Aye
	Councilman Flynn	Aye	Councilman MacFerren	Aye

\_\_\_\_\_  
Anne D. Levy, RMC  
Borough Clerk

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Edward G. Campbell, III  
Mayor

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