

MINUTES-APRIL 12, 2010

BOROUGH OF PALMYRA

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CALL TO ORDER

ROLL CALL:

Present: Mayor Gural, Ms. Scheffler, Mr. Bostock, Mr. Dorworth, Mr. Norcross.

Absent: President Dobbs and Mr. Scott.

SALUTE TO THE FLAG.

MOMENT OF SILENCE.

OPEN PUBLIC MEETINGS STATEMENT

Public Notice of this meeting pursuant to the Open Public Meetings Act has been given by the Borough Clerk in the following manner:

- A. Posting written notice on the official bulletin board at the Palmyra Borough Hall on January 5, 2010 and notice of closed session April 8, 2010.
- B. Mailing written notice to the NewsWeekly, the Burlington County Times, and the Courier Post Newspaper on January 5, 2010 and notice of closed session on April 8, 2010.
- C. Notice to All Council Members.

CLOSED SESSION.

Resolution 2010-69, Resolution Excluding The Public From Certain Meetings Pursuant To Section 8 Of The Open Public Meeting Act. C. 231 P.L. 1975(personnel and litigation). Ms. Scheffler made a motion to approve the resolution, Mr. Bostock second the motion. All members present voted in favor of the motion. Borough Council went into executive session at 5:05pm. Ms. Scheffler made a motion to return to public session, Mr. Norcross second the motion. All members present voted in favor of the motion. Mr. Dorworth left at 6:30pm.

COUNCIL RETURNED TO OPEN SESSION -7:05pm

PROCLAMATION:

Korman Properties-Mayor Gural read into the record a proclamation honoring Korman

Properties for helping to educate employees and residents of the harmful effects of tobacco by offering smoke free apartment buildings and referring residents and employees to a certified tobacco treatment specialist. The Mayor introduced Bonnie Marcus, coordinator of the Burlington County Community partnership for a Tobacco-Free NJ Prevention Plus of Burlington County, Irene Enarusai, community Program Monitor for NJ Department of Health and Senior Services, Cynthia Grant, Certified Tobacco Treatment Specialist-Quitcenter-Virtua, Lynn Rosner-Camden County Cancer Coalition, Deven Singh-Therapeutic Specialty Representative, James Korman, President of Korman Residential Properties and Aaron Helfman, Director of Marketing Korman Properties. The property location that was recognized was Willow Shores in Palmyra. Mrs. Marcus explained that she usually shows videos and the difference between a non-smokers lung and a smoker's lung. Mrs. Marcus explained that 11,300 die every year in New Jersey from tobacco related diseases, 10,300 under 18 become new smokers and 314 million is spent in the marketing of cigarettes in New Jersey. Mr. Fratto-Business Alliance requested information to be given out to the business in town. Mayor Gural presented James Korman, President of Korman Properties with the proclamation.

COORESPONDENCE:

Mayor Gural discussed the incident that happened at Legion Field's concession stand to Ted Scott on Saturday night. Mayor Gural explained that Mr. Scott was acting on behalf of the Borough as the Chairman of Public Works and went to the field and saw some youths skateboarding near the concession stand. Mr. Scott approached the kids and requested them to move to the skateboard park and was attacked by the youths. Lt. Pearlman explained that there was not much information to give out and that the department is waiting to interview some juveniles. The police department will provide more of a presence and will assign part time officers there. Mrs. Scott/Forman informed council that her father had seen an orthopedic surgeon and that they were going to wait a week to make sure that the leg is healing, he will not be able to walk for at least 8 weeks and is in good spirits. Mayor Gural discussed that Mr. Scott is a kind and gentle man and that the Borough is proud of him and that he did not deserve the attack. Mr. Norcross discussed that it was a disgrace to pick a fight with an elderly man.

OLD BUSINESS:

A. Resolution 2010-58 Resolution Authorizing Release of Performance Bond and Posting A Maintenance Bond. Mr. Rosenberg informed council that he had reviewed the

bond and that it was in order for approval. Mr. Bostock made a motion to approve the resolution, Ms. Scheffler second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

B. Resolution 2010-63, Resolution of the Borough of Palmyra For The Allotment Of Aid For The Improvements To Parry Avenue. Ms. Scheffler made a motion to approve the resolution, Mr. Norcross second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

APPROVAL OF THE MINUTES.

Mr. Norcross made a motion to approve the minutes from April 5, 2010, Ms. Scheffler second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

ORDINANCES ON FIRST READING.

A. Ordinance 2010-1, Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A CAP Bank. (public hearing on May 10, 2010). Mr. Bostock made a motion to adopt Ordinance 2010-1 on first reading, Mr. Norcross second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None. The ordinance was adopted on first reading and will be held for adoption after a public hearing on May 12, 2010.

B. Ordinance 2010-2, An Ordinance Amending Chapter 95 of the Borough Code-construction fees. Mrs. Kilmer, construction official explained that this ordinance would bring the Borough's fees in line with the state fees. Mr. Bostock made a motion to adopt the ordinance on first reading, Ms. Scheffler second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None. The ordinance was adopted on first reading and will be held for adoption after a public hearing on May 12, 2010.

NEW BUSINESS:

A. Resolution 2010-70, Resolution Certifying Recycling Tax. Ms. Scheffler made a motion to approve the resolution, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

B. Resolution 2010-71, Resolution Authorizing The Submission of The Tonnage Grant Application. Ms. Scheffler made a motion to approve the resolution, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

C. Resolution 2010-72, Resolution Authorizing The Chief Finance Officer To Transfer Real Estate Tax Credits Balances To Surplus For Cancellation On The Following Blocks and Lots. Mayor Gural read the list of properties into the record. Mr. Bostock made a motion to approve the resolution, Ms. Scheffler second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

D. Resolution 2010-73, Resolution Authorizing The Tax Collector To Refund A 2008 2nd Quarter Duplicate Payment On Block 12, Lot 10. Ms. Scheffler made a motion to approve the resolution, Mr. Norcross second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

E. Resolution 2010-74, Resolution Authorizing The Mayor and Chief Financial Officer To Sign The Application For Click It Or Ticket 2010. Mr. Norcross made a motion to approve the resolution, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

F. Resolution 2010-75, Resolution Approving Participation With The State of New Jersey In A Safe And Secure Communities Program. Lt. Pearlman explained that this is a state grant that pays for one officer and assist with the salary of a clerical worker. Mr. Norcross made a motion to approve the resolution, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

G. Resolution 2010-76, Resolution Requesting Approval Of The Director Of The Division Of Local Government Services To Establish A Dedication Trust By Rider; Public

Offenses Adjudication Act. Mrs. Lewis explained that this is for the funds that are collected through the court system for the public defenders fee and that this resolution is taking the action to set up the account. Mr. Bostock made a motion to approve the resolution, Mr. Norcross second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

H. Resolution 2010-77, Resolution Authorizing The Mayor To Sign The Memorandum Of Understanding Among Parties To DEP's Brownfield Development Area (BDA) Designation. Mayor Gural explained that allows the Borough to continue obtaining the funding for the South side of Rt. 73. Mr. Bostock made a motion to approve the resolution, Mr. Norcross second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

I. Resolution 2010-78, Resolution Authorizing Payment Of Bills. Mr. Norcross made a motion to approve the resolution, Ms. Scheffler second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

J. Approval of Raffle License- St. Joseph Council K of C. Ms. Scheffler made a motion to approve the raffle, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

COMMITTEE REPORTS.

Admin/Finance/Shade Tree-Ms. Scheffler discussed that the budget meeting was long and that the budget still needed more work due to cuts in the state aid. Ms. Scheffler explained that council has proposed using a lot of the surplus and is still reviewing ways to cut the budget. Ms. Scheffler reported that the website has been updated and that the Easter Egg hunt pictures on the website. The shade tree commission meets the first Thursday of every month and is working on removing dead trees this year.

Parks/Playgrounds/Public Events- Mr. Norcross explained that he had reviewed quotes for security cameras at Legion Field and that it is less than the bid that came in last year. There will be a total of 7 cameras, web-based cameras that will allow the police officers to look at the field while in their cars. It will take about 30 days to have the cameras installed. Mayor

Gural discussed that the original quote was for \$14,000 and this one is for \$12,458.00. Mr. Rosenberg explained that the Borough needs a contract with a warranty and maintenance issues address. Mayor Gural discussed introducing tonight subject to conditions, no advance payment and solicitor review. Mr. Norcross reported that the community center is close to being done and that the work out front of the municipal building will be completed within the week with the parking spaces having stripping done. Mr. Norcross thanked Ms. Jackson and all of the volunteers who stuffed the eggs for the hunt. Mr. Norcross reported that the summer concerts have been cut to two a month due to budget constraints.

Resolution 2010-79, Resolution Awarding Contract For Security Cameras For Legion Field. Ms. Scheffler made a motion to award the contract to Patriot Security for the amount of \$12,458.00 subject to the solicitors review, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock, Mr. Norcross.

NAYES: None.

Construction/Code Enforcement-Mr. Bostock reported that the construction office has been working on Memorial Avenue and that the property is scheduled for court on April 26th. Code Enforcement has been actively working on abandon vehicles and illegal trash.

Public Safety/Court-. Mayor Gural gave the report for the police department that they did 7600 miles of patrol, 972 service calls, 72 criminal cases, 10-disorderly, 19-ordinance violations, 8-drunk driving, 8-domestic violence and 8-thefts. Mayor Gural explained that the police contract is in its last year and negotiations will start in June.

PUBLIC COMMENT.

Ms. Scheffler made a motion to open the public portion, Mr. Bostock second the motion. All members present voted in favor.

Mr. Bostock-Memorial Avenue inquired as to why the POW flag has not been changed since it is torn? Mr. Norcross responded that it will be done right away.

Mrs. Butler-Arch Street inquired where the rest of the councilmember's were tonight. Mayor Gural explained that Mr. Scott is out for a few months due to his leg injury, President Dobbs is sick and Mr. Dorworth was here, but had to leave early. Mrs. Butler discussed that the new parking spaces would have been better near the business district for customer parking. Mr. Norcross explained that the land was available out front and it is within walking distance of most of the businesses. Mrs. Butler explained that the fencing that was placed along the tracks stops a lot of people from crossing over to the businesses. Mr. Norcross explained that the Riverline NJ Transit will not allow openings in the fence and that it is illegal to cross

the tracks without a crossing. Ms. Scheffler discussed that the parking issue would be a good project for the BID program and also to have directional signage for people. Mayor Gural explained that the parking spaces will also be used for the community center. Mrs. Butler inquired if there is an adult in the concession stand with the children when they are working. Mayor Gural explained that there are always at least two students in the stand at a time. Mr. Norcross explained that Greg Benson is usually there at closing and there is a phone to call the police and let them know they are closing. Mrs. Butler discussed the trash in the streets and littering, owners need to clean up their properties. Mayor Gural inquired if there is a specific location that Mrs. Butler is concerned with? Mrs. Butler explained that Sixth and Vine Street is always full of trash and that cars throw it out the windows. Mayor Gural discussed that it is the sign of the times and the lack of respect. Lt. Pearlman requested that the police department be called to handle a problem rather than the residents handling it themselves. Mr. Cannon- discussed that he was sorry to hear about Mr. Scott. There is a drug problem around the corner from his home and he is tired of picking up drug bags. Mr. Cannon explained that the problem is that the residents keep getting arrested and keep getting out of jail. Ms. James-Pearl Street explained that she had moved here to get away from the drug dealers and they moved right across the street from someone dealing. Mr. Cannon explained that the neighbors are scared of doing anything. Ms. James explained that her children cannot play with the children across the street due to the drugs. They park out across the street and make the deal around the corner in broad daylight. Lt. Pearlman explained that the house was raided a few years ago and they were bailed out of jail. Mr. Norcross discussed that they are charged with school drug free zone and still make bail. Lt. Pearlman explained that the municipal judge set a high bail and then they go to county court and the bail is lowered. Mayor Gural explained that there are no answers right now, but that council will get more information from the police and request that Lt. Pearlman report back to council as much information as he is allowed to give. Mayor Gural discussed that the Borough's Judge is one of the most aggressive in the area and that the county is to blame for letting them out. Mr. Norcross recommended that the neighbors keep calling the police when they see activity.

Ms. Jackson-NPP Coordinator remind council that the Senior Symposiums is on Wednesday at 10am.

Mr. Fratto-Business Alliance discussed that the BID is going to encourage the employees of the businesses to use the parking spaces out front of the municipal building, so that spaces are left in front of the business for the customers. Mr. Fratto discussed that the litter on Broad Street is also bad and would like to add some litter cans and also some butt buckets. The Festival is on May 1st starting at 10am, the police department will be participating and also

plenty of things for the kids to do.

Mrs. Butler-Arch Street discussed that she understands how the neighbors feel about drugs in their neighborhood and that the residents have to call the police all of the time and also get more cooperation out of the neighbors.

Ms.--Arch Street explained that the traffic comes from Pennsylvania and that the police department does not stop them from flying down Arch and cruising around the area.

Ms. Discussed that the police need to patrol more often now that the weather is warmer. Lt. Pearlman explained that the police run radar at least once a month on Arch Street and that he will make the officers more aware of the speeding problems.

Ms. Scheffler made a motion to close the public portion, Mr. Bostock second the motion. All members present voted in favor of the motion.

Resolution 2010-80, Resolution Appointing Scott Pearlman As Chief of Police For The Borough Of Palmyra. Mayor Gural read the resolution. Mayor Gural explained that it has been a long and difficult process in making the right decision. Mayor Gural discussed that the Borough had waited until the police study with Cinnaminson and Riverton was completed to decide to have a Chief and that council feels that the best person for the job is Scott Pearlman. Lt. Pearlman explained that the police department is always open to the residents and businesses. Ms. Scheffler made a motion to approve the resolution, Mr. Bostock second the motion. At the call of the roll, the vote was:

AYES: Ms. Scheffler, Mr. Bostock and Mr. Norcross.

NAYES: None.

The official swearing in of the new Chief will be in May.

Adjournment.

Ms. Scheffler made a motion to adjourn at 8:45 pm, Mr. Bostock second the motion. All members present voted in favor of the motion.