

Borough of Elmer Minutes

April 13, 2016

CALL TO ORDER: A Regular Meeting of the Borough Council convened in the Borough Hall at 7:30 p.m. with Mayor Stemberger presiding.

FLAG SALUTE AND INVOCATION: Invocation was given by Mayor Stemberger, followed by the pledge of allegiance. Mayor Stemberger noted that adequate notice of the meeting was provided pursuant to the Open Public Meetings Act.

ROLL CALL: President Schneider, Council Members Davis, Nolan, Richards, Schalick, Zee, and Mayor Stemberger answered to the roll call. Absent: None. Also present were Solicitor Duffield, Chief Financial Officer Strang, and Chief of Police Bryan.

APPROVAL OF MINUTES: Motion Davis, second Zee to approve the minutes from the Elmer Borough Council Meeting held on March 9, 2016, and to dispense with the reading of the minutes.

Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

OPEN TO THE PUBLIC: Motion Zee, second Richards to open the public portion of the meeting.

CLOSED TO THE PUBLIC: Motion Zee, second Nolan to close the public portion of the meeting. Motion carried.

UNFINISHED BUSINESS:

ORDINANCE 2016-5 Public Hearing Bond Ordinance Authorizing Municipal Building Roof Replacement Motion Richards, second Zee to open the public hearing; there being no comment, motion Richards second Davis to close the public hearing. Motion Richards second Schneider to adopt Ordinance 2016-5.

Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

ORDINANCE 2016-6 Public Hearing Amending Chapter 24 Entitled “Flood Damage Prevention” of the Code of the Borough of Elmer

Motion Richards, second Davis to open the public hearing; there being no comment, motion Davis second Richards to close the public hearing. Motion Schalick second Schneider to adopt Ordinance 2016-6.

Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

NEW BUSINESS:

1. Ordinances:

ORDINANCE 2016-7 Introduction Amending Chapter 20 Entitled “Streets and Sidewalks” of the Code of the Borough of Elmer

Motion Schneider, second Richards to approve the introduction of Ordinance 2016-7.

Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

2. Resolutions: The following Resolutions were read by the Clerk by title only.

**BOROUGH OF ELMER, COUNTY OF SALEM
RESOLUTION FOR PLANNING BOARD ESCROW FUND (Salah)**

Number 38-16

BE IT RESOLVED that the Escrow Fund Deposit made pursuant to Article IV, Section 2.30 of the Land Development Ordinance by applicant Dr. Hassan Salah for Site Plan Review in the amount of \$604.00 be distributed and paid as follows:

Amount: \$437 .00 To: Fralinger Engineering PA For: Site Plan Review

**BOROUGH OF ELMER, COUNTY OF SALEM
RESOLUTION FOR THE SELF-EXAMINATION OF BUDGET**

Number 39-16

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit

municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Elmer has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2016 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Elmer that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

**BOROUGH OF ELMER, COUNTY OF SALEM
RESOLUTION FOR BUDGET TO BE READ BY TITLE ONLY**

Number 40-16

WHEREAS, NJSA40A:4-8 provides that the budget be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full Governing Body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these two conditions have been met;

NOW, THEREFORE, BE IT RESOLVED that the budget shall be read by title only.

A motion to adopt Resolutions 38-16 to 40-16 was made by Zee and seconded by Davis.
Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

**BOROUGH OF ELMER, COUNTY OF SALEM
RESOLUTION ADOPTING 2016 BUDGET**

Number 41-16

(see **Page 32a** in the Minute Book)

Motion Richards, second Zee to open the public hearing; there being no comment, motion Richards second Davis to close the public hearing. Motion Davis second Nolan to adopt the 2016 Budget.
Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

DISCUSSIONS/MOTIONS: The following items were discussed by Mayor and Council:

1. Shared Services with County for Construction: Mayor Stemberger will discuss this option with the Pittsgrove Township Mayor before making any recommendations to the County; no action was taken.
2. Leasing Farmland on Green Acres property: Discussed options and details for leasing the Green Acres farmland property; motion Zee second Nolan to authorize the advertisement of Block 2 Lots 49 and 56 for a one year lease ending December 31, 2016 for a minimum bid of \$250.
3. Transient Vendor/Peddler Registration: Chief Patrick will provide recommendations for updating code for a vendor/peddler registration.
4. Safe Routes to School Grant: No action was taken to pursue this grant for this year.
5. Elmer Fire Department Golf Tournament Sponsorship: Motion Schneider, second Davis to approve \$150 for the Fire Department Golf Tournament sponsorship.
Roll Call: Ayes: Schneider, Davis, Nolan, Schalick, Zee; Nays: None; Abstain: Richards. Motion carried.

REPORTS/BILL LIST:

The Tax/Water Collector report was presented for March 2016. Motion Zee second Nolan that the reports be received and filed; motion carried.

The Treasurer's Report for the month of March 2016 was presented (**Page 32b** in Minute Book). Motion Richards, second Davis that the reports be received, filed and spread full upon the minutes. Motion carried.

The March 2016 bill list was presented (see **Page 32c** in Minute Book). Motion Davis, second Richard, that the bills be paid and charged to their respective accounts.

Roll Call: Ayes: Schneider, Davis, Nolan, Richards, Schalick, Zee; Nays: None. Motion carried.

The Clerk and Mayor's mail for the month of March was presented and read. Motion Richards second Zee that the correspondence be received and filed. Motion carried.

COMMITTEE REPORTS: Committee reports were made at this time:

Finance/Celebration Public Events: Schalick reported that Little League Opening Day is this Saturday, April 16.

Streets/Sidewalks/IT: Richards reported on State Street reconstruction.

Public Safety: Schneider provided the police report for March.

Borough Hall/Public Property: Davis reported on status of Borough Hall projects.

Water/Street Lights: Zee reported on status of Street Lights, Water Tower project, and Remediation project.

Trash/Recycling/Parks & Playgrounds: Nolan submitted the recycling report to the state; discussion recycling at Post Office.

ADJOURNMENT: Motion Zee, second Schneider that the meeting be adjourned. Motion carried.

April 13, 2016

Sarah D. Walker, Acting Borough Clerk