

June 12, 2013

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

Invocation was given by Mayor Stemberger, followed by the pledge of allegiance.

Mayor Stemberger noted that the requirements of the Open Public Meetings Act have been met by the filing and posting of the Annual Notice.

Councilpersons Schneider, Davis, Schalick, Williams and Zee answered to the roll call. Absent – Nolan.

Motion Davis, seconded Zee that the last regular meeting of May 8, 2013 and all subsequent meetings, be approved and that the reading of the minutes be dispensed with. Motion carried.

Committee reports were made at this time: Finance/Celebration of Public Events, Water/St. Lights and Streets.

Mayor Stemberger congratulated Councilman Steve Schalick on a great Memorial Day Parade.

Mrs Martin of Center Street complained to Council about possible putting a sidewalk in front of her house and taking down a tree in front of her house. (She said it will not be taken down, it is the only tree in her yard that provides shade.

Tax Assessor addressed Council regarding any questions they might have on Resolution 66-13 which cancels taxes on a property.

President Schneider called up for second reading an Ordinance entitled:

ORDINANCE NO. 2013-5

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER,
COUNTY OF SALEM, STATE OF NEW JERSEY REGULATING THE MAINTENANCE OF
BRUSH AND GRASS**

Clerk presented affidavit of publication, motion Davis, seconded Zee that the affidavit be received and filed. Motion carried.

Motion Zee, seconded Davis that the Clerk read the Ordinance by title only and that the public hearing be held thereon. Motion carried.

Clerk read following ordinance by title only:

ORDINANCE NO. 2013-5

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER,
COUNTY OF SALEM, STATE OF NEW JERSEY REGULATING THE MAINTENANCE OF
BRUSH AND GRASS**

WHEREAS, the Mayor and Council of the Borough of Elmer deem it in the best interest of the Borough to create an Ordinance regulating the maintenance of brush and grass; and

WHEREAS, it is in the best interest of the residents of the Borough of Elmer for Borough Council to adopt such an Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Elmer, in the County of Salem and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

**ARTICLE I
PURPOSE; DEFINITIONS; COMPLIANCE**

SECTION 1 – TITLE

This Ordinance provides for the regulation of property maintenance in the Borough of Elmer, and shall be entitled “Brush and Grass Maintenance Ordinance of the Borough of Elmer”.

SECTION 2 – FINDINGS OF FACT

It is hereby found and declared that there exists, in the Borough of Elmer, buildings and premises used for residential and nonresidential purposes which are or may become substandard with respect to the maintenance of brush and grass, and, further, that such conditions constitute a menace to the health, welfare and reasonable comfort of the citizens and inhabitants of the Borough of Elmer.

SECTION 3 – PURPOSE

The purpose of this Ordinance is to:

- A. Provide minimum standards for the maintenance of brush and grass.
- B. Fix certain responsibilities and duties upon owners and occupants.
- C. Foster a clean community.
- D. Prevent blighting conditions.
- E. Correct violations or to fix penalties for the violations of this Ordinance.
- F. Preserve the quality, character and property values of the Borough.
- G. Avoid, prevent and eliminate conditions which, if permitted to exist or continue, will depreciate or tend to depreciate the value of adjacent or surrounding properties.

**ARTICLE II
EXTERIOR MAINTENANCE AND APPEARANCE OF BRUSH AND GRASS**

SECTION 4 – APPLICABILITY OF PROVISIONS

- A. Buildings affected. Every building and the premises on which it is situated, in the Borough, used or intended to be used or designed to be used, in whole or in part, for residential or nonresidential purposes shall comply with the provisions of this Ordinance, whether or not any such building shall have been constructed, altered or repaired before or after the enactment of this Ordinance.

SECTION 5 – RESPONSIBILITY FOR MAINTENANCE

- A. Responsibilities of owner and occupants. Owners and occupants shall have all the duties and responsibilities as prescribed in this Ordinance and the regulations promulgated pursuant thereto, unless specifically set forth to the contrary, and no owner/occupant shall be relieved from any such duty and responsibility.

- B. Contract not to alter responsibilities. Unless expressly provided to the contrary in this Ordinance, the respective obligations and responsibilities of the owner and occupant shall not be altered or affected by any agreement or contract by and between any other parties.

SECTION 6 – EXTERIOR MAINTENANCE STANDARDS

It shall be the duty of the owner or occupant to keep the premises free of or remove, abate and correct the premises against the following conditions, which include but are not limited to:

A. Prohibited uses and activities:

- (1) Dead or diseased trees or shrubbery; dead or diseased limbs still attached or suspended within trees with a diameter of more than one inch that because of their location might fall on private or public property including rights-of-way. The owner or operator shall be responsible for the removal of vegetation.
- (2) Trees and limbs or other natural growth which constitutes a hazard or may be dangerous to persons in the vicinity thereof.
- (3) Grass or weeds of a height of more than ten (10) inches. Excluded from this requirement are power line rights-of-way and orchard or farm lands that are actively being farmed, fields or parts of a premises that have not heretofore been sown with commercially grown grass seeds or that heretofore have not been subjected to a regular program of cutting.
- (4) Brush, hedges, other plant life that unreasonably obstructs the view of a person entering or exiting by motor vehicle from any driveway; obstructs to any degree the visibility of any children entering an existing marked crosswalk.

ARTICLE III COMPLIANCE AND ENFORCEMENT

SECTION 7 – NOTICE AND COMPLIANCE

- A. All premises in the Borough of Elmer are subject to this Ordinance, and any person or business entity holding an interest in any affected premises shall comply without further notice.
- B. Service of notice of violation. Notice of violation shall be served upon the owner of record, provided that such notice shall be deemed to be properly served upon such owner if a copy thereof is delivered to him personally or, if not found, by leaving a copy thereof at his usual place of abode with a person of suitable age and discretion, who shall be informed of the contents thereof, or by sending a copy thereof by certified mail and regular mail to his last known address or, if the letter with the copy is returned showing that it has not been delivered to him, by posting a copy thereof in a conspicuous place in or about the structure affected by the notice.
- C. Notice requirements. Whenever the Enforcement Officer determines that there has been or is a violation of any provision of this Ordinance, he shall give notice of such violation or alleged violation to the person or persons responsible therefor. Such notice shall:
- (1) Be in writing.
 - (2) Include a description of the real estate sufficient for identification.
 - (3) Specify the violation which exists and the remedial action required.

- (4) Specify a reasonable time, not to exceed 10 days, in which the violation or violations shall be abated, corrected or eliminated. Said ten-day period may be extended for an additional 10 days by the Enforcement Officer for good cause.
 - (5) State the penalty for violation of this Ordinance.
- D. If the owner or occupant of any lands or buildings in the Borough shall fail or neglect to remedy any identified deficiency within 10 days after notice to remove the same in the manner and within the time provided, the Enforcement Officer may, in addition to such other remedies provided herein, refer the matter to the Borough Council with recommendation for removal by the Borough. In such cases the Zoning Officer or a designee authorized by Council shall certify the cost thereof to the Borough Council which shall examine the certificate and, if found correct and reasonable, shall, by resolution, approve the cost as shown thereon to be charged against said lands. The amount so charged shall become a lien upon such lands and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands; the same to bear interest at the same rate as taxes and shall be collected and enforced in the same manner as are taxes.
- E. Any Borough resident as well as the Enforcement Officer may prosecute a violation of any subsection of this Ordinance in the Municipal Court of Elmer Borough.

SECTION 8 – VIOLATIONS AND PENALTIES

- A. Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be subject to a fine not exceeding \$1,250.00.
- B. Any person who is convicted of violating the same provision of this Ordinance within one year of the date of a previous violation of the same offense, and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the Ordinance, but shall be calculated separately from the fine imposed for the prior violation of the Ordinance.

SECTION 9 – ENFORCEMENT REMEDIES

In case any building, structure or land is, or is proposed to be, used in violation of any provision of this Ordinance, the Borough Council or, with the approval of the Borough Council, the Enforcement Officer, may, in addition to the other remedies, institute in the name of the Borough any appropriate action or proceeding to prevent, restrain, correct or abate such use; or to prevent, in or about such premises, any act, conduct, business or use which constitutes a violation.

SECTION 10 - REPEALER

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

SECTION 11 - SEVERABILITY

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 12 – WHEN EFFECTIVE

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Mayor Stemberger announced that the public hearing on the above Ordinance to be open.

Opportunity having been given to those who wished to speak for or against the Ordinance, it was moved by Zee seconded Davis that the public hearing be closed. Motion carried.

Clerk presented the following resolution:

Motion Davis seconded Zee that the resolution be adopted as read: Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The Following resolution was presented:

**Of The Borough Of Elmer
In the County of Salem, State of New Jersey**

**RESOLUTION AUTHORIZING THE BOROUGH OF ELMER TO PARTICIPATE IN A
CONSORTIUM WITH THE CITIES OF VINELAND, MILLVILLE AND BRIDGETON, AND
FAIRFIELD TOWNSHIP IN THE COUNTY OF CUMBERLAND NEW JERSEY, AND
PITTSBORO TOWNSHIP IN THE COUNTY OF SALEM NEW JERSEY, FOR THE PURPOSE
OF RECEIVING HOME ENTITLEMENTS FUNDS**

Number 61-13

WHEREAS, Title II of the Cranston-Gonzalez National Affordable Housing Act (HOME) permits allocated funds to be used for the acquisition, rehabilitation, and new construction of affordable housing; and

WHEREAS, the formula for allocation of HOME Funds for the Borough of Elmer does not meet the threshold established by law for Elmer Borough to be an Entitlement City; and

WHEREAS, the HOME Fund Act provides for the formulation of consortia of local governments for the purpose of becoming an Entitlement Jurisdiction thereby meeting the formula allocation of the Act for the receipt of HOME Funds; and

WHEREAS, a HOME Fund entitlement would allow the design of homeownership programs that would help meet the local housing needs for the Borough of Elmer's Master Plan; and

WHEREAS, the City of Vineland, the City of Millville, the City of Bridgeton and the Township of Fairfield formed a consortium on August 15, 1995 to enable the receipt of HOME Funds. The Township of Pittsgrove joined in 2012 and the Borough of Elmer joined on September 12, 2012.

WHEREAS, the Consortium agreement is renewed every three years to receive the HOME Funds and this agreement would be for FY 2014-2016 (3 years).

WHEREAS, a legally binding Consortium Agreement exists among the current members of the comprised of the City of Vineland, the City of Millville, the City of Bridgeton and the Township of Fairfield in the County of Cumberland, the Township Pittsgrove and the Borough of Elmer of Salem County, State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Elmer, Salem county New Jersey as follows:

1. That the Mayor is hereby authorized to execute the Consortium Agreement between the City of Vineland, the City of Millville, the City of Bridgeton, the Township of Fairfield, the Township of Pittsgrove and the Borough of Elmer to obtain funds under the HOME program; and
2. That the Mayor and Borough Council of the Borough of Elmer is hereby authorized to work cooperatively with the City of Vineland, the City of Millville, the City of Bridgeton, the Township of Fairfield and the Township of Pittsgrove to provide the necessary information to meet the submission requirements for a designation as a consortium.

Motion Davis, seconded Schalick that the resolution be adopted as read. Ayes – Schalick. Nays– Schneider, Davis, William sand Zee. Motion **NOT** carried.

The following resolutions were presented:

OF REVENUE AND APPROPRIATION
(NJS A 40A:4-87)

Number 62-13

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount:

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Elmer, in the County of Salem, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$4,000.00, which item is now available as a revenue from the State of New Jersey, Solid Waste Administration FY2013 Clean Communities Grant pursuant to the provisions of statute, and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$4,000.00 is hereby appropriated under the caption of "Public and Private Programs Offset by Revenues", State of New Jersey, Solid Waste FY2013 Clean Communities Grant; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$4,000.00 from the State of New Jersey, Solid Waste Administration FY2013 Clean Communities Grant.

**RESOLUTION REQUESTING APPROVAL OF ITEMS
OF REVENUE AND APPROPRIATION
(N.J.S.A. 40A:4-87)**

Number 63-13

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount:

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Elmer, in the County of Salem, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$150,000.00, which item is now available as a revenue from the NJDOT FY2013 Municipal Aid Program for Proposed Sidewalks Along Various Streets Grant pursuant to the provisions of statute, and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$150,000.00 is hereby appropriated under the caption of "Public and Private Programs Offset by Revenues", the NJDOT FY2013 Municipal Aid Program for Proposed Sidewalks Along Various Streets Grant; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$150,000.00 from the NJDOT FY2013 Municipal Aid Program for Proposed Sidewalks Along Various Streets Grant, awarded through the Salem County Safe Roadways Project.

**RESOLUTION REQUESTING APPROVAL OF ITEMS
OF REVENUE AND APPROPRIATION
(N.J.S.A. 40A:4-87)**

Number 64-13

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount:

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Elmer, in the County of Salem, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$180.00, which item is now available as a revenue from Residents donations

for the purchase of a Decorative Street Light pursuant to the provisions of statute, and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$180.00 is hereby appropriated under the caption of "Public and Private Programs Offset by Revenues", Street Lighting Donations; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$180.00 from Residents donations for the purchase of a Decorative Street Light pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED that the above is a result of donations of \$180.00 from area residents.

Motion Schalick, seconded Williams that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The following resolution was presented:

RESOLUTION

Number 42-13

BOND ANTICIPATION NOTE # 36

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer, County of Salem, and State of New Jersey, that the Mayor and Borough Chief Financial Officer be authorized to execute a Bond Anticipation Note, which Note shall be designated as Bond Anticipation Note No. 36 and that the monies be borrowed thereon from Pennsville National Bank, Elmer, NJ, in the sum of Twenty four thousand nine hundred dollars (\$19,900.00) and shall bear interest at the rate of .63 per cent per annum, which money shall be used to pay for the purchase of a four-wheel drive police vehicle. The said Note would be made payable within a period of one (1) year.

Motion Davis, seconded Schneider that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The following resolution was presented:

RESOLUTION

**Resolution to Cancel Taxes Due To Duplicate Assessment of Block 2 Lot 21
a/k/a 309 N Main Street**

Number 66-13

WHEREAS, the land at 309 N. Main Street , Block 2 Lot 21 was by mistake assessed twice on the 2013 Tax List in the amount of \$35,900; and

WHEREAS, NJSA 54:4-54 provides that “where by mistake property real or personal has been twice entered and assessed on the tax duplicate, the governing body of the taxing district may order and cause the tax record to be corrected and if the tax has been paid twice the governing body shall refund the excessive payment without interest”; and

WHEREAS the Tax List has been corrected for 2014; and

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Elmer that 2013 taxes on the land assessment of \$35,900 are hereby cancelled; and

BE IT FURTHER RESOLVED that the Tax Collector is directed to reimburse the taxes without interest.

Motion Davis, seconded Zee that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The following resolution was presented:

**RESOLUTION
PLANNING BOARD ESCROW FUND**

Number 67-13

BE IT RESOLVED that the Escrow Fund Deposit made pursuant to Article IV, Section 2.30 of the Land Development Ordinance by Ingrid P. Warmuth, MD. (Applicant) Stormwater Maintenance (Purpose of Deposit e.g. Site Plan Application) in the amount of \$1,143.20 be distributed and paid as follows:

\$ 1,143.20 To: Dr. Ingrid Warmuth

Motion Davis, seconded Zee that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

Letter of resignation from Michael Brent Hitchner, Jr., Fire Inspector position effective July 1, 2013 was read by the clerk.

Motion Williams, seconded Davis that the letter be accepted with regrets. Motion carried.

The following resolution was presented:

**RESOLUTION
APPOINTMENT OF BRENT HITCHNER
FIRE CODE INSPECTOR**

Number 68-13

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer, County of Salem and State of New Jersey that Timothy J. O'Donnell be appointed Fire Code Inspector for the Borough of Elmer for a term beginning July 1, 2013 through December 31, 2013.

Motion Williams, Davis Zee that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The following resolution was presented:

**RESOLUTION
MID-SALEM COURT UNCLAIMED MONIES**

Number 69-13

WHEREAS, THE Mid-Salem County Court, located in and operated through the Borough of Woodstown has issued check(s) on behalf of the Borough of Elmer which have not been negotiated; and

WHEREAS, the checks issued by the Mid-Salem County Municipal Court, more particularly identified in this Resolution, have been issued in connection with summons issued in the Borough of Elmer, and are stale and should be cancelled and voided; and

WHEREAS, this resolution is a result of a written request by the Mid-Salem County Court Administrator dated April 30, 2013 and this action was approved and read into the court record by the Honorable Judge John Casarow Jr., on April 25, 2013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer, County of Salem and State of New Jersey as follows:

1. The checks hereinafter listed and which were previously issued by the Mid-Salem County Municipal Court (regular account), on behalf of the Borough of Elmer are hereby cancelled and made void an of no effect:

Check No.	Summons #	Date Issue	Payee	Amount
4432	MSC 020493	9/16/2010	Rachel Brolow	\$ 3.00
4433	MSC 019990	9/16/2010	Rachel Brolow	\$11.00
4435	MSC 019283	9/28/2010	Daniel Pacana	\$ 1.00
4470	MSC 021366	12/21/2010	Romuido Colon	\$12.00
4498	MSC 021665	2/25/2011	Hector Acevedo	\$ 2.00
4503	MSC 021720	3/11/2011	Nisla Merrero	\$ 2.00
4526	MSC 022447	4/7/2011	Lestour Dew	\$ 1.00
4822	MSC 022649	11/9/2011	Alphafia Blount	\$ 2.00
4848	MSC 023841	12/20/2011	Marco Ayllon	\$ 4.00
4849	MSC 024441	1/10/2012	Nicole Dix	\$ 2.00
4907	MSC 025389	5/2/2012	Elver Hernandez	\$ 2.00
4918	MSC 025389	5/23/2012	Syeeda Reeves-Herrington	\$ 1.00
4947	MSC 026157	7/11/12012	John Malone	\$ 2.00
4961	MSC 026531	9/6/2012	Jose Garcia-Domingo	\$ 1.00
4972	MSC 026504	9/7/2012	Cleaver Graham-Walker	\$ 0.54
4975	MSC 027055	9/14/2012	Pavel Krivosheyer	\$ 4.00
4976	MSC 026948	9/14/2012	Jorge Vasquez	\$ 1.00
4990	MSC 025758	10/24/2012	Damion Johnson	\$ 1.00

A true copy of this Resolution shall be forwarded to the Chief Financial Officer of the Borough of Elmer and the Mid-Salem County Municipal Court, on behalf of the Borough of Elmer for their direction and guidance.

Motion Williams, seconded Davis that the resolutions be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

The following resolution was presented:

RESOLUTION

Number 70-13

E. C. P. BUSINESS MACHINES CONTRACT

BE IT RESOLVED by the Mayor and Borough Council that the Clerk be authorized to enter into an agreement with E.C.P. BUSINESS MACHINES for Police Computer Service for one starting July 29, 2013 and ending July 28, 2014 in the amount of \$169.00. This shall be charged to: Technology: OE in the 2013 Budget.

Motion Schneider, seconded Zee that the resolution be adopted as read. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

Clerk presented application for membership in the Elmer Fire Department for James C. Kelly, 16 Second Street, Elmer, NJ.

Motion Schneider, seconded Zee that application for membership in the Elmer Fire Department for James C. Kelly, 16 Second Street., Elmer, NJ be approved. Motion carried.

The following Ordinance was introduced by title only:

FIRST RESOLUTION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer, County of Salem, and State of New Jersey, that an Ordinance entitled **AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER, COUNTY OF SALEM, STATE OF NEW JERSEY REGULATING REPAIR AND MAINTENANCE OF EXISTING SIDEWALKS, DRIVEWAY APRONS AND HANDICAP ACCESS RAMPS WITHIN THE BOROUGH OF ELMER** be adopted on first reading, final hearing thereof be held on July 10, 2013 at 7:30 p.m., Borough Hall, Elmer, New Jersey, and that said Ordinance, together with Notice of Final Hearing, be published in the Elmer Times in accordance with law.

Motion Schneider, seconded Schalick that the resolution be adopted as read. Ayes – Schneider and Schalick. Nays – Davis, Williams and Zee. Motion not carried.

The following Ordinance was introduced by title only:

FIRST RESOLUTION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer, County of Salem, and State of New Jersey, that an Ordinance entitled **AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER, COUNTY OF SALEM, STATE OF NEW JERSEY REGULATING INSTALLATION OF SIDEWALKS AND HANDICAP ACCESS RAMPS UPON APPLICATION FOR CERTIFICATE OF OCCUPANCY WITHIN THE BOROUGH OF ELMER** be adopted on first reading, final hearing thereof be held on July 10, 2013 at 7:30 p.m., Borough Hall, Elmer, New Jersey, and that said Ordinance, together with Notice of Final Hearing, be published in the Elmer Times in accordance with law.

Motion Schalick, seconded Schneider that the resolution be adopted as read. Ayes – Schneider and Schalick. Nays – Davis, Williams and Zee. Motion not carried.

Tax/Water Collector report for the Month of May 2013 was presented.

Motion Zee, seconded Davis that the Tax/Water Collector report for May 2013 be received and filed. Motion carried

Treasurer's Reports for the month of May 2013, were presented and read.

Motion Williams, seconded Zee that the reports be received, filed and spread full upon the minutes. I Andrew M. Williams. Motion carried.

(Treasurer's Reports – See Pages 67 a in Minute Book)

The following bills were presented and read: (See pages 67 b in Minute Book)

Motion Davis, seconded Zee that the bills be paid and charged to their respective accounts. Ayes – Schneider, Davis, Schalick, Williams and Zee. Nays – None. Motion carried.

Mayor and Clerk's mail was presented for June 2013.

Motion Davis, seconded Zee that the correspondence be received and filed. Motion carried.

There being no further business, it was moved by Zee, seconded Schneider that the meeting be

adjourned. Motion carried.

June 12, 2013

Beverly S. Richards
Borough Clerk