

December 11, 2013

A Regular Meeting of the Borough Council convened in the Borough Hall at 7:30 p.m. with Mayor 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, Nolan, Schalick, Williams and Zee answered to the roll call. Absent – None.

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

Committee Reports: Public Safety, Buildings and Grounds, Streets, Water/Street Lights and Recycling/Solid Waste-Parks & Playgrounds.

President Schneider stepped out of the meeting.

The following resolution was presented by the Clerk:

**RESOLUTION  
PLANNING BOARD ESCROW FUND**

**Number 98-13**

BE IT RESOLVED that the Escrow Fund Deposit made pursuant to Article IV, Section 2.30 of the Land Development Ordinance by Southwick Properties (Applicant) Site Plan Review (Purpose of Deposit e.g. Site Plan Application) in the amount of \$2,807.00 be distributed and paid as follows:

\$2,807.00                      To: Fralinger Engineering

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

The following resolution was presented by the Clerk:

**RESOLUTION  
FIRE HOUSE SOFTWARE CONTRACT  
AFFILIATED COMPUTER SERVICES**

**Number 99-13**

BE IT RESOLVED by the Mayor and Borough Council that the Clerk be authorized to enter into an agreement with Affiliated Computer Services, PO Box 201322, Dallas, TX 75320-1322 for Software for the year 2014 in the amount of \$105.00. This shall be charged to Fire: OE in the 2013 Budget.

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

The following resolution was presented by the Clerk:

**RESOLUTION**  
**CANCELLATION OF ITEMS OF REVENUE AND APPROPRIATIONS**

**Number 100-13**

WHEREAS, the following items of revenue and appropriations included in the 2013 Local Municipal Water Budget and the 2013 General Budget will not be realized or expended:

Water Capital Outlay    \$15,000.00

Parks & Playgrounds: OE \$2,000.00

WHEREAS, it is necessary to formally cancel said items of revenue and appropriation; NOW THEREFORE,

BE IT RESOLVED, by the Council of the Borough of Elmer, that the above listed items be canceled from the 2013 Local Municipal Water Budget and the 2013 General Budget.

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

Motion Williams, seconded Zee that \$2,000.00 be transferred out of Streets and Roads: OE into the Snow Removal Trust Fund. Motion carried.

The following resolution was presented by the Clerk:

**RESOLUTION**

**Number 101-13**

**RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT**

**WHEREAS**, the Borough of Elmer (hereinafter “Local Unit”) has joined the Statewide Insurance Fund (hereinafter “Fund), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq*; and

**WHEREAS**, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the Fund; and

**WHEREAS**, the Fund has requested its members to appoint individuals or entities to that position; and

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Borough of Elmer in the County of Salem and State of New Jersey as follows:

1. The Borough of Elmer hereby appoints E. H. Sloan, Inc. as its local Risk Management Consultant.

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

The following resolutions were presented by the Clerk:

**STATEWIDE INSURANCE FUND**

**RESOLUTION APPOINTING FUND COMMISSIONER**

**Number 102-13**

**WHEREAS**, the Borough of Elmer (hereinafter “Local Unit”) is a member of the Statewide Insurance Fund (hereinafter “Fund), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*: and

**WHEREAS**, the Fund’s Bylaws require participating members to appoint a Fund Commissioner;

**NOW, THEREFORE, BE IT RESOLVED** by the governing Body of the Borough of Elmer that Joseph P. Stemberger is hereby appointed as the Fund Commissioner for the Local Unit; and

**BE IT FURTHER RESOLVED** that John Gasparon is hereby appointed as the Alternate Fund Commissioner for the Local Unit; and

**BE IT FURTHER RESOLVED** that the Local Unit’s Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

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

Clerk opened the following bid for Water Maintenance, Street Restoration and Service:

Garrison Enterprise, Vineland, NJ 08360

The following resolution was presented by the Clerk:

**RESOLUTION**

**GARRISON ENTERPRISE, INC. CONTRACT  
RESOLUTION**

**Number 103-13**

**WHEREAS**, the Chief financial officer of the Borough of Elmer, has furnished Certificate of Availability of Adequate Funds for the repairs and maintenance of the Borough of Elmer Water Distribution System.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Elmer, County of Salem and State of New Jersey, that

1. That quote of Garrison Enterprise, Inc., Vineland, New Jersey for the Hourly Personnel Rates and hourly Equipment Rates for the year 2014 be accepted.
2. That the Mayor and Borough Clerk of the Borough of Elmer, be authorized to enter into an agreement with Garrison Enterprise, Inc., Vineland, New Jersey, for the hourly rates as stated above.
3. Payment for repairs and maintenance hourly rates shall be charge to Water Utility - Operating: OE in the 2014 Budget.
4. Contract contingent to contractor providing Certificate of Employee Information Report or proper certification.

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

President Schneider returned to the meeting.

The following resolution was presented by the Clerk:

RESOLUTION

Number 104-13

DECEMBER TRANSFERS

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Elmer, County of Salem, and State of New Jersey that the following transfers be made in the appropriations for the year 2013.

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Engineer: OE	Finance: OE	\$ 25.00
Engineer: OE	Insurance-Liability: OE	\$ 500.00
Heating: OE	Unemployment & Disability Ins.: OE	\$ 60.00
Heating: OE	Health Ins. OPT-Out: OE	\$1,641.00
Land Use Board: OE	Technology: OE	\$ 65.00

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

President Schneider called up for second reading an Ordinance entitled:

**ORDINANCE # 2013-9**

**AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF COMCAST OF SOUTH JERSEY, LLC TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN ELMER, NEW JERSEY.**

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

Motion Davis, seconded Nolan 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 # 2013-9**

**AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF COMCAST OF SOUTH JERSEY, LLC TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN ELMER, NEW JERSEY.**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF ELMER BOROUGH, SALEM COUNTY, NEW JERSEY, AS FOLLOWS:**

**SECTION 1. PURPOSE OF THE ORDINANCE**

The municipality hereby grants to Comcast renewal of its non-exclusive Municipal Consent to place in, upon, across, above, over and under highways, streets, alleys, sidewalks, easements, public ways and public places in the municipality, poles, wires, cables, underground conduits, manholes and other television conductors, fixtures, apparatus and equipment as may be necessary for the construction, operation and maintenance in the Municipality of a cable television and communications system.

**SECTION 2. DEFINITIONS**

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. Such meaning or definition of terms is supplemental to those definitions of the Federal Communications Commission ("FCC") rules and regulations, 47 C.F.R. Subsection 76.1 et seq., and the Cable Communications Policy Act, 47 U.S.C. Section 521 et seq., as amended, and the Cable Television Act, N.J.S.A. 48:5A-1 et seq., and shall in no way be construed to broaden, alter or conflict with the federal and state definitions:

- a. "Borough" or "Municipality" is the Borough of Elmer, County of Salem, State of New Jersey.
- b. "Company" is the grantee of rights under this Ordinance and is known as Comcast of South Jersey, LLC.
- c. "Act" or "Cable Television Act" is Chapter 186 of the General Laws of New Jersey, and subsequent amendments thereto, N.J.S.A. 48:5A-1, et seq.
- d. "FCC" is the Federal Communications Commission.
- e. "Board" or "BPU" is the Board of Public Utilities, State of New Jersey.
- f. "Office" or "OCTV" is the Office of Cable Television of the Board.
- g. "Basic Cable Service" means any service tier, which includes the retransmission of local television broadcast signals as defined by the FCC.
- h. "Application" is the Company's Application for Renewal of Municipal Consent.
- i. "Primary Service Area" or "PSA" consists of the area of the Municipality currently served with existing plant as set forth in the map annexed to the Company's Application for Municipal Consent.

**SECTION 3. STATEMENT OF FINDINGS**

Public hearings conducted by the municipality, concerning the renewal of Municipal Consent herein granted to the Company were held after proper public notice pursuant to the terms and conditions of the Act and the regulations of the Board adopted pursuant thereto. Said hearings, having been fully open to the public, and the municipality, having received at said public hearings all comments regarding the qualifications of the Company to receive this renewal of Municipal Consent, the Municipality hereby finds that the Company possesses the necessary

legal, technical, character, financial and other qualifications and that the Company's operating and construction arrangements are adequate and feasible.

**SECTION 4. DURATION OF FRANCHISE**

The non-exclusive Municipal Consent granted herein shall expire 15 years from the date of expiration of the previous Certificate of Approval issued by the Board with a 10-year automatic renewal as provided by N.J.S.A. 48:5A-19 and 25, and N.J.A.C. 14:18-13.6.

In the event that the Municipality shall find that the Company has not substantially complied with the material terms and conditions of this Ordinance, the Municipality shall have the right to petition the OCTV, pursuant to N.J.S.A. 48:5A-47, for appropriate action, including modification and/or termination of the Certificate of Approval; provided however, that the Municipality shall first have given the Company written notice of all alleged instances of non-compliance and an opportunity to cure same within ninety (90) days of that notification.

**SECTION 5. FRANCHISE FEE**

Pursuant to the terms and conditions of the Act, the Company shall, during each year of operation under the consent granted herein, pay to the Municipality two percent (2%) of the gross revenues from all recurring charges in the nature of subscription fees paid by subscribers for cable television reception service in the Municipality or any higher amount permitted by the Act or otherwise allowable by law, whichever is greater.

**SECTION 6. FRANCHISE TERRITORY**

The consent granted under this Ordinance to the renewal of the franchise shall apply to the entirety of the Municipality and any property subsequently annexed hereto.

**SECTION 7. EXTENSION OF SERVICE**

The Company shall be required to proffer service to any residence or business along any public right-of-way in the Primary Service Area, as set forth in the Company's Application. Any extension of plant beyond the Primary Service Area shall be governed by the Company's Line Extension Policy, as set forth in the Company's Application.

**SECTION 8. CONSTRUCTION REQUIREMENTS**

**Restoration:** In the event that the Company or its agents shall disturb any pavement, street surfaces, sidewalks, driveways, or other surface in the natural topography, the Company shall, at its sole expense, restore and replace such places or things so disturbed in as good a condition as existed prior to the commencement of said work.

**Relocation:** If at any time during the period of this consent, the Municipality shall alter or change the grade of any street, alley or other way or place the Company, upon reasonable notice by the Municipality, shall remove, re-lay or relocate its equipment, at the expense of the Company.

**Removal or Trimming of Trees:** During the exercise of its rights and privileges under this franchise, the Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks or other public places of the municipality so as to prevent the branches of such trees from coming in contact with the wires and cable of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance of the Company's wire and cables.

## **SECTION 9. CUSTOMER SERVICE**

In providing services to its customers, the Company shall comply with N.J.A.C. 14:18-1, et seq. and all applicable state and federal statutes and regulations. The Company shall strive to meet or exceed all voluntary company and industry standards in the delivery of customer service and shall be prepared to report on it to the municipality upon written request of the Municipality Administrator or Clerk.

- a. The Company shall continue to comply fully with all applicable state and federal statutes and regulations regarding credit for outages, the reporting of same to regulatory agencies and notification of same to customers.
- b. The Company shall continue to fully comply with all applicable state and federal statutes and regulations regarding the availability of devices for the hearing impaired and the notification of same to customers.
- c. The Company shall use every reasonable effort to meet or exceed voluntary standards for telephone accessibility developed by the National Cable Television Association (NCTA).
- d. Nothing herein shall impair the right of any subscriber or the Municipality to express any comment with respect to telephone accessibility to the Complaint Officer, or impair the right of the Complaint Officer to take any action that is permitted under law.

## **SECTION 10. MUNICIPAL COMPLAINT OFFICER**

The Office of Cable Television is hereby designated as the Complaint Officer for the Municipality pursuant to N.J.S.A. 48:5A-26(b). All complaints shall be received and processed in accordance with N.J.A.C. 14:17-6.5. The Municipality shall have the right to request copies of records and reports pertaining to complaints by Municipality customers from the OCTV.

## **SECTION 11. LOCAL OFFICE**

During the term of this franchise, and any renewal thereof, the Company shall maintain a business office or agent in accordance with N.J.A.C. 14:18-5.1 for the purpose of receiving, investigating and resolving all local complaints regarding the quality of service, equipment malfunctions, and similar matters. Such a business office shall have a publicly listed toll-free telephone number and be open during standard business hours, and in no event (excepting emergent circumstances) less than 9:00 A.M. to 5:00 P.M., Monday through Friday.

## **SECTION 12. PERFORMANCE BONDS**

During the life of the franchise the Company shall give to the municipality a bond in the amount of twenty-five thousand (\$25,000.00) dollars. Such bond shall be to insure the faithful performance of all undertakings of the Company as represented in its application for municipal consent incorporated herein.

## **SECTION 13. SUBSCRIBER RATES**

The rates of the Company shall be subject to regulation as permitted by federal and state law.

## **SECTION 14. COMMITMENTS BY THE COMPANY**

- a. The Company shall provide Expanded Basic or a similar tier of cable television service on one (1) outlet at no cost to each qualified existing and future school in the Municipality, public and private, elementary, intermediate and secondary, provided the school is within 175 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the school requesting service.

- b. The Company shall provide Expanded Basic or a similar tier of cable television service at no cost on one (1) outlet to each qualified existing and future police, fire, Governors' Municipal Alliance for the Prevention of Substance Abuse facility, emergency management facility and public library in the Municipality, provided the facility is located within 175 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the Municipality.
- c. The Company shall provide free basic Internet service, via high-speed cable modem, to one (1) non-networked personal computer in each qualified existing and future public school in the Borough, elementary, intermediate and secondary, at no charge provided the facility is located within 175 feet of active cable distribution plant. The Internet service shall be installed on a personal computer that is accessible to the students and not for administrative use only.
- d. The Company shall provide free basic Internet access via high-speed cable modem on one (1) non-networked personal computer in each qualified existing and future public library at no charge provided the facility is located within 175 feet of active cable distribution plant. The Internet service shall be installed on a personal computer that is accessible to library patrons and not for administrative use only.
- e. The Communications Act of 1934, as amended [47 U.S.C. §543 (b)], allows the Company to itemize and/or identify: (1.) the amount on the subscriber bill assessed as a franchise fee and the identity of the governmental authority to which the fee is paid; (2.) the amount on the bill assessed to satisfy any requirements imposed on the Company by the cable franchise to support public, educational, and/or governmental access channels or the use of such channels; and (3.) any grants or other fees on the bill or any tax, assessment, or charge of any kind imposed by any governmental authority on the transaction between the operator and the subscriber. The Company reserves these external cost, pass-through rights to the extent permitted by law.
- f. Within six months of the issuance of a Renewal Certificate of Approval the Company shall provide to the Municipality a one-time Technology Grant in the amount of eight-thousand dollars (\$8,000) to help meet the technology and/or cable related needs of the community.

#### **SECTION 15. EMERGENCY USES**

The Company will comply with the Emergency Alert System ("EAS") rules in accordance with applicable state and federal statutes and regulations.

The Company shall in no way be held liable for any injury suffered by the municipality or any other person, during an emergency, if for any reason the municipality is unable to make full use of the cable television system as contemplated herein.

#### **SECTION 16. LIABILITY INSURANCE**

The Company shall at all times maintain a comprehensive general liability insurance policy with a single limit amount of \$1,000,000 covering liability for any death, personal injury, property damages or other liability arising out of its construction and operation of the cable television system, and an excess liability (or "umbrella") policy in the amount of \$5,000,000.

#### **SECTION 17. INCORPORATION OF THE APPLICATION**

All of the statements and commitments contained in the Application or annexed thereto and incorporated therein, and any amendment thereto, except as modified herein, are binding upon the Company as terms and

conditions of this consent. The Application and other relevant writings submitted by the Company shall be annexed hereto and made a part hereof by reference provided same do not conflict with applicable State or Federal law.

**SECTION 18. COMPETITIVE EQUITY**

Should the Municipality grant a franchise to construct, operate and maintain a cable television system to any other person, corporation or entity on terms materially less burdensome or more favorable than the terms contained herein, the Company may substitute such language that is more favorable or less burdensome for the comparable provision of this Ordinance subject to the provisions of N.J.A.C. 14:17-6.7.

**SECTION 19. SEPARABILITY**

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and its validity or unconstitutionality shall not affect the validity of the remaining portions of the Ordinance.

**SECTION 20. THIRD PARTY BENEFICIARIES**

Nothing in this Franchise or in any prior agreement is or was intended to confer third-party beneficiary status on any member of the public to enforce the terms of such agreements or Franchise.

**SECTION 21. EFFECTIVE DATE**

This Ordinance shall take effect immediately upon issuance of a Renewal Certificate of Approval from the BPU.

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 Davis, seconded Nolan that the public hearing be closed. Motion carried.

Clerk presented the following resolution:

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

The following resolutions were presented by the Clerk:

**RESOLUTION**

**Number 105-13**

**RESOLUTION TO REFUND PAYMENT OF  
WATER CONSTRUCTION FEES  
399 FRONT STREET, BLOCK 12 LOT 2.05**

**WHEREAS**, the Borough of Elmer charged \$7,869.00 for construction fees on Block 12 Lot 2.05, known as 399 Front Street and;

**WHEREAS**, this payment was received by the Tax Collection Office on 10/15/2013 and posted to their account, and;

**WHEREAS**, the CFO also received \$7,869.00 on December 4 and forwarded that payment to the construction vendor and;

**WHEREAS**, there now exists a duplicate payment for this service by the owner..

**NOW, THEREFORE, BE IT RESOLVED**, that the Tax Collector, is hereby authorized to refund the payment of \$7869.00 to:

Southwick Properties LLC  
1810 Chapel Ave West  
Cherry Hill, NJ 08002

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

Clerk presented application for use of the Elmer Borough Hall from the Alzheimer’s Association, Delaware Valley Chapter, 3 Eves Drive, Marlton, NJ 08053.

Motion Davis, seconded Nolan that the application from the Alzheimer’s Association be approved. Motion carried.

Clerk presented Terrorism Coverage Rejection Form from the Selective.

Motion Davis, seconded Nolan that the Terrorism Coverage Rejection Form be signed by the Clerk. Motion carried.

Clerk presented letter of resignation from R. Matthew Richards, OEM Coordinator effective December 31, 2013.

Motion Davis, seconded Zee that the letter be accepted with regret for a job well done. Motion carried. The following Ordinance was introduced by title only:

Motion Williams, seconded Davis that the Clerk be authorized to send a letter of intent to Upper Pittsgrove Township for Public Works Service Contract Renewal for 2014. Motion carried.

Report from Tax/Water Collector, Joanne Marone for the month of November 2013 was presented. Motion Zee, seconded Davis that the Tax Collector’s report be received and filed. Motion carried.

Treasurer’s Reports for the month of November 2013, were presented and read. Motion Williams, seconded Davis reports be received, filed and spread full upon the minutes. I state this Andrew M. Williams. Motion carried.

(Treasurer’s Reports – See Pages 33 a)

The following bills were presented and read: (See pages 33 b)

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

Clerk mail for the month of December 2013, was presented and read. Motion Zee, seconded Nolan that the correspondence be received and filed. Motion carried.

The following ordinance was introduced by title only:

**ORDINANCE 2014-1**

**BOROUGH OF ELMER COST RECOVERY ORDINANCE**

**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 **BOROUGH OF ELMER COST RECOVERY ORDINANCE** be adopted on first reading, that hearing thereof be held on January 8, 2014, at 7:30 p.m., Borough Hall, Elmer, New Jersey, and that Notice of Final Hearing, be published in the Elmer Times, in accordance with law.

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

Motion Davis, seconded Zee to waive fee for Presbyterian Church for minor subdivision application. Motion carried.

The following ordinance was introduced by title only:

**ORDINANCE NO. 2014-2**

**BOROUGH OF ELMER WATER SERVICE ORDINANCE**

**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 **BOROUGH OF ELMER WATER SERVICE RATE ORDINANCE** be adopted on first reading, that hearing thereof be held on January 8, 2014, at 7:30 p.m., Borough Hall, Elmer, New Jersey, and that Notice of Final Hearing, be published in the Elmer Times, in accordance with law.

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

The following ordinance was introduced by title only:

**ORDINANCE NO. 2014-3**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER, COUNTY OF SALEM, STATE OF NEW JERSEY CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “FIRE PREVENTION”**

**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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED "FIRE PREVENTION"** be adopted on first reading, that hearing thereof be held on January 8, 2014, at 7:30 p.m., Borough Hall, Elmer, New Jersey, and that Notice of Final Hearing, be published in the Elmer Times, in accordance with law.

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

The following ordinance was introduced by title only:

**ORDINANCE 2014-4**

**2014 SALARY ORDINANCE**

**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 2014 SALARY ORDINANCE be adopted on first reading, final hearing thereof be held at its regular meeting on January 8, 2014, 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 Zee, seconded Nolan that the resolution be adopted as read: Ayes – Schneider, Davis, Nolan, Schalick, Williams and Zee. Nays – None. Motion carried.

Motion Schneider, seconded Nolan to accept letter of resignation from Darla J. Timberman, CFO, effective December 31, 2013. Motion carried.

There being no further business, it was moved by Zee seconded Williams that the meeting be adjourned. Motion carried.

December 11, 2013

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Beverly S. Richards  
Borough Clerk



