

OF ELMER
REGULAR MEETING
March 12, 2014
AGENDA

(Final Agenda distributed at the meeting)

1. Call to order.
 2. Meeting open with invocation and pledge of allegiance.
 3. Roll call.
 4. Reading of the minutes of last regular meeting and all subsequent meetings.
 5. Reports of committees.
 6. Public Portion of meeting. Public Comments.
 - a. Joanne Marone-Tax/Water Collector
 - b.
 7. Old Business
 1. 2014-7 Amend 2014 Salary Ordinance
 - 2.
 8. New Business.
 - a. Resolutions:
 1. 43-14 Grecco-Farmland Prservation
 2. 44-14 Verdin Clock Contract
 3. 45-14 Emergency Temporary Budget
 4. 46-14 Escrow-Southwick
 5. 47-14 Cancelling Upper Plittsgrove Mum. Alliance Program-Temporary Budget
 6. 48-14
 7. 49-14
 8. 50-14
 9. 60-14
- 1st Reading of Ordinances:
1. 2014 Budget Introduction
 2. 2014-8 Adopting Code
 3. 2014-9 Wildlife Feeding
 4. 2014-10 Illicit Connections
 5. 2014-11 Disposal of Pet Waste
 6. 2014-12 Containerized Yard Waste
 7. 2014-13 Litter Control
 8. 2014-14 Improper Disposal of Waste
 9. 2014-15 Renewed Consent-South Jersey Gas
- c. Bills
 - d. Treasurer's Report
 - e. Mayor's & Clerk's Correspondence
 - f. Tax Collector Report
 - g. Discussion/Motions
 1. Cynthia A. Strang - Bonds
 - 2.
 - 3.
- Adjournment.

March 12, 2014

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

Committee reports were made at this time: Streets, Finance, Public Safety, Solid Waste/Parks and Playgrounds, Water/Street Lights.

Motion Zee, seconded Nolan that the last regular meeting (February 12, 2014) and all subsequent meetings be approved and that the reading of the minutes be dispensed with. Motion carried.

Joanne Eddy, Borough Tax/Water/Animal Collector reviewed the 2013 Tax Sale.

44 Elmer Borough CFO, Cynthia A. Strang and Carol Kiniry representing Ford, Scott Associates., the Borough Auditor presented the 2014 Municipal Budget for introduction. The tax rate will be a \$.03 cent increase over 2013.

The following resolution was presented:

RESOLUTION

2014 Budget Introduction (See page 79 a in Minute Book)

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

Michael Smith, CEO of R2L, Energy Efficient Light and Design addressed Council regarding replacing Borough lights with LED lights. Council asked that he get a breakdown of costs for each room in the Borough Hall and for the decorative street lights.

Councilman Schalick called up for second reading an Ordinance entitled:

ORDINANCE NO. 2014-7

ORDINANCE AMENDING SALARY ORDINANCE 2014-4 NUMBER 1

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

Motion Zee seconded Williams 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 2014-7

ORDINANCE AMENDING SALARY ORDINANCE 2014-4 NUMBER 1

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

The foregoing Ordinance is amended by the correction of the following:

A. ADMINISTRATIVE

(8) Tax Collector (was \$11,514.00) \$11,687.00 per year

2. If any section or provision of this Ordinance shall be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

3. All Ordinances, or parts of Ordinances, heretofore adopted and that are inconsistent with the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

3. This Ordinance shall be effective upon its final passage, adoption and publication in the manner prescribed by 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 Williams that the public hearing be closed. Motion carried.

Clerk presented the following resolution:

FINAL RESOLUTION

WHEREAS, an Ordinance **entitled ORDINANCE AMENDING SALARY ORDINANCE 2014-4 NUMBER 1** was introduced and passed first reading on February 12, 2014, and

WHEREAS, public hearing has been held thereon;

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 an Ordinance entitled **ORDINANCE AMENDING SALARY ORDINANCE 2014-4 NUMBER 1** be finally adopted and that notice of its adoption be published in the Elmer Times in accordance with law.

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

The following resolution was presented:

**BOROUGH OF ELMER
COUNTY OF SALEM AND STATE OF NEW JERSEY**

RESOLUTION

Number 43-14

RESOLUTION SUPPORTING FARMLAND PRESERVATION

WHEREAS, the Salem County Agriculture Development Board and the New Jersey State Agriculture Development Committee have given final approval to an application of the below named landowner to permanently preserve their land in the Borough of Elmer:

<u>Name</u>	<u>Block and Lot</u>	<u>Acres</u>
Dante Greco	Block 31, Lot 2	.09 net Acres

WHEREAS, the Borough of Elmer supports the permanent preservation of farmland as an economic and natural resource benefit to the residents of the Borough and the county, and;

WHEREAS, the purchase of this development right is important to existing preservation project areas;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Elmer supports the permanent preservation of the above named property;

RESOLUTION

Number 44-14

THE VERDIN COMPANY

BE IT RESOLVED by the Mayor and Borough Council that the Clerk be authorized to enter into an agreement with THE VERDIN COMPANY, 444 Reading Road, Cincinnati, OH 202 for maintenance for the year 2014 in the amount of a base cost of \$550.00 and additional costs as needed to be charged to Parks and Playgrounds: OE in the 2014 Budget.

**BOROUGH OF ELMER
COUNTY OF SALEM
RESOLUTION
Number 45-14**

WHEREAS, emergent conditions have arisen with respect to the need to appropriate monies to fund the operations of the Borough of Elmer as the 2014 budget has not yet been adopted and provisions made in the 2014 temporary appropriation resolution adopted January 8, 2014 are not sufficient for the aforesaid purpose and N.J.S. 40A:4-20 provides for the creation of emergency temporary appropriations for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions in the year 2014 pursuant to the provisions of Chapter 96, P. L. 1951 (N.J.S. 40A:4-20) including this resolution total \$27,700.00;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made for the following appropriations in the respective amounts listed, totaling \$27,700.00.

EMERGENCY TEMPORARY APPROPRIATIONS - 2014

<u>GENERAL GOVERNMENT</u>	<u>OTHER EXPENSES</u>	<u>TOTAL</u>
Tax Collector	\$ 500.00	\$ 500.00
Tax Assessment Administration	1,800.00	1,800.00

INSURANCE		
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Liability Insurance	6,000.00	6,000.00
Workers' Compensation	6,000.00	6,000.00
PUBLIC WORKS		
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Streets and Road Maintenance	12,000.00	12,000.00
HEALTH AND HUMAN SERVICES		
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Board of Health	100.00	100.00
FEDERAL AND STATE GRANT PROGRAMS		
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Municipal Alliance Program	1,300.00	<u>1,300.00</u>
TOTAL GENERAL APPROPRIATIONS		<u>\$ 27,700.00</u>

2. Said emergency temporary appropriations will be provided for in the 2014 budget under the respective appropriation titles listed above.
3. One certified copy of this resolution be filed with the Director of Local Government Services.

**RESOLUTION
PLANNING BOARD ESCROW FUND**

Number 46-14

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) Variance (Purpose of Deposit e.g. Site Plan Application) in the amount of \$459.75 be distributed and paid as follows:

\$459.75 To: Fralinger Engineering

**BOROUGH OF ELMER
COUNTY OF SALEM**

Number 47-14

**RESOLUTION CANCELLING CURRENT FUND
TEMPORARY BUDGET APPROPRIATION BALANCE**

WHEREAS the Borough of Elmer did adopt its 2014 temporary budget on January 8, 2014; and

WHEREAS the following temporary budget appropriation balance remains unexpended:

Municipal Alliance – Upper Pittsgrove After-School Program \$525.00
and

WHEREAS it is necessary to cancel said balance so that the temporary appropriation is not required to be included in the Borough 2014 budget;

NOW, THEREFORE, BE IT RESOLVED that the above listed unexpended balance be cancelled.

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

The following ordinances were introduced by title only:

**ORDINANCE 2014-8
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 ADOPTING A CODE OF ORDINANCES OF THE BOROUGH OF ELMER IN THE COUNTY OF SALEM, NEW JERSEY** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-9
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “WILDLIFE FEEDING”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-10
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “ILLCIT CONNECTIONS”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-11
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “DISPOSAL OF PET WASTE”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-12
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “CONTAINERIZED YARD WASTE”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-13
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “LITTER CONTROL”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-14
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 CREATING A NEW CHAPTER OF THE CODE OF THE BOROUGH OF ELMER ENTITLED “IMPROPER DISPOSAL OF WASTE”** be adopted on first reading, final hearing thereof be held on April 9, 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.

**ORDINANCE 2014-15
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 GRANTING RENEWED CONSENT AND PERMISSION TO SOUTH JERSEY GAS COMPANY TO USE THE PUBLIC STREETS TO FURNISH GAS FOR LIGHT, HEAT AND POWER IN THE BOROUGH OF ELMER, COUNTY OF SALEM AND STATE OF NEW JERSEY** be adopted on first reading, final hearing thereof be held on April 9, 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 Williams the resolutions be adopted. Ayes – Nolan, Schalick, Williams and Zee. Nays – None. Motion carried.

Clerk presented Bonds for Cynthia A. Strang, Bond # B1140393 for CFO General Fund and Bond # B1140360 for CFO Water Fund. Effective for the year 2014.

Motion Zee, seconded Nolan that the Bonds be received and filed. Motion carried.

Tax/Water Collector’s February 2014 report was presented: Motion Nolan, seconded Williams that the report be received and filed. Motion carried.

Treasurer’s Reports for the month of February 2014 were presented:

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

(Treasurer’s Reports – See Pages 84 a in Minute Book)

The following bills were presented and read: (See pages 84 b in Minute Book)

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

Clerk and Mayor’s mail for the month of March, 2014, was presented and read.

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

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

March 12, 2014

Beverly S. Richards,
Borough Clerk