

**BOROUGH OF GIBBSBORO
COUNCIL MEETING AGENDA
February 12, 2020
7:00 P.M.**

Meeting called to order at 7:00 P.M.

Pledge of Allegiance

Moment of Silence for Harry O'Neill, Jeanne Voorhis, and Frank Thatcher

Mayor Campbell read the Opening Statement "All the notice requirements of the Open Public Meeting Act have been complied with in full."

ROLL CALL

Present:

Councilman Mitch Brown
Councilman Jack Flynn
Councilman Ronald Rickert
Councilman Glenn Werner

Absent:

Councilman Fred Deterding
Councilman Michael MacFerren

Professionals: John P. Jehl, Borough Solicitor
Gregory Fusco, Borough Engineer

VOUCHERS

Motion to dispense reading and approve vouchers in the amount of **\$1,020,392.32**
Councilman Flynn, Second Councilman Rickert

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

ORDINANCES FOR FIRST READING None

ORDINANCES FOR SECOND READING

2020-01 A BOND ORDINANCE OF THE BOROUGH OF GIBBSBORO PROVIDING FOR DESIGN, CONSTRUCTION, RECONSTRUCTION AND INSPECTION OF IMPROVEMENTS TO WEST ROAD IN THE BOROUGH OF GIBBSBORO, COUNTY OF CAMDEN, AND APPROPRIATING \$300,000.00 AND AUTHORIZING THE ISSUANCE OF BONDS AND/OR NOTES IN THE AMOUNT OF \$95,000.00 AND \$5,000.00 DOWN PAYMENT FROM THE CAPITAL IMPROVEMENT FUND AND THE ACCEPTANCE OF \$200,000.00 FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF GIBBSBORO, IN THE COUNTY OF CAMDEN, NEW JERSEY AS FOLLOWS:

SECTION I

FEBRUARY 12, 2020

\$5,000 down payment is hereby appropriated from the Capital Improvement Fund and \$200,000.00 from the New Jersey Department of Transportation; for the design, construction and inspection of West Road in the Borough of Gibbsboro and the preliminary engineering studies, design, inspection and associated costs for the Borough of Gibbsboro, in the County Camden, New Jersey.

SECTION II

The capital budget of the Borough of Gibbsboro conforms to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program as approved by the Director of the Division of Local Government Service is on file with the Clerk and is available for public inspection.

For the financing of said improvements or purposes and to meet said \$300,000.00 appropriation not provided by application hereunder of said down payment of \$5,000.00 and the acceptance of aid in the amount of \$200,000.00, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$95,000.00 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds, and to temporarily finance said improvements or purposes, negotiable notes in a principal amount equal to said principal amount of bonds are hereby authorized to be issued pursuant to and within the limitations prescribed by said law.

SECTION III

- (A) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the design, construction, reconstruction and inspection of West Road as well as preliminary engineering studies within the Borough of Gibbsboro.
- (B) The estimated maximum amount of bonds or notes to be issued for said purposes is as stated in Section II.
- (C) The estimated cost of said purpose is equal to the amount of the appropriation herein made therefor, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of said down payment for said purposes.
- (D)

SECTION IV

The following additional matters are hereby determined, declared, recited and stated:

- (A) The said purposes described in Section III of this Bond Ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as a general improvement, and no part of the cost hereof has been or shall be specially assessed on property specially benefited thereby.
- (B) The period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is fifteen years (15).
- (C) The Supplemental Debt Statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance and said obligation authorized will be within all debt limitations prescribed by said Law.

FEBRUARY 12, 2020

- (D) An aggregate amount not exceeding \$20,000 for the items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

SECTION V

The Borough Council of the Borough of Gibbsboro is hereby authorized to apply and receive funding under the New Jersey Department of Transportation Grant Fund. Any funds obtained thereunder may be applied to the \$300,000.00 appropriation provided for in Section I hereof.

SECTION VI

The full faith and credit of the Borough of Gibbsboro are hereby pledged to the punctual payment of the principal and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the Borough for payment of said obligations and interest thereon without limitations of rate or amount.

SECTION VII

The Capital Budget is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistencies therewith and Resolutions promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as provided by the Division of Local Government Services, as on file with the Borough Clerk and is available for public inspection.

SECTION VIII

The Borough reasonably expects to reimburse itself from proceeds of the obligations authorized by this Ordinance for capital expenditures with respect to the projects initially paid for from current or other available funds of the Borough. This constitutes a declaration of "official intent" within the meaning of Treasury Regulations 1.103-18. The Borough hereby certifies that this declaration is reasonable on the date hereof in that:

- (A) It is consistent with the budgetary and financial circumstances of the Borough.
- (B) No funds (other than the proceeds of the obligations authorized by this Ordinance) are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside by the Borough pursuant to its budget and financial policies with respect to the capital expenditures to be reimbursed, and
- (C) The Borough does not have a pattern of failing to reimburse itself for capital expenditures actually paid and for which an official intent was declared, other than due to unforeseeable extraordinary circumstances beyond the Borough's control. The Borough acknowledges that in order to reimburse itself for capital expenditures incurred with respect to the projects, the obligations authorized by this Ordinance must be initially issued not later than one year after the later of the date the relevant capital expenditure is initially paid or the date the relevant capital improvement is placed into service.
- (D)

SECTION IX

This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

FEBRUARY 12, 2020

Public Comments on Ordinance: No comments

Motion to approve ordinance Councilman Flynn, Second Councilman Brown

Poll: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

RESOLUTIONS

2020-2-48 RESOLUTION AUTHORIZING SELF EXAMINATION OF 2020 BUDGET

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 Gibbsboro 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 2020 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Gibbsboro 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

FEBRUARY 12, 2020

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.

2020-2-49 RESOLUTION APPROVING CHANGE ORDER NO. 4 – RESTORATION OF HADDON AVENUE

WHEREAS, it was necessary to make changes in the scope of work to be done in completing Restoration of Haddon Avenue, from the Municipal Boundary to Gibbsboro-Clementon Road (C.R. 686) (Partially funded through the N.J.D.O.T. Municipal Aid Program, FY2018 and FY2019) in the Borough of Gibbsboro, County of Camden, State of New Jersey.

WHEREAS, Change Order No. 4 was developed to itemize and authorize those changes.

WHEREAS, certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order;

NOW, THEREFORE BE IT RESOLVED by the Borough of Gibbsboro that Change Order No. 4 is hereby authorized (Contract amount remains the same: \$507,186.00).

2020-2-50 RESOLUTION APPROVING CHANGE ORDER NO. 1 – FINAL, WINDOW RESTORATION AT THE HISTORIC LUCAS HOUSE

WHEREAS, it was necessary to make changes in the scope of work to be done in completing Phase 4 Window Restoration at the Historic Lucas House, 10 Gibbsboro-Clementon Road, in the Borough of Gibbsboro, County of Camden, State of New Jersey.

WHEREAS, Change Order No. 1 – Final was developed to itemize and authorize those changes.

WHEREAS, certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order;

NOW, THEREFORE BE IT RESOLVED by the Borough of Gibbsboro that Change Order No. 1 – Final is hereby authorized to revise the contract amount from \$129,267.40 to \$128,979.40.

2020-2-51 RESOLUTION APPROVING CHANGE ORDER NO. 3 – FINAL, CONSTRUCTION OF MULTI-PURPOSE PATH

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the Construction of a Multi-Purpose Path along the Northside of Haddonfield-Berlin Road (C.R. 561), from the Existing Path on the Northeast Corner of Eastwick Drive and

FEBRUARY 12, 2020

Haddonfield-Berlin Road (C.R. 561), funded through the N.J.D.O.T. Municipal Aid Program, FY2016 in the Borough of Gibbsboro, County of Camden, State of New Jersey.

WHEREAS, Change Order No. 3 – Final was developed to itemize and authorize those changes.

WHEREAS, certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order;

NOW, THEREFORE BE IT RESOLVED by the Borough of Gibbsboro that Change Order No. 3 – Final is hereby authorized and approval is hereby granted to revise the Contract amount from \$272,231.00 to \$228,498.64.

2020-2-52 RESOLUTION AMENDING RESOLUTION 2019-7-70 AUTHORIZING APPOINTMENT OF MUNICIPAL TAX ASSESSOR

BE IT RESOLVED by the Mayor and Council of the Borough of Gibbsboro, County of Camden, State of New Jersey, that Darlene Campbell was appointed Municipal Tax Assessor in the Borough of Gibbsboro on July 10, 2019 for the term to June 30, 2020; and

BE IT FURTHER RESOLVED that this appointment is for the term to June 30, 2020 and the term to June 20, 2024.

Public Comments on Pending Resolutions: No comments.

Motion to approve Resolutions Councilman Rickert, Second Councilman Flynn

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

MINUTES

Motion to dispense reading and approve minutes of 1/7/20 Councilman Werner, Second Councilman Brown

REPORT OF MUNICIPAL OFFICERS

Received:

Borough Clerk (x)

Construction Official (x)

Tax Collector (x)

Treasurer (x)

Compliance/Zoning Officer (x)

Risk Manager (x)

Police Department (x)

Sewer Clerk (x)

Court Clerk (x)

Engineer (x)

Fire Official (x)

COUNCIL COMMITTEE REPORTS

PUBLIC WORKS

COUNCILMAN RICKERT

Councilman Rickert reported that there are plans to replace the light fixtures in Borough

FEBRUARY 12, 2020

buildings with LED's and that the grants available for converting will cover most of the expense. Mr. Fusco is working with St. Andrews to obtain the necessary easement for the TAP Grant to extend the streetscape along that portion of Lakeview Drive. West Road will be the next major road improvement thanks to the recently received NJDOT grant. A request for quotes has been sent to a number of vendors for removal of a tree in Wynnwood. Weather reminders such as parking restrictions during snow have been placed in the most recent Town Crier.

PUBLIC EVENTS

COUNCILMAN BROWN

Councilman Brown reported that the Easter Egg Hunt is scheduled for April 4th, and the rain date is scheduled for April 11th.

INSURANCE

COUNCILMAN WERNER

Councilman Werner reported that there were no insurance claims in January. The JIF recommends that all employees and elected officials take online training with the MFL-Safety Institute. Anyone needing login setup assistance can contact Mr. Weiner or Mr. Kelly. The Gibbsboro Elementary School recognized Ms. Peggy Mason for 30 years of service. Fire and Police personnel were trained on Blood Borne Pathogens and Right-to-Know on 2/10/20. A training session for Borough Hall employees will also be made available. Work on the Emergency Operations Plan continues.

TRASH & RECYCLING/HEALTH

COUNCILMAN DETERDING

Mayor Campbell reported on behalf of Councilman Deterding that trash collection continues to miss a few houses each week. Additionally, Project Freedom will be equipped with three dumpsters.

RECREATION/L&I

COUNCILMAN MACFERREN

Mayor Campbell reported on behalf of Councilman MacFerren that Mr. Shepherd would like to give up the Building Subcode Official position. The position will therefore be advertised and interviews will be conducted. It will be a benefit to the Borough to have someone with more availability in this position.

POLICE/ENVIRONMENTAL/PLANNING BOARD

COUNCILMAN FLYNN

Councilman Flynn reported that Community Garden plot selection will take place on 2/18/20. Gibbsboro residents will receive preference, and non-residents will be treated on a first-come first-serve basis.

Officer Leadley is on light duty after an injury. The heat at the Police Station has needed to be repaired on three separate occasions. We will be borrowing a digital speed sign from Voorhees to assist with speeding concerns on Haddon Avenue.

For Planning Board, the Wawa site plan was approved, and work will begin once they obtain final approval from the County. Continental Plaza was also approved to increase their parking.

MAYOR'S REPORT

MAYOR CAMPBELL

Mayor Campbell reported that the Town Crier will be out this week. The Rabies Clinic will be held at the Gibbsboro Fire Hall on 2/22/20. Borough Planner, Brian Slaugh, is making updates to the Open Space Plan.

FEBRUARY 12, 2020

Motion to put written reports on file for one year Councilman Flynn, Second Councilman Brown

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

CORRESPONDENCE

To: Gibbsboro Planning & Zoning Board, received 1/29/2020
From: Pamela Guth
Re: Dumpster located at 69 Kirkwood Road
Action: Referred to Code Enforcement

To: Municipal Clerk, dated 1/28/2020
From: New Jersey American Water
Re: Approval to Change the Levels of its Purchased Water Adjustment Clause and
Purchase Wastewater Treatment Clause (BPU Docket No. WR19111465)
Action: Will be posted on Municipal bulletin board

To: Borough Clerk, dated 2/4/2020
From: Joseph T. Walsh, Assistant County Counsel for Camden County
Re: County of Camden vs. Borough of Gibbsboro
Training Cost for Officer Brian Hart
Action: Referred to MEL-JIF

To: Municipal Clerk, dated 2/5/2020
From: Atlantic City Electric
Re: Approval of Electric Base Rate Adjustment Pursuant to PowerAhead Program
(11/2019) BPU Docket No. ER19111434
Action: Will be posted on Municipal bulletin board

OLD BUSINESS

NEW BUSINESS

1. USE OF GIBBSBORO MUNICIPAL FACILITIES

Applicant: Gibbsboro School
Facility: Little League & Babe Ruth Fields
Date of Event: 3/1/19 – 6/15/19 3:30-6:30 p.m.
Fee & Bond Paid: Request Waiver

Applicant: Virtua
Facility: Babe Ruth Field
Date of Event: 3/31/20 – 6/25/20 (Tuesday, Wednesday & Thursday)
Fee & Bond Paid: \$975 (anticipated)

FEBRUARY 12, 2020

Applicant: American Legion Post 371
Facility: Cricket Field
Date of Event: 3/1/20-12/31/20, Sundays 9:00 AM-4:00 PM
Fee & Bond Paid: Request Waiver

Applicant: Gloucester County Women's Softball
Facility: Babe Ruth Field
Date of Event: 9/1/20-11/30/20, Sundays 9:00 AM-3:00 PM
Fee & Bond Paid: Request Waiver

Applicant: Lindsay Klapproth
Facility: Senior Recreation Center
Date of Event: 3/15/20, 11:00 AM-6:00 PM
Fee & Bond Paid: \$300 Fee (anticipated)/\$100 Bond (paid)

Motion to approve use of the Municipal Facilities Councilman Werner, Second Councilman Brown

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

2. COUNCIL COMMITTEES

Councilman Rickert expressed interest in serving on the Buildings & Grounds/Public Works committee, and Councilman Brown expressed interest in joining the committee for Police & Public Safety. There are a number of Economic Development Committees that can be created for upcoming development possibilities which would allow each member of Council to serve on one or two. Committee assignments will be revisited and determined at the regular March Council Meeting.

3. PURCHASE OF COMPUTERS & COMPUTER EQUIPMENT

There is a need to update the computers in Borough Hall to Windows 10. Ray Douglas of Source One provided a list of quotes for equipment, software, and labor to update the computers in Borough Hall. Competitive quotes will be compiled and presented at the regular March Council Meeting for Council approval.

4. HEAT AT POLICE DEPARTMENT

As Councilman Flynn mentioned in his report, the heat at the Police Station has needed repair three times this winter. Atmostemp recommended installing a furnace and quoted a price of \$5516.00. Since the Police Station will have to be vacated when Sherwin Williams remediates the property, Council will approve a bond ordinance to improve the building at that time.

5. PURCHASE OF SALT SPREADER

FEBRUARY 12, 2020

Laurel Lawn Mower Services Inc.	\$5458.60
Franklin Trailers Inc.	\$5609.00
DeJana Truck Equipment	\$5890.00

Motion to award up to \$5500 for a State Contract Councilman Rickert, Second Councilman Werner

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

6. EDUCATION REIMBURSEMENT REQUEST

Employee:	Michael Kelly
Position:	Emergency Management Coordinator
Course Title:	NJEPA Conference
Location/Dates:	Harrah's Atlantic City, May 4-8, 2020
Cost:	\$125.00 Registration, \$83 One-night hotel stay

Motion to approve request Councilman Brown, Second Councilman Werner

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

7. PARKING AT CUL-DE-SAC AND BERLIN ROAD

Problems continue with parking at the Berlin Road cul-de-sac as well as portions of United States Avenue. There is also a problem with dumping along United States Avenue and tractor trailers on Old Egg Harbor Road and Haddon Avenue. Better ordinances are needed to address these issues.

8. 2020 BUDGET

The budget will be introduces at the regular March Council Meeting.

9. 2020 CALENDAR OF EVENTS/COMMUNITY CLEANUP

The 2020 Calendar of events was distributed and will be finalized at the regular March Council Meeting.

2020-2-53 RESOLUTION PERMITTING THE EXCLUSION OF THE PUBLIC FROM A PORTION OF THE BOROUGH COUNCIL MEETING TO DISCUSS LITIGATION

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231, permits the exclusion of the public from a portion of a regularly scheduled meeting in certain circumstances, and

FEBRUARY 12, 2020

WHEREAS, the Mayor and the Borough Council of the Borough of Gibbsboro is of the opinion that such circumstances presently exist; and

WHEREAS, the Mayor and the Borough Council of the Borough of Gibbsboro wishes to discuss litigation in which the Borough Council is a party requiring attorney-client privilege regarding Brandywine and Affordable Housing.

NOW THEREFORE BE IT RESOLVED that the public be excluded from a portion of the February 12, 2020 Borough Council meeting wherein no official action will be taken.

Motion to approve Resolution and enter Closed Session Councilman Werner, Second Councilman Flynn

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Aye

CLOSED SESSION

Motion to return to open session Councilman Rickert, Second Councilman Flynn

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Absent*

*Councilman Werner left before the conclusion of Closed Session

2020-2-54 RESOLUTION AUTHORIZING THE COUNCIL PRESIDENT TO EXECUTE AN AGREEMENT WITH BRANDYWINE

Resolution not adopted.

INFORMATIONAL

1. Next Regular council meeting is March 11, 2012 at 7:00 P.M.
2. Rabies Clinic will be held February 22, 2020 at the Gibbsboro Fire Hall from 9:00-11:00 A.M.

PUBLIC COMMENT

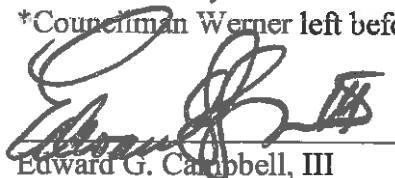
Dennis Deichert, 34 West Clementon Road. Speeding continues on Haddon Avenue.

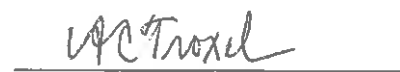
ADJOURNMENT

Motion to adjourn Councilman Rickert, Second Councilman Brown

Vote: M.B. Aye F.D. Absent J.F. Aye M.M Absent R.R Aye G.W. Absent*

*Councilman Werner left before the conclusion of Closed Session


Edward G. Campbell, III
Mayor


Amy C. Troxel
Acting Borough Clerk