

**CITY OF SALEM
MINUTES OF THE COMMON COUNCIL MEETING
OF SEPTEMBER 19, 2016**

A meeting of the Common Council of the City of Salem was called to order President-Pro Temp Charlie Hassler. The meeting took place at the 1 New Market Street at 7:00 p.m. The meeting was opened with the Pledge of Allegiance. Present: Councilpersons, Earl Gage, Vaughn Groce, Horace Johnson, Sharon Kellum, and Lydia Thompson. Also in attendance were Mayor Charles Washington, Solicitor David Puma, CFO David Crescenzi, and City Clerk Tierra M. Jennings. Councilwoman Ruthann Carter and Council President Karen Roots were absent.

INVOCATION Pastor John King-1st Presbyterian Church

STATEMENT OF THE OPEN PUBLIC MEETINGS ACT

NOTICE OF THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM, AS REQUIRED BY N.J.S.A. 10:4-6 ET SEQ., THE "OPEN PUBLIC MEETINGS ACT", HAS BEEN PROVIDED BY THE PUBLIC ADVERTISEMENT OF A SCHEDULE ADOPTED BY RESOLUTION ON JANUARY 1ST, 2016 SETTING FORTH THE TIME, DATE AND PLACE OF ALL THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM.

APPROVAL OF PAYMENT OF BILLS

Motion made by Councilman Groce and seconded by Councilwoman Thompson. All in favor. Motion carried 6-0.

APPROVAL OF MINUTES

Motion made by Councilman Gage and seconded by Councilman Groce to adopt the minutes of AUGUST 15, 2016 Open and Closed Session Minutes. All in favor. Motion carried 6-0.

COMMUNICATION/APPLICATION/REPORTS

Mayor Washington administered the Oath of Office to new Police Officer David Damauro, who was accompanied by Police Chief John Pelura and Lt. Christopher Pew.

Councilman Gage motioned to approve an Entertainment Application for Robert Brown to have mini-concert on October 8th, 2016 from 4:30-6:30pm. Councilman Groce seconded the motion, and all were in favor. Motion carried 6-0.

INTRODUCTIONS OF ORDINANCES FOR FIRST READING

**ORDINANCE 1610
AN ORDINANCE AMENDING CHAPTER 225, SECTION 37 HANDICAPPED
PARKING ZONE, FOR A HANDICAPPED PARKING SIGN TO BE PLACED AT 140
CARPENTER STREET**

BE IT HEREBY ORDAINED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey, that Chapter 225, Section 37, Schedule "11" be amended as follows:
A Handicapped Parking Sign be placed at 140 Carpenter Street, the residence of Irene Slaughter.

Motion made by Councilman Johnson and seconded by Councilwoman Thompson. All in favor.
Motion carried 6-0.

NOTICE is hereby given that the foregoing Ordinance was introduced and passed at the meeting of the Common Council of the City of Salem on September 19, 2016 and further said Council will hold a hearing and consider said ordinance for final passage at a meeting to be held on October 3, 2016 at 7:00 p.m. at the Salem City Municipal Building at which time all persons interested may appear for or against the passage of said Ordinance.

ORDINANCE 1611
AN ORDINANCE AMENDING CHAPTER 225, SECTION 37 HANDICAPPED
PARKING ZONE, FOR A HANDICAPPED PARKING SIGN TO BE PLACED AT 211
JOHNSON STREET

BE IT HEREBY ORDAINED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey, that Chapter 225, Section 37, Schedule "11" be amended as follows:

A Handicapped Parking Sign be placed at 211 Johnson Street, the residence of Joyce Saunders.

Motion made by Horace Johnson and seconded by Councilwoman Lydia Thompson. All in favor.
Motion carried 6-0.

NOTICE is hereby given that the foregoing Ordinance was introduced and passed at the meeting of the Common Council of the City of Salem on September 19, 2016 and further said Council will hold a hearing and consider said ordinance for final passage at a meeting to be held on October 3, 2016 at 7:00 p.m. at the Salem City Municipal Building at which time all persons interested may appear for or against the passage of said Ordinance.

INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION

RESOLUTION 2016-136
A RESOLUTION CERTIFYING THE 2015 ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year ended December 31, 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled Findings and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled Findings and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of Salem, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Motion made by Councilman Johnson and seconded by Councilman Groce to approve Resolution 2016-136. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-137**

**A RESOLUTION ACCEPTING THE PROPOSAL OF KLEINFELDER ENGINEERING
TO ASSIST THE CITY WITH SERVICES RELATED TO NJDEP REQUIRED
ANNUAL PCB TESTING FOR THE WASTE WATER TREATMENT PLANT**

WHEREAS, after engaging in the Fair and Open Process, on or about January 1, 2016 the City of Salem entered into a Professional Services Agreement with KLEINFELDER Engineering Municipal Water Engineering services for the City of Salem; and

WHEREAS, KLEINFELDER at the request of the City's Water Superintendent has submitted an August 15, 2016 proposal for a \$9000.00 budget for the above referenced scope of services to be performed under the existing Professional Service Agreement between the City of Salem and KLEINFELDER; and

WHEREAS, acceptance of the proposal was recommended by the City's Sewer Superintendent and the Public Works Committee after review of same;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Common Council of the City of Salem, County of Salem, and State of New Jersey hereby authorize KLEINFELDER proceed with the proposal and the appropriate City Officials are hereby authorized, empowered and directed to execute the proposal and take such any and all other such actions as are necessary to proceed with the project there under.

Motion made by Councilman Johnson and seconded by Councilman Groce to approve Resolution 2016-137. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-138
APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES FOR ALCOHOLIC
BEVERAGES FOR YEAR 2015-2016**

WHEREAS, the following entity has applied to the City of Salem for renewal of Plenary Retail Consumption Licenses to sell alcoholic beverages for the year commencing July 1st, 2015 and ending June 30th, 2016 on premises set forth in said application; and

WHEREAS, the entity has received Special Ruling from the Division of ABC of the State of New Jersey for year 2015-2016.

WHEREAS, the hereinafter named entities, the applicants have complied with the requirements provided by law for the obtaining of such Plenary Retail Consumption Licenses;

WHEREAS, no objections have been made to the granting of such licenses to said applicants, and the City Clerk has made careful examination of the applications for renewal, and finding the same to be in proper order and knowing of no reason why the licenses should not be granted;

NOW THEREFORE BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the hereinafter named applicants be hereby granted Plenary Retail Consumption

Licenses, as numbered in this resolution, to sell alcoholic beverages on the premises stated, for the period commencing July 1st, 2015 and expiring June 30th, 2016 subject to law and regulations:

<u>APPLICANT</u>	<u>PREMISES</u>	<u>LICENSE NO.</u>
MANNINGTON MILLS INC. 75 Mannington Mills Rd. Salem, NJ 08079	POCKET LICENSE	1712-33-004-005

BE IT FURTHER RESOLVED, that Tierra M. Jennings, City Clerk be and hereby is designated as the person authorized to issue the aforesaid licenses on behalf of the City of Salem; and

BE IT FURTHER RESOLVED, that the City Clerk forward the applications and payments, along with a certified copy of this resolution to the Director of the New Jersey Division of Alcoholic Beverage Control, in accordance with the Director's instructions.

LICENSE FEE CHARGED: \$600.00-CITY \$200.00-STATE

Motion made by Councilman Johnson and seconded by Councilman Groce to approve Resolution 2016-138. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-139
APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES
FOR ALCOHOLIC BEVERAGES FOR YEAR 2016-2017**

WHEREAS, the following entity has applied to the City of Salem for renewal of Plenary Retail Consumption Licenses to sell alcoholic beverages for the year commencing July 1st, 2016 and ending June 30th, 2017 on premises set forth in said application; and

WHEREAS, the entity has received Special Ruling from the Division of ABC of the State of New Jersey for year 2016-2017.

WHEREAS, the hereinafter named entities, the applicants have complied with the requirements provided by law for the obtaining of such Plenary Retail Consumption Licenses;

WHEREAS, no objections have been made to the granting of such licenses to said applicants, and the City Clerk has made careful examination of the applications for renewal, and finding the same to be in proper order and knowing of no reason why the licenses should not be granted;

NOW THEREFORE BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the hereinafter named applicants be hereby granted Plenary Retail Consumption Licenses, as numbered in this resolution, to sell alcoholic beverages on the premises stated, for the period commencing July 1st, 2015 and expiring June 30th, 2016 subject to law and regulations:

<u>APPLICANT</u>	<u>PREMISES</u>	<u>LICENSE NO.</u>
MANNINGTON MILLS INC. 75 Mannington Mills Rd. Salem, NJ 08079	POCKET LICENSE	1712-33-004-005

BE IT FURTHER RESOLVED, that Tierra M. Jennings, City Clerk be and hereby is designated as the person authorized to issue the aforesaid licenses on behalf of the City of Salem; and

BE IT FURTHER RESOLVED, that the City Clerk forward the applications and payments, along with a certified copy of this resolution to the Director of the New Jersey Division of Alcoholic Beverage Control, in accordance with the Director's instructions.

LICENSE FEE CHARGED: \$600.00-CITY \$200.00-STATE

Motion made by Councilman Johnson and seconded by Councilman Gage to approve Resolution 2016-139. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-140**

**A RESOLUTION AUTHORIZING TRIAD ASSOCIATE TO PROCEED WITH
PROJECT FOR THE CITY OF SALEM USDA EMERGENCY AND IMMINENT
COMMUNITY WATER ASSISTANCE GRANTS PROGRAM EMERGENCY WATER
WELL**

WHEREAS, after engaging in the Fair and Open Process, on or about January 1, 2016 the City of Salem entered into an Agreement with TRIAD ASSOCIATES for grant writing services for the City of Salem; and

WHEREAS, the City requested TRIAD ASSOCIATES to assist in the preparation and filing of an application under the existing Professional Service Agreement (FY2016 General Services Agreement); and

WHEREAS, the Principal desires to engage the professional services of Consultant as described in "Exhibit A-Description of Project and Scope of Services" (the "Services") attached and made part of this agreement and

WHEREAS, TRIAD ASSOCIATES has agreed that for all services rendered by TRIAD Associates in connection with the application including those set forth on Exhibit "A" hereto; TRIAD will be paid a total compensation of \$20,950.00 as set forth on Exhibit "B" ;

WHEREAS, the Consultant is willing to perform the Services for the Principal upon the terms and conditions stated in the Agreement

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Common Council of the City of Salem, County of Salem, and State of New Jersey hereby authorize TRIAD ASSOCIATES to proceed with the project for the City of Salem under the USDA Emergency and Imminent Community Water Assistance Grant; and the appropriate City Officials are hereby authorized, empowered and directed to take any and all actions as are necessary to proceed hereunder.

Motion made by Councilman Johnson and seconded by Councilman Gage to approve Resolution 2016-140. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-141**

A RESOLUTION TO AMEND THE 2016 MUNICIPAL BUDGET

WHEREAS, the local municipal budget for the year 2016 was approved on the 17th day of March 2016 and

WHEREAS, the public hearing on said budget has been held as advertised and

WHEREAS, it is desired to amend said approved budget

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Salem, County of Salem that the following amendments to be approved budget of 2016 be made

Motion made by Councilman Johnson and seconded by Councilman Gage to approve Resolution 2016-141. All in favor. Motion carried 6-0.

**CITY OF SALEM
RESOLUTION 2016-142**

**A RESOLUTION TO ADOPT THE AMENDED 2016 BUDGET FOR
THE CITY OF SALEM**

BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the attached is hereby adopted as the City's 2016 Amended Budget.

Motion made by Councilman Johnson and seconded by Councilman Gage to approve Resolution 2016-142. All in favor. Motion carried 6-0.

COMMITTEE REPORTS

Administration: (Roots, Hassler, Johnson, Carter) No report

Public Safety: (Gage, Roots, Hassler, Carter) New Officer David Damauro to be sworn in on September 19, 2016 by Mayor Washington.

Public Works: (Groce, Roots, Hassler, Gage) Pumps need to be serviced

Human Services: (Hassler, Gage, Groce, Thompson) Vacant Properties- City is looking into going to the next phase. Future Systems has done a great job with cleaning up the properties.

Neighborhood Initiatives/ Community Service: (Thompson, Johnson, Roots, Carter)
Planning to have a Clean-Up Day on November 26, 2016.

City Property/Capital: (Carter, Hassler, Thompson, Roots) City awarded \$250,000 Demolition Loan to take down abandoned properties. They have already been identified. Also, Oak Street project is still on hold until Governor comes to agreement. City to look into other Street Projects in 2017.

MAYORAL COMMENTS

Mayor stated that the City is doing a good job with enhancing the qualities of life. Redevelopment of our Port district as well as newly projected County Courthouse. A meeting was held with Board of Chosen Freeholders to discuss the initiatives and received attention of our County government. They requested that the City send a summary of Redevelopment request

Mayor stated that the City has a plan and a vision for the people and hopes to continue to receive support. There will also be a League of Municipalities dinner held on September 22, 2016 with guest speaker, Whitney White, of GISL.

Mayor also pointed out that Steve Walsh will be leaving his position at Remington and Vernick. He wishes him the best of luck for his future.

NEW BUSINESS None

OLD BUSINESS None

PUBLIC PORTION

Greg Bell 34 Pearl Street- He stated that he lives at 284 Pearl Street. His place is a duplex that also houses 286 Pearl Street. 286 Pearl Street has been abandoned for quite some time and wondered if anything would be done about it. A tour was given of the property but that is last he heard about it.

Joy Coleman Van Meter Terrace- Ms. Coleman asked about the Economic Development Meeting to the Mayor. She stated that the economy is effecting the City but does not want to lose sight. She stated that we should all be working together to come up with a solution. She also wanted to inquire about Broadway/Front Street building (which she thought was a junkyard) which the City stated that is being worked on.

RESOLUTION 2016-143

**A RESOLUTION AUTHORIZING A CLOSED SESSION OF THE COMMON COUNCIL
OF THE CITY OF SALEM**

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12b permits a public body to go into a closed session during a public meeting to discuss certain matters;

WHEREAS, the City Council has determined that it is necessary to go into a closed session to discuss certain matters relating to the items as permitted by N.J.S.A. 10:4-12b

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Salem that the Council will go into closed session to discuss the following, in accordance with the aforesaid provisions of the Open Public Meetings Act, after which it will reconvene in the public:

a. LITIGATION

BE IT FURTHER RESOLVED that the minutes of the closed session will be made available to the public when the need for privacy no longer exists.

With a Motion by Councilman Gage, seconded by Councilman Groce, and all in favor, Council came out of Closed Session at 8:15pm.

ADJOURNMENT

With no further business before Council, Councilman Gage motioned to adjourn the meeting, Councilman Groce seconded. Motion carried unanimously. The council meeting ended at 8:25pm.