

JUNE 21, 2010

PAULSBORO, N.J.

5:00 P.M.

WORK SESSION MEETING

Council Chamber:

Council President Haynes presided at a Work Session Meeting of Council held on the above date and place.

Members present were: Haynes, Hamilton, Kidd, Tedeski. Absent: Mayor Burzichelli, Councilmen Giovannitti, Morina, Administrator Salvatore and Borough Clerk VanScoy.

Council President Haynes called the meeting to order.

Council President Haynes read the opening statement regarding the Open Public Meetings Act.

Council President Haynes opened the floor to the public.

Mrs. Ann Good, 1101 Spruce Street, and Mrs. Shirley Chandler, 1014 Spruce Street, discussed the noise on Spruce Street.

Council President Haynes stated the Police Department is reviewing the issue.

Councilman Kidd stated the children need something to do.

Mrs. Good stated it isn't just the kids, it is adults there.

There was a discussion between Councilman Kidd, Chief Grogan and Mrs. Good regarding the police presence on the streets.

Tyesha Scott, 10 West Adams Street, stated it is the people coming into the Borough that doesn't live in the Borough that are causing the problems.

Minutes of a Special Meeting held on June 1, 2010 at 5:00 p.m. Hamilton moved and Tedeski seconded to receive, file and approve the above minutes. All were in favor of the motion.

Minutes of a Regular Meeting held on June 1, 2010 at 7:00 p.m. Hamilton moved and Tedeski seconded to receive, file and approve the above minutes. All were in favor of the motion.

R. #104.10: RESOLUTION PROVIDING FOR THE PAYMENT OF THE BILLS OUT OF THE 2010 TEMPORARY BUDGET. Hamilton moved and Tedeski seconded to pay all bills properly signed and adopt R. #104.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

R. #105.10: RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE GLOUCESTER, SALEM, CUMBERLAND COUNTIES MUNICIPAL JOINT INSURANCE FUND. Hamilton moved and Tedeski seconded to adopt R. #105.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

R. #106.10: RESOLUTION AUTHORIZING A UTILITY EASEMENT AGREEMENT BETWEEN THE BOROUGH OF PAULSBORO AND ATLANTIC CITY ELECTIC FOR THE PAULSBORO WATER TREATMENT PLANT FOR BLOCK 118, LOT 13. Hamilton moved and Tedeski seconded to adopt R. #106.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

R. #107.10: RESOLUTION AWARDDING CONTRACT TO ATLANTIC ELECTRIC COMPANY OF CAPE MAY COURT HOUSE, NEW JERSEY FOR THE PURCHASE OF EIGHTEEN (18) STREETLIGHTS FOR THE TRANSPORTATION ENHANCEMENT PROGRAM CENTRAL BUSINESS DISTRICT REVITALIZATION PHASE II IN THE BOROUGH OF PAULSBORO. Hamilton moved and Tedeski seconded to adopt R. #107.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

Council President Haynes stated he will have to abstain on several of the renewals, therefore, Council will go through the ones that can be voted upon by the Council members present and then telephone those members not in attendance for their vote on the rest of the renewals.

R. #109.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A CLUB LICENSE #0814-31-020-001 GEORGE D. PATTON, JR. VFW POST 678 T/A GEORGE D. PATTON POST 678. Kidd moved and Hamilton seconded to adopt R. #109.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

R. #111.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A CLUB LICENSE #0814-31-024-002 CARMEL S. MORINA #2580 SONS OF ITALY IN AMERICA T/A CARMEL S. MORINA LODGE #2580 OF SONS OF ITALY IN AMERICA. Hamilton moved and Tedeski seconded to adopt R. #111.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

R. #112.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A CLUB LICENSE #0814-31-017-001 GREATER PAULSBORO LODGE 575 I.B.P.O.E. OF W., INC. T/A GREATER PAULSBORO LODGE 575 I.B.P.O.E. OF W., INC. Hamilton moved and Tedeski seconded to adopt R. #112.10. Roll call: Ayes: Haynes, Hamilton, Kidd,

Tedeski. Nays: None. Motion carried.

R. #113.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL DISTRIBUTION LICENSE #0814-44-002-005 NANI, LLC T/A BURT'S LIQUORS. Hamilton moved and Tedeski seconded to adopt R. #113.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. Motion carried.

R. #114.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL DISTRIBUTION LICENSE #0814-44-007-006 RINAL AND MANU, INC. T/A HANY'S LIQUORS. Hamilton moved and Tedeski seconded to adopt R. #114.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. Motion carried.

R. #115.10 RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-001-004 BADDTHEO, INC. T/A FRANK'S PUB. Hamilton moved and Tedeski seconded to adopt R. #115.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. Motion carried.

R. #117.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-006-008 AMY J. BERTH T/A ALIBI INN. Hamilton moved and Kidd seconded to adopt R. #117.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. Motion carried.

R. #118.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-013-011 STEFANO CORP. OF NEW JERSEY, INC. T/A NINO GERVASI RESTAURANT. Hamilton moved and Tedeski seconded to adopt R. #118.10 with the same conditions. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski.

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R. #119.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-009-005 JOLLY RAJ, INC. T/A NONE ON FILE. Hamilton moved and Tedeski seconded to adopt R. #119.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. Motion carried.

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R. #120.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-016-010 PPN INVESTMENT CORPORATION T/A ROCKING STONE IRISH PUB & GRILL.

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Solicitor DeTitto stated the Chief has made a recommendation that this license not be renewed.

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Chief Grogan stated that was correct because recently an inspection was conducted with NJABC personnel and they advised the Police that there is pending action against the bar. Based on that, they asked the Police Department to speak with the Governing Body to deny the renewal and that the bar could on an ad interim monthly basis receive an extension to operate without the Borough renewing the license. Once the NJABC puts into effect what their violations are going to be then the Borough can reinstate or renew the license upon

completion of NJABC's investigation and a penalty is assessed.

- Solicitor DeTitto questioned if the State would be granting them the monthly interim approval.

- Chief Grogan answered that NJABC stated it would be no problem. The ownership at the Rocking Stone is fully aware as well as the Borough Clerk and they understand what they have to do in order to continue to operate and as far as he knows they are going to do that. They were assured they would be given their ad interim and then have the ability to continue operation until the investigation is complete.

- Council President Haynes asked if Council denies the renewal, will they be able to continue to operate the bar?

- Chief Grogan stated yes, that is what he was told.

- Councilman Kidd questioned if the State, in turn, will let the Council know.

- Chief Grogan stated yes as soon as the State renders a decision they will notify the Borough and then at that point the Borough will know if there is a suspension period.

- Council President Haynes didn't feel comfortable denying this license due to his brother running another establishment in the town.

- Solicitor DeTitto stated if Council President Haynes felt uncomfortable then he could abstain.

- His Resolution was held until other Council Members are telephoned for their vote.

- Memo from Lisa Morina, Gloucester County Department of Economic Development, regarding Urban County Qualification Process – Participation in the Gloucester County Community Development Block Grant Program (CDBG) Fiscal Years 2011, 2012 and 2013. Hamilton moved and Tedeski seconded to receive and file the memo. All were in favor of the motion.

- **R. #121.10: RESOLUTION APPROVING THE EXTENSION OF AN INTERLOCAL SERVICES AGREEMENT as amended and now known as a Shared Service Agreement BETWEEN THE BOROUGH OF PAULSBORO AND THE COUNTY OF GLOUCESTER FOR THE PARTICIPATION IN THE CDBG GRANT PROGRAM AND HOME INVESTMENT PARTNERSHIP PROGRAMS FOR FISCAL YEAR 2011-2013, INCLUSIVE.** Hamilton moved and Tedeski seconded to adopt R. #121.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

- Letter from Maria DeTitto, Angelini, Viniar & Freedman, regarding Borough Ordinance,

Chapter 31A, Code of Ethics. Hamilton moved and Tedeski seconded to receive and file the letter. All were in favor of the motion.

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INTRODUCTION AND FIRST READING:

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O. #09.10: AN ORDINANCE OF THE BOROUGH OF PAULSBORO AMENDING OF THE CODE OF THE BOROUGH OF PAULSBORO RESCINDING CHAPTER 31A, CODE OF ETHICS. Hamilton moved and Tedeski seconded to adopt O. #09.10 on first reading and introduction and schedule the second reading and public hearing on July 6, 2010. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

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Letter from Gerard Velazquez, III, Triad Associates, regarding NSP – HUD Foreclosed Properties. Hamilton moved and Tedeski seconded to receive and file the letter. All were in favor of the motion.

R. #122.10: RESOLUTION OF BOROUGH COUNCIL OF THE BOROUGH OF PAULSBORO DESIGNATING TRIAD ASSOCIATES AS REDEVELOPER FOR NEIGHBORHOOD STABILIZATION PROGRAM ACTIVITIES WITHIN THE BOROUGH OF PAULSBORO. Hamilton moved and Tedeski seconded to adopt R. #122.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

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Letter from John P. MacPhee, PSEG, regarding Former Paulsboro Municipal Gas Plant Site – Tolling/Forbearance Agreement. Hamilton moved and Tedeski seconded to receive and file the letter. All were in favor of the motion.

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R. #123.10: RESOLUTION OF THE BOROUGH OF PAULSBORO AUTHORIZING THE EXECUTION OF A TOLLING AND FORBEARANCE AGREEMENT WITH PSE&G. Hamilton moved and Tedeski seconded to adopt r. #123.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

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Memo from Glenn Roemmich, Emergency Management Coordinator, regarding Multi-Jurisdictional Hazard Mitigation Plan. Hamilton moved and Tedeski seconded to receive and file the memo. All were in favor of the motion.

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R. #124.10: RESOLUTION OF THE BOROUGH OF PAULSBORO ADOPTING THE NEW JERSEY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN. Hamilton moved and Tedeski seconded to adopt R. #124.10. Roll call: Ayes: Haynes, Hamilton, Kidd, Tedeski. Nays: None. **Motion carried.**

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Chief Grogan stated Keith Hogle graduated from the Gloucester County Police Academy on May 26, 2010. Keith did a very nice job and clearly showed how dedicated he is to the opportunity that he received. He received the class award for #1 in firearms and also received an award for perfect attendance. He was #1 in his class for safest and most effective

vehicle operation, 4th in his class for physical fitness which Chief Grogan said was impressive being the age that he is and his classmates being in their 20's. He discussed the salary for Keith and stated he probably won't work Keith more than eight hours a week. Chief Grogan felt Keith would be an asset to the Department as he has been in some kind of enforcement position for quite a while.

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Chief Grogan stated everyone is aware of the Rocking Stone situation and at present the officers are keeping an extra eye on that business. He asked the Supervisors to frequently visit the bar and try their best to not make the customers uncomfortable but are just verifying that certain people are not in the bar. Certain people being the undisclosed, unqualified interest that had steered that business in a direction he didn't think anybody wanted it to go. The Department is going to continue to be diligent in ensuring he is not there as he is not supposed to be involved in the business.

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Chief Grogan stated on May 25th at ExxonMobil there was a hydrogen fluoride training seminar and tabletop exercise. It was a great training and there were state and local representatives from just about every aspect of emergency response. He was very impressed and comforted by the area's fire companies. They were very knowledgeable and confident and it was nice to know these guys are working very hard for volunteers. He felt confident that if something like this ever happened these people know what they are doing.

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Chief Grogan stated he had a training commission issue and he went and testified in Trenton before the Commission. An extension of the waiver was authorized and everything is currently being taken care of. The individual is scheduled for the Academy. It was a matter of time but everything should be worked out. That individual is back working.

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The Department processed a search warrant on June 17th on Washington Street that has been an ongoing operation. The SWAT team was called on and there were a lot of people present. People were running all over the place and they managed to apprehend some of the individuals. Some people got away and they are working on their identities. The house search was successful and they will continue to work on that.

Council President Haynes questioned if the Chief could elaborate on the incident at the Office Bar & Grill.

Chief Grogan stated last weekend the Department received three reports of violent acts including a robbery that was reported at the Office and in fact nothing happened. Whoever it is and for whatever reason has decided to send the Department on false calls that would cause the Department to bring in extra personnel and think that it is a really bad situation. Unfortunately the Department is reacting to information they don't know at the time is false information. They have some leads and this has been going on in another community for quite a while and there have been some serious problems because of it. Eventually someone will get caught.

Councilwoman Tedeski stated she is appreciative when the Chief notifies Mayor and

Council when there are major issues going on in town such as the practice at Valero the other morning. It had everybody at the High School kind of alarmed with the helicopters flying around and the State Police in the parking lot.

At this time, the Council returned to item #s11, 13, 19 & 23. Telephone calls were placed to Councilmen Giovannitti and Morina.

Councilwoman Tedeski put Councilman Giovannitti on speakerphone for his vote on the following:

R. #116.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-008-010 DONALD M. PENNY T/A RIVERFRONT PUB. Hamilton moved and Tedeski seconded to adopt R. #116.10. Roll call: Ayes: Giovannitti, Hamilton, Kidd, Tedeski. Nays: None. Abstained: Haynes. **Motion carried.**

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R. #120.10: RESOLUTION PROVIDING FOR THE DENIAL OF A PLENARY RETAIL CONSUMPTION LICENSE #0814-33-016-010 PPN INVESTMENT CORPORATION T/A ROCKING STONE IRISH PUB & GRILL. Hamilton moved and Tedeski seconded to adopt R. #120.10. Roll call: Ayes: Giovannitti, Hamilton, Kidd, Tedeski. Nays: None. Abstain: Haynes. **Motion carried.**

At this time Councilman Morina was contacted by telephone for his vote on item #s11 and 13.

R. #108.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A CLUB LICENSE #0814-31-019-001 PAULSBORO SPORTSMEN'S ASSOCIATION, INC. T/A PAULSBORO SPORTSMEN'S ASSOCIATION, INC. Hamilton moved and Tedeski seconded to adopt R. #108.10. R/C: Ayes: Hamilton, Kidd, Morina, Tedeski. Nays: None. Abstained: Haynes. **Motion carried.**

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R. #110.10: RESOLUTION PROVIDING FOR THE RENEWAL OF A CLUB LICENSE #0814-31-018-001 LOYAL ORDER OF MOOSE PAULSBORO LODGE 607 T/A LOYAL ORDER OF MOOSE PAULSBORO LODGE NO. 607. Hamilton moved and Tedeski seconded to adopt R. #110.10. Roll call: Ayes: Hamilton, Kidd, Morina, Tedeski. Nays: None. Abstained: Haynes. **Motion carried.**

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Councilman Kidd questioned how everyone felt about having a meeting before the budget Meeting on July 6, 2010 to discuss the budget.

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Council felt a meeting could be held on Thursday, July 1st at 4:00 p.m. to further discuss the budget.

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Councilman Kidd requested a motion for the department heads to respond to his request for information on recommendations for budget cuts.

- Hamilton moved and Tedeski seconded to authorize everyone who has a budget or line item to request recommendations on budget cuts and to respond to Councilman Kidd. All were in favor of the motion.

- Councilman Kidd questioned if the Borough Clerk is the one to send the memo.

- Solicitor DeTitto stated the Borough Clerk is on vacation and wouldn't be back until Monday but the Solicitor would email the Administrator regarding Councilman Kidd's request.

- There wasn't any further Borough business.

- Hamilton moved and Tedeski seconded to adjourn the meeting at 6:18 p.m. All were in favor of the motion.

This is a brief summary of the Work Session Meeting of the Mayor and Council of the Borough of Paulsboro held on June 21, 2010 and should not be considered a verbatim transcript of the meeting.

Respectfully submitted,

Kathy A. VanScoy, RMC/CMC
Borough Clerk

John J. Burzichelli, Mayor

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