

JUNE 4, 2014

PAULSBORO. N.J.

7:00 P.M.

REGULAR MEETING

Council Chamber:

Mayor Hamilton presided at the regular meeting of Council held on the above date and place.

The Opening Prayer was given by Rev. Norwood Cuff of Campbell AME Church.

Mayor Hamilton asked all those present to join in the salute to the flag, which was conducted by Borough Clerk VanScoy.

Mayor Hamilton called the meeting to order.

Borough Clerk VanScoy read the opening statement regarding the Open Public Meetings Act.

Members present were: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Absent: Councilman Giampola.

Mayor Hamilton opened the floor to the public, asked anyone speaking to give their name and address and reminded everyone there was a five (5) minute time limit.

Mayor Hamilton stated several Council members have spoken with the residents of Beacon Avenue and resolved their problem. More information will be provided.

Joyce Gauthney, 1711 Dayton Avenue, stated there is a huge influx of poison ivy at 1703 Dayton Avenue and the empty lot. When the wind blows it sends the seeds into her yard. She has paid a landscaper to remove the ivy.

Ms. Gauthney further stated behind her property at Lodge Avenue and the Wawa there is some strange foliage, weeds, etc. and asked the Borough to check into it. She would like someone to cut the limbs that are lying on her garage and hoped the Borough could do as much as it can to assist her.

Ms. Gauthney gave a public apology to Councilman Kidd as she went on a verbal rant. The issue of her sewer back up is being taken care of. She also stated she should have a sewer check valve on her property and asked if the Borough could do something for the residents in the older homes to install a sewer check valve or offer the service at a discount.

Mayor Hamilton stated the Borough will look into Ms. Gauthney's concerns.

Jackie Johnson, 432 Summit Avenue, discussed vibrations, cracking of windows from the truck traffic.

Mayor Hamilton stated it is being worked on and will also be looked into. The roads are tearing up cars.

Mary Antanaitis, 403 West Broad Street, discussed the house next to her at 405 West Broad Street which is the fire damaged Hair Salon. She can't open her windows due to the musty damp smell. She has her air conditioning on 24 hours a day. In the front of the property there is piles of leaves and asked if the Borough was going to pick them up. She asked what is going to be done about this property.

Mayor Hamilton stated he was told the only reason the building is still there is it is still under investigation.

Administrator/CFO Ruggeri explained the Construction Official has issued the building to be torn down but there are a certain amount of days the owner has to respond and then the Borough can decide to tear it down.

Barry Corradetti, 1820 Overbrook Avenue, questioned the water contamination and the status of moving forward with a carbon filtration system.

Mayor Hamilton stated the Attorney is working on the case and is working very hard to make sure Solvay installs the filtration system. Council is getting advice from the Attorney and he is doing a good job.

Mr. Corradetti suggested the Borough "bite the bullet" and bond to put in the system.

Mr. Corradetti stated item #23 on the Agenda has to do with drinking at the horseshoe pits at Benny's on the Rail and he felt it shouldn't happen. Something has to be done with this establishment.

Norwood Cuff, 240 Thomson Avenue, stated the Borough Public Works Department should take into consideration when filling in potholes to fill in the whole area with the potholes before moving into another area. It seems one (1)

pothole is patched and move to another area to patch another pothole when there are more potholes to be patched in the previous area.

Jim Sabetta, 341 Beacon Avenue, suggested using a water connection through East Greenwich Township with New Jersey American Water. He felt it would be a cheaper route to go.

Water and Sewer Superintendent Daly stated that was looked into.

Loretta Lee, 1732 Dayton Avenue, questioned if there was an Ordinance prohibiting burning trash in someone's yard. She knows someone who burns the trash all the time and she can't open her windows.

Ms. Lee also questioned if the corner of Dayton and Berkley Road is a commercial area as this person has a lot of wood and a forklift.

Mayor Hamilton stated the Code Enforcement Officer will review these matters.

Marvin Hamilton, 913 North Chestnut Street, stated the weeds are high at 111 Jefferson Street and the grass is high across the street on Commerce Street. He hoped the Borough would do something. He also stated the potholes are messing up a whole lot of cars.

Mayor Hamilton stated the roads are real bad and the Borough is working with the Street and Highway Department in getting them fixed.

There wasn't any further public participation.

Council President Giovannitti moved and Councilman Stevenson seconded to close the floor to the public at 7:28 p.m. All were in favor of the motion.

**PROCLAMATIONS:** 37<sup>th</sup> Annual National Nursing Assistants' Week  
Pastor Babajide – GLCM

Mayor Hamilton presented and read the above proclamations.

Minutes of an Executive Meeting held on January 14, 2014 at 4:30 p.m. Council President Giovannitti moved and Councilman Haynes seconded to receive, file and adopt the above minutes. All were in favor of the motion.

Minutes of an Executive Meeting held on April 15, 2014 at 7:00p.m. Council President Giovannitti moved and Councilman Haynes seconded to receive, file and adopt the above minutes. All were in favor of the motion.

**R. #99.14: RESOLUTION PROVIDING FOR THE PAYMENT OF BILLS OUT OF THE 2014 TEMPORARY BUDGET.** Council President Giovannitti moved and Councilman Haynes seconded to pay all bills properly signed and adopt R. #99.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**R. #100.14: RESOLUTION PROVIDING FOR REFUND OF WATER/SEWER BANKRUPTCY PAYMENT.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #100.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**R. #101.14: RESOLUTION PROVIDING FOR ALLOWANCE OF A SENIOR CITIZEN DEDUCTION.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #101.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**R. #102.14: RESOLUTION AUTHORIZING THE RELEASE OF THE MAINTENANCE BOND BY WAWA FOR THE WATER AND SEWER IMPROVEMENTS AFFECTING PARCEL KNOWN AS BLOCK 124 LOTS 12, PART OF 2 AND 13.01 ON THE OFFICIAL TAX MAP OF THE BOROUGH OF PAULSBORO, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #102.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**R. #103.14: RESOLUTION APPROVING PERFORMANCE BOND FOR EAGLE CONSTRUCTION SERVICES, INC. FOR THE GILL MEMORIAL LIBRARY ADDITION AND RENOVATION FOR THE BOROUGH OF PAULSBORO, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #103.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**R. #104.14: RESOLUTION OF THE BOROUGH OF PAULSBORO AUTHORIZING THE FILING OF AN APPLICATION WITH THE COUNTY OF GLOUCESTER FOR A 2014 COMMUNITY DEVELOPMENT BLOCK GRANT. (Parking Lot).** Council President Giovannitti moved and Councilman Stevenson seconded to adopt R. #104.14. Roll call: Ayes: Council President Giovannitti, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Abstained: Councilman Haynes. Motion carried.

Summary of reports and copies of minutes of meetings. Council President Giovannitti moved and Councilman Haynes seconded to receive and file. All were in favor of the motion.

**INTRODUCTION AND FIRST READING:**

**O. #04.14: ORDINANCE OF THE BOROUGH OF PAULSBORO, COUNTY OF GLOUCESTER, NEW JERSEY CANCELLING CERTAIN FUNDED AND UNFUNDED APPROPRIATION BALANCES HERETOFORE PROVIDED FOR VARIOUS CAPITAL PROJECTS TOTALING \$446,782.63.** Council President Giovannitti moved and Councilman Haynes seconded to adopt O. #04.14 on introduction and first reading and schedule the second reading and public hearing on June 17, 2014. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

**INTRODUCTION AND FIRST READING:**

**O. #05.14: BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN AND FOR THE BOROUGH OF PAULSBORO, COUNTY OF GLOUCESTER, NEW JERSEY; APPROPRIATING THE SUM OF \$460,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF PAULSBORO, COUNTY OF GLOUCESTER, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$437,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING.** Council President Giovannitti moved and Councilman Haynes seconded to adopt O. #05.14 on introduction and first reading and schedule the second reading and public hearing on June 17, 2014. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Motion carried.

Letter from Janet Mee, Guardian Angels Regional School PTA President, requesting permission to hold their 6<sup>th</sup> annual Walk-a-thon on Friday, June 6, 2014 at 9:15 a.m. Council President Giovannitti moved and Councilman Stevenson seconded to receive, file the letter, approve the request and notify the proper departments. All were in favor of the motion.

Gloucester County Board of Chosen Freeholders and the Department of Consumer Protection's 9<sup>th</sup> annual Shredding Event on June 14, 2014 from 8:00 a.m. to Noon at the Gloucester County Clayton Complex (1200 Delsea Drive). Council President Giovannitti moved and Councilman Stevenson seconded to receive, file

the correspondence and post on the Borough's website. All were in favor of the motion.

Letter from Janet V. Byrd, Catherine J. Walker Temple No. 353, requesting permission to hold a "Fun Day", for the children of the Community on the Buck Street side of the Elks Lodge on July 19, 2014 from 1:00 to 4:00 p.m. They would like to block the street from the corner of Buck and Penn Line Streets down to the back entrance of the CVS lot. Council President Giovannitti moved and Councilman Stevenson seconded to receive, file the letter, approve their request and notify the proper departments. All were in favor of the motion.

Letter from Marc Kamp and Councilwoman Jennifer Turner regarding the 4<sup>th</sup> of July Parade. Council President Giovannitti moved and Councilman Stevenson seconded to receive, file the letter and post on the Borough's website. All were in favor of the motion.

Letter from Laura MacKay, Billingsport Spirits, Inc., t/a Benny's on the Rail, requesting consumption of alcohol in the area of the horseshoe pits on June, 1<sup>st</sup>, June 29<sup>th</sup>, July 27<sup>th</sup>, August 10<sup>th</sup>, August 17<sup>th</sup>, September 14<sup>th</sup> and September 21<sup>st</sup>, 2014 during the hours of the horseshoe game/tournament. Councilman Stevenson moved and Council President Giovannitti seconded to receive and file the letter. All were in favor of the motion.

Councilman Stevenson moved and Council President Giovannitti seconded to deny the request. Roll call: Ayes: Council President Giovannitti, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. Abstained: Councilman Haynes. **Motion carried.**

#### Administrator's Report:

Letter from Governor Chris Christie, New Jersey Department of Transportation, regarding funding from the NJDOT's Fiscal Year 2014 Municipal Aid Program for the Reconstruction of Beacon Avenue in the amount of \$180,000.00. Council President Giovannitti moved and Councilman Haynes seconded to receive and file the letter. All were in favor of the motion.

Administrator/CFO Ruggeri stated every year NJDOT offers a Municipal program in which the Borough has applied for grant monies to do various roads. The last couple of years the Borough applied for grant monies to do several phases of Billings Avenue. Last year the Borough was awarded \$175,000 to do another phase of that road. This will be completed by the end of this year. Last year the Borough applied again for the NJDOT Municipal Program for Beacon Avenue. The Borough has been awarded \$180,000.00 to do Phase I of Beacon Avenue which will consist of from the railroad tracks through the next intersection. The proposal to

get this road completed by the end of this year has been placed in Mayor and Council's agenda packets and needs approval. The applications are usually available around this time of year and the Borough will be looking at what possible roads to apply for to be completed next year.

Letter from Mark Brunermer, Sickels & Associates, Inc., regarding proposal for professional services for the NJDOT Municipal Aid Program for the Reconstruction of Beacon Avenue. Council President Giovannitti moved and Councilman Haynes seconded to receive, file the letter and approve the proposal. All were in favor of the motion.

Administrator/CFO Ruggeri stated at the last meeting she was asked to get the Borough Engineer to take a look at the drainage issue surrounding 720 Beacon Avenue. They met with the residents before this meeting to go over the findings. She would like Ray Jordan from T&M to give his report to all of Council regarding this issue.

Letter from Raymond Jordon, T and M Associates regarding investigation of Drainage Concerns at 720 Beacon Avenue. Council President Giovannitti moved and Councilman Haynes seconded to receive and file the letter. All were in favor of the motion.

Borough Engineer Ray Jordan from T&M Associates explained there were concerns raised by residents of 720 Beacon Avenue and he felt the Borough did not have any responsibility as it is a grading problem.

Administrator/CFO Ruggeri stated T&M will give a proposal for the water tower area flooding.

Administrator/CFO Ruggeri stated the Borough was notified last week that the Port through GCIA was going to mill and pave Clonmell, Riverview to Mantua Avenue and the intersection of Clonmell and Delaware Streets. She attended a meeting on Thursday at the intersection to discuss what was going to happen. The Mayor, Phil Zimm, Chief Wachter, Erik Biermann from Sickels as well as representatives from SJ Gas and the surrounding companies were all in attendance. They are moving rather quickly on this project so she wanted to make sure all of the appropriate parties for the Borough were there. The Borough told them that before they do any paving that the Borough wanted to check to see if the water line was broken and the Borough had it videotaped and found there is a break and it needs to be replaced. The pipe will be fixed before they repave the intersection. She is also reaching out to all of the entities surrounding this project to see if they would contribute to the additional repairs to the curbing and sidewalks that the Port will not be fixing.

Chief Wachter stated the intersection of Delaware and Clonmell Roads will be closed on Monday from 6:00 a.m. to 6:00 p.m. A detour has been established in the 300-400 block of Billingsport Road. The Officers have delivered notices to the residents on Saturday and there will be signage. It will take less than two (2) weeks and the project is very extensive.

Councilman Haynes questioned if the Utility Companies have been notified.

Administrator/CFO Ruggeri also stated the Borough was notified of another drainage issue. This is the area around the water tower between Lincoln and Nassau Avenue. Sickels has been out to do a survey and design. She is waiting for their proposal for a possible correction of this issue.

Administrator/CFO Ruggeri discussed the Exxon Mobil wells in the Park area that need testing every so often. They will need access to the Park.

Solicitor Angelini stated they will need an Easement Agreement to conduct on site testing. He further stated the Water and Sewer Engineer has also reviewed the agreement.

**R. #105.14: RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT OF ENTRY AGREEMENT BETWEEN THE BOROUGH OF PAULSBORO AND EXXON MOBIL CORPORATION.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #105.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. **Motion carried.**

Administrator/CFO Ruggeri stated Council has already heard from Mrs. Gauthney regarding her sewer backup

Administrator/CFO Ruggeri asked to go into Executive Session to discuss possible litigation in regards to Tax Refund issue.

**R. #106.14: RESOLUTION PROVIDING FOR AN EXECUTIVE SESSION OF THE BOROUGH OF PAULSORO.** Council President Giovannitti moved and Councilman Haynes seconded to adopt R. #106.14. Roll call: Ayes: Council President Giovannitti, Councilman Haynes, Councilman Kidd, Councilman Stevenson, Councilwoman Turner. Nays: None. **Motion carried.**

**OLD BUSINESS:** There wasn't any old business at this time.

**MAYOR AND COUNCIL REPORTS:**

Public Safety Committee: Councilman Stevenson, Chairman:

Councilman Stevenson stated there is an ongoing problem with fire pits. He didn't know the regulations but he will discuss with the Fire and Code Officials and ask them to review them.

Councilman Stevenson thanked Chief Wachter for posting the crime log in the newspaper and all the issues he has going on and he also thanked the Police Department for all they do.

Councilman Stevenson gave a report on abandoned properties. They have received over \$1,000 so far and they will be doing more enforcing of these properties.

Councilman Stevenson further stated the Housing Official has resigned and the position will be replaced as the job will be posted and the Committee will be going back through the previous applications.

Councilman Stevenson moved and Council President Giovannitti seconded to post the position of Housing Official and review the previous applications for a candidate. All were in favor of the motion.

Public Property Committee/Community Betterment Committee: Councilwoman Turner, Chair:

Councilwoman Turner thanked the VFW for their Memorial Day event and also thanked everyone for coming to the event.

Councilwoman Turner stated this past Monday at the High School, they had Pet Therapy and everyone can go on the website to see photos.

Councilwoman Turner also stated registration for the 4<sup>th</sup> of July Parade can be done on the website and they are requesting donations. There is a lot put into the parade and asked everyone to get involved by walking in the parade or any way they can to participate. She further asked the departments to participate in the parade.

Councilwoman Turner thanked everyone who came out for the election and all the staff involved in running the election. She congratulated Councilman Kidd and Theodore Holloway for winning their elections.

Councilwoman Turner further stated that she has come into the Borough Hall at night and found the small conference room unlocked. She asked Mayor and Council to pay more attention to locking the conference room.

Finance Committee/School Board Liaison: Councilman Kidd, Chairman:

Councilman Kidd thanked the residents on his re-election and congratulated Theodore Holloway on his election win. He stated every election worries him and he doesn't take them for granted.

Councilman Kidd stated he understood Mrs. Gauthney was frustrated and needed to express her frustration.

Councilman Kidd also stated he had something on the agenda to go into Executive Session and he should have been given the common courtesy of letting him know if it was removed.

Councilman Kidd further stated he is glad Riverview and Clonmell Roads are being done but he wasn't aware it was being done until tonight. He suggested better communication.

Councilman Kidd stated he will be having a Finance Committee Meeting and he will get dates together.

Utilities Committee: Councilman Haynes, Chairman:

Councilman Haynes gave an update on Wells No. 8 & 9 as sampling was done for radon and it came back below NJDEP standards. They will continue to work on wells 8 & 9 and will also continue to address other issues with well 7 and Solvay.

Councilman Haynes congratulated Councilman Kidd on his re-election and he further congratulated Theodore Holloway on his election victory.

Street and Highway Committee: Council President Giovannitti, Chairman:

ExxonMobil Summer Program – Students as follows:

1. Victoria Willets
2. Keenan Williams
3. Madison Pidliskey
4. Destiny Gregory
5. Timothy Robinson
6. Nico Cimino
7. Pavlo Baybakov
8. Emma Dudlick
9. Haley Wellington

10. Tyler Paige
  11. Sean McFarland
  12. Nyrie Grant
  13. Chloe Jenkins
- Alternates:
14. Cheyenne Zubec
  15. Shani Edwards
  16. Justin West
  17. Rebecca Kille

Council President Giovannitti moved and Councilman Haynes seconded to approve the students for the ExxonMobil Summer Program. All were in favor of the motion.

Council President Giovannitti congratulated Councilman Kidd on his re-election but unfortunately Councilman Giampola did not make it but will still be involved as the Fire Chief and Emergency Management Coordinator.

Council President Giovannitti stated he has been meeting with the Engineers regarding some issues and projects. There was a meeting before the Council Meeting. He discussed moving forward with getting potholes repaired and grass cut and using overtime to get things done.

Council President Giovannitti moved and Councilman Stevenson seconded to authorize overtime to move forward in repairing potholes such as Thomson and Lodge Avenues and getting grass cut on Summit Avenue. All were in favor of the motion.

Mayor Hamilton stated the Boys and Girls Club is closed as it is under renovations.

Mayor Hamilton stated on June 6<sup>th</sup>, it is the 70<sup>th</sup> Anniversary of D-Day and asked everyone to give thanks to a veteran.

Mayor Hamilton also stated there is a summer program on the County level through the Clean Communities Program and they will be cleaning up parks, baseball fields, etc.

Mayor Hamilton further stated the Gill Memorial Library is closed and they are utilizing the High School after school hours, around 3:00 p.m.

Mayor Hamilton congratulated Councilman Kidd and Theodore Holloway on winning their elections.

Councilman Haynes moved and Council President Giovannitti to go into Executive Session at 8:24 p.m. All were in favor of the motion.

Mayor and Council recessed at 8:24 p.m.

Mayor and Council convened in Executive Session at 8:37 p.m.

Mayor and Council reconvened the public meeting at 8:55 p.m.

**R. #107.14: RESOLUTION APPROVING EXEMPTION AND CANCELLATION OF TAXES.** Councilman Stevenson moved and Councilman Haynes seconded to adopt R. #107.14. Roll call: Ayes: Councilman Haynes, Councilman Stevenson, Councilwoman Turner. Nays: Council President Giovannitti, Councilman Kidd. **Motion carried.**

Council President Giovannitti stated he thought Council had discussions regarding tying into American Water's lines.

Mayor Hamilton stated Council did discuss this and the Borough couldn't tie into East Greenwich or Greenwich as there was not enough pressure.

There wasn't any further Borough business.

Councilman Stevenson moved and Council President Giovannitti seconded to adjourn the meeting at 8:57 p.m. All were in favor of the motion.

This is a brief summary of the Regular Meeting of the Mayor and Council of the Borough of Paulsboro held on June 4, 2014 and should not be considered a verbatim transcript of the meeting.

Respectfully submitted,

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Kathy A. VanScoy, RMC/CMC  
Borough Clerk

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W. Jeffery Hamilton, Mayor