

MINUTES
COUNCIL MEETING
AUGUST 21, 2014
7:00 p.m.

In compliance with N.J.S.A. 10:4, Open Public Meetings Law, notice was given to two newspapers and posted, that a council meeting of the Mayor and Council was scheduled for Thursday, September 21, 2014 at 7:00 P.M. to take place at the Borough Hall, 438 West Evesham Avenue, Magnolia, NJ. The Municipal Clerk took the roll call and showed that all were present with the exception of Councilman Michielli and Councilman Wilson who gave prior notice. Present also were the Solicitor Dan Long and Mark Basehore, Engineer.

Motion was made by Councilman Whalen, seconded by Councilwoman Martz to approve the meeting minutes and executive minutes for the July 17, 2014 meeting. All Council voted aye.

No old business.

New Business:

The owner of the Sunoco Convenience Store Mr. Gill was present. He was seeking approval and to open his convenience store. The engineer did remind the owner a final inspection for the site improvements was not completed and any approval would be conditioned upon this inspection. He confirmed he would be open everyday. He would be selling cigarettes and lottery. A motion was made by Councilwoman Martz, seconded by Councilman Whalen to approve the business license conditioned upon the approval of the inspection of the site improvements being completed per the approved site plan. All Council voted aye by roll call vote.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to introduce Ordinance 2014:06 to authorize a \$25.00 fee for the affidavit of redemption of a tax sale certificate. All Council voted aye by roll call vote.

A motion was made by Councilwoman Martz, seconded by Councilman DePrince to introduce Ordinance 2014:07 to amend Title 8 Health and Safety, Chapter 107 Buildings Unsafe and Unfit. All Council voted aye by roll call vote.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to introduce Ordinance 2014:08 to create a section for tax abatement for restaurants with more than 100 seats. All Council voted aye by roll call vote.

A motion was made by Councilwoman Bonamassa, seconded by Councilwoman Martz to adopt Resolution 2014:125 for maintenance liens for 105 N. White Horse Pike, 409 E. Evesham, 209 W. Madison, 327 W. Evesham, 104 W. Evesham all for \$150., and the following for \$300. Block 7, Lot 2.04; 108 W. Evesham; 121 W. Adams; 206 Otterbranch. All Council voted aye by roll call vote.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to adopt Resolution 2014:126 for a refund of tax over payment for B. 5.01, L. 51 in the amount of \$2,816. All Council voted aye by roll call vote.

A motion was made by Councilman DePrince, seconded by Councilwoman Martz to adopt Resolution 2014:127 to authorize a total tax exemption for a 100% disabled veteran residing at B. 4.02, L. 15. All Council voted aye by roll call vote.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to adopt Resolution 2014:128 to refund a tax overpayment for B. 500, L. 1 \$3,463.83. All Council voted aye by roll call vote.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to adopt Resolution 2014:129 to authorize the release of the performance bond for Autozone, B. 3.03, L. 7,8,15 and 16 conditioned upon the maintenance bond being in place. All Council voted aye by roll call vote.

Committee Reports:

Councilman DePrince had nothing to report but thanked Jay Miles for his assistance this past weekend when the power was down for the fuel pumps and DPW complex.

Councilman Whalen had nothing to report.

Councilwoman Bonamassa spoke of the new technical proposal from the new consultant. Her and Councilman Whalen would review it as well the Solicitor would review the agreement. It would be monthly services starting September 1, 2014. The agreement with SJTP would only be paid through September 30, 2014 with a one month overlap. She reported the two last hires for DPW have passed their CDL test.

Councilwoman Martz stated Pete Sanders is getting ready to submit his application to the Planning Board for his White Horse Pike site. Summons for 104 and 108 W. Evesham will be in court next week. She reported the Construction Official's schedule in September will be changed to Tuesday nights since he can not make the Monday night on two occasions. The inspections for Coventry Court will be next to be completed.

The Mayor reported there will be another meeting of the committee for the 100th Anniversary celebration next week.

The Council stated conditions of the rec center need to be reviewed and work needs to be planned for some items. The summer camp will be ending in another week and the application for 2015 has been submitted. It was agreed to pass the application on the Mrs. Wilson for scheduling and contract preparation.

The Engineer reported Lincoln Avenue construction in underway and planning to ready before school starts. The 2014 road project list is being worked on and should be ready by September 3 meeting. The King Street bids were received today. The bids were good.

The Solicitor stated he had items for executive session.

A motion was made by Councilman Whalen, seconded by Councilman DePrince to open the meeting to the public with all Council voting aye.

Chuck Insalaco was present with his Engineer Brian Peterman. Mr. Insalaco owns property on Crestview Avenue which he purchased from the borough several years ago. He spoke about the housing market declining since he purchased the property and reviewed his vision in order to develop successfully the parcels. He proposed 4 twin homes with a total of 8 units. This would require a use variance to allow twin homes, and bulk variances for lot widths and two of the lots for area. He presented a survey showing the design and an elevation showing what the front of the home may look like. An aerial map showing the area was presented pointing out the various other sites like NJ American pump housing at the end of Walnut, the FedEx wall and emergency entrance, the apartments and the community center being all in the same neighborhood. He would be making an application to the Joint Board for a use change first.

A motion was made by Councilwoman Martz, seconded by Councilwoman Bonamassa to close the public session with all Council voting aye.

A motion was made by Councilman Whalen, seconded by Councilwoman Martz to approve the bill list. All Council voting aye by roll call vote.

A motion was made by Councilwoman Martz, seconded by Councilman Whalen to adopt Resolution 2014:124 for Executive Session for the Walmart Litigation and to review the contracts for Police Chief and DPW with all Council voting aye.

A motion was made by Councilwoman Martz, seconded by Councilwoman Bonamassa to come out of Executive Session with all Council voting aye.

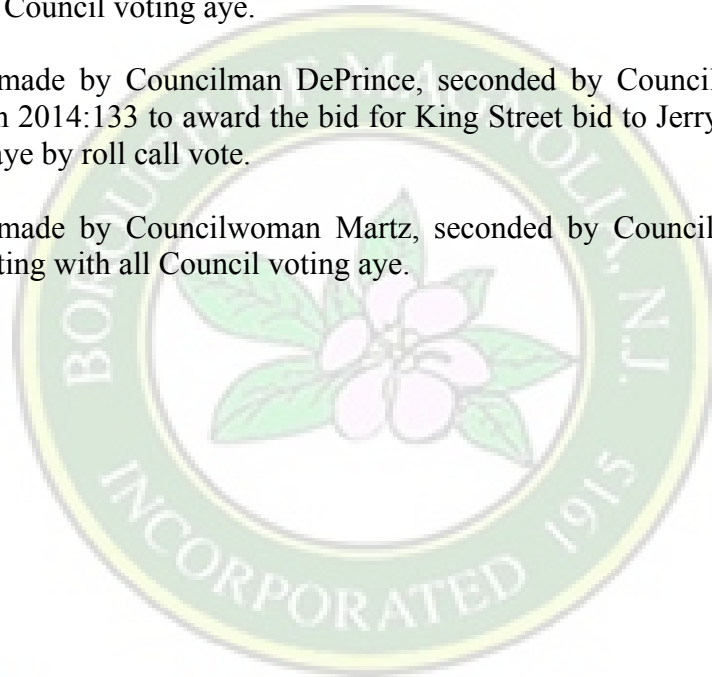
A motion was made by Councilman DePrince, seconded by Councilwoman Bonamassa to adopt Resolution 2014:130 to authorize the execution the Police Chief's contract. All Council voted aye by roll call vote.

A motion was made by Councilwoman Bonamassa, seconded by Councilman DePrince to adopt Resolution 2014:131 to authorize the execution of the DPW contract with all Council voting aye by roll call vote.

A motion was made by Councilman DePrince, seconded by Councilwoman Martz to adopt Resolution 2014:132 to appoint two crossing guards Timothy Hocker, and James Kendall with all Council voting aye.

A motion was made by Councilman DePrince, seconded by Councilwoman Martz to adopt Resolution 2014:133 to award the bid for King Street bid to Jerry and Son with all Council voting aye by roll call vote.

A motion was made by Councilwoman Martz, seconded by Councilman DePrince to adjourn the meeting with all Council voting aye.



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