

**CITY OF ESTELL MANOR
CITY COUNCIL MEETING MINUTES
MAY 14, 2014**

Pursuant to the Open Public Meetings Act adequate notice of this meeting was sent to the Official Newspaper and was posted on the City Bulletin Board in accordance with Public Law 75, Chapter 231.

Meeting was called to order by Mayor Teasenfitz at approximately 7:00 pm. The flag salute and a moment of silence were observed.

Roll call: Present: Barbetto-yes; Haeser-absent; Cunningham-yes; Givens-yes; Teasenfitz-yes
City Solicitor, Alfred Scerni was also present.

For the record Council President, Haeser was absent due to an obligation at the Estell Manor School.

City Solicitor, Alfred Scerni was also present at the meeting.

Motions: Givens / Cunningham to open meeting to public comment, voice vote with all in favor.

PUBLIC COMMENT

Frank Kreutzer of 101 Broad Street in Estell Manor addressed ATV use in the area where he lives. He stated he has had problems with the people who ride them trespassing and being destructive to his property. He stated he has contacted the State Police on several occasions but has had little satisfaction. He is very upset with the lack of concern of the State Police with matters regarding ATV use in the City.

Kreutzer had filed complaints with the court in the past but he stated nothing has ever been done to prosecute the guilty person involved with his complaints. He told Council he called the State Police on April 11, 2014 four times and no one responded to his calls.

Larry Hughes asked Kreutzer if he had ever requested a home check by the State Police and suggested he may want to go directly to the State Police Barracks to formally address the problems.

Judy Cassagrande of Head of the River Rd. stated she received the card the City mailed out informing the residents of upcoming events. She announced the Community Partnership Meeting is scheduled for May 15, 2014 at 3:30 pm at the Estell Manor School. She also inquired if there were any updates on the Municipal Alliance to report to the CMP meeting tomorrow.

Barbetto stated the City's share of the 2013 outstanding balance for the Municipal Alliance is on the bill list for authorization tonight. He stated a budget needs to be established for the spending to allow inclusion in next year's budget.

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John Cressey of Seventh Ave. inquired if any ordinances or other actions needed to take place by Council prior to the June 30, 2014 deadline for reporting to the Municipal Alliance regarding their budget.

Barbetto responded to his questions in this matter. He also stated in regards to a recreation director, a position would need to be created by ordinance and then included in the City's Salary Ordinance.

Teasenfitz offered some information about additional programs that may benefit the senior population in the City through some of the Municipal Alliance funding. He also stated he had spoken with Estell Manor School Board Secretary regarding liability insurance coverage.

Motions: Givens / Cunningham to close meeting to public comment, voice vote taken with all in favor.

ENGINEER'S REPORT

Mike Fralinger of Fralinger Engineering was present to review the monthly report. He reviewed the work the construction project in connection with the ADA upgrades to City Hall. He explained the grant funding amounts which needed to be spent and what years it encompassed. The 2012 funds need to be spent by the June 30, 2014 deadline, not the 2013 or 2014 funds. Fralinger explained to Council that the City did not get approved for the 2014 NJDOT Trust Fund Grant Program; however the City may submit an application under Discretionary Funding for further consideration.

*Motions: Barbetto / Cunningham to authorize Fralinger to submit an application for Discretionary Funding designating Honest John Rd. as the road for improvement.
Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes*

ORDINANCES/PUBLIC HEARNG

06-2014 A Salary Ordinance

Motions: Cunningham / Givens to open public hearing on Ordinance#06-2014, voice vote taken with all in favor.

No public comment

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Motions: Givens / Cunningham to adopt Ordinance#06-2014

Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes

ORDINANCES/INTRODUCTION

02-2014 A Flood Damage Prevention Ordinance

Motions: Barbetto / Cunningham to accept Ordinance#02-2014 as submitted.

Teasenfitz stated the ordinance presented had been reviewed and approved by both the City Solicitor and the Zoning Officer for further consideration by Council.

Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes

07-2014 An Emergency Appropriation Ordinance for the Codification and Revisions to the City's Code

Motions: Barbetto / Cunningham to approve introduction of Ordinance#07-2014

Teasenfitz offered a brief explanation for the purpose of this ordinance. Scerni offered his professional opinion of the importance for having an updated and understandable code book for both its residents and other municipalities; as well as enforcement of the City's rules and regulations.

Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes

RESOLUTIONS

54-2014 2013 Recycling Tonnage Grant

Motions: Givens / Cunningham to approve Resolution#54-2014

Barbetto stated some of the grant money is used to cover the cost of accepting tires at dumpster day and for funding an upcoming shredding event sponsored by the City.

Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes

55-2014 A Resolution Authorizing a Change Order #6 to MJJ Construction

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for locksets and door kits for the ADA upgrade project

*Motions: Barbetto / Givens to approve Resolution#55-2014 in the amount of \$638.50
Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes*

BILL LIST

A bill list was submitted by the City's CFO for the consideration for payment of bills. Safety Money was utilized to order City logo shirts, hats and other clothing attire form Cheryl's Uniforms for the City employees and members of Council. MJJ Construction was issued a check covering the first payment for the ADA upgrade construction project.

*Motions: Barbetto / Cunningham to approve the bill list in the amount of \$240,308.86
Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes*

DEPARTMENT REPORTS

Monthly reports were submitted by the following departments for the month of April 2014; Clerk's Office, Municipal Court, Tax Collector and Zoning Officer (March). No Public Works report was filed due to the Foreman was on vacation at the time of this meeting.

Motions: Barbetto / Givens to accept the department reports as listed, voice vote taken with all in favor.

NEW BUSINESS

Meeting Time:

Council wanted to discuss the possibility of changing the workshop meeting time and day from 7:00 pm to 5:30 pm and from Wednesday to Monday to observe any difference in meeting attendance and to better accommodate both Council and staff. This matter will be further considered in the near future.

Atlantic County DOT Road Improvements:

Correspondence was reviewed by Mayor and Council from the Atlantic County Department of Regional Planning and Development regarding the repaving of a portion of CR 557, from the railroad overpass to Cumberland Avenue.

Correspondence From the Estell Manor School Students:

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Mayor Teasenfitz stated he recently had the opportunity to read to several classes of students from Estell Manor School. The students visited City Hall in observance of Arbor Day and in addition to being treated to a story read to them they each received a tree seedling to take home and plant. The students send cards, letters and a poster thanking the City for hosting this activity for them.

Teasenfitz acknowledged the recent demise of Mr. Neils Clemenson and stated the City would be sending flowers to his family expressing its condolences and gratitude for Mr. Clemenson's past dedication and service to the City as a past Mayor.

OLD BUSINESS

ADA Construction Project:

Teasenfitz gave an update on the construction project within City Hall. He stated a construction meeting took place earlier this day and the work has resumed. There were minor delays caused by the asbestos removal and pending electrical inspection.

Barbetto stated he spoke with the Architect who is the project manager and he suggested removing some of the trees near the City's propane tank and emergency generator.

Athletic Fields:

The fields had recently been treated by Lawn Doctor and the grass seems to be growing. The City was advised by Lawn Doctor not to plant grass seed at this time. Council anticipates utilizing the fields for practice by this August.

The retention basin for the fields has been cleaned and raked by the Public Works Department to allow proper drainage.

Council is considering having additional irrigation installed near the front of the retention basin to allow water to the trees planted there. The City Auditor confirmed such a purchase could be made with capital improvement funds. Other considerations for purchase is for upgrading the tractor for mowing the fields, no estimates were available at this time.

Winterization of the current irrigation system and future systems were discussed and a quote was submitted by NuRain for these services for their consideration.

Other Business:

A request by the Acting Clerk was made to allow her attendance to a workshop meeting hosted by the NJLM on the topic of OPRA.

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Motions: Givens / Barbetto to approve the Acting Clerk to attend the requested workshop for a fee of \$55.00.

Roll Call: Barbetto-yes; Cunningham-yes; Givens-yes; Haeser-absent; Teasenfitz-yes

Barbetto addressed a letter from Senator VanDrew in regards to Resolution#43-2014 passed by Estell Manor opposing NJ Senate Bill S-1801 and Assembly Bill A-2621. The resolution was acknowledged by the Atlantic County Township Officials at a recent meeting and Estell Manor was commended on taking quick action on this matter pending the Governor's consideration and approval.

PUBLIC COMMENT

Motions: Givens / Cunningham to open meeting to public comment, voice vote with all in favor.

Larry Hughes of 190 Second Avenue Estell Manor addressed equipment the required equipment needed to maintain the retention basin. He questioned NuRain's service costs compared to the City purchasing its own equipment to perform these services.

Motions: Cunningham / Givens to close meeting to public comment, voice vote with all in favor.

Barbetto advised Council of a Pinelands Municipal Council meeting scheduled for Thursday, May 29 at the Pinelands Commission office in New Lisbon, NJ. This meeting is for the benefit of newly elected officials and can be very informative. New Council members were encouraged to attend. The next Pinelands Municipal Council meeting is July 29, 2014 hosted by Weymouth Township. Estell Manor will be hosting the meeting November 25, 2014 at 4:00 pm in Council chambers.

Motions: Haeser / Givens to approve Resolution#53-2014, executive session to discuss matters relating to personnel and pending litigation, voice vote taken with all in favor.

Motions: Cunningham / Barbetto to close executive session and enter into open meeting, voice vote taken with all in favor.

City Solicitor, Alfred Scerni summarized executive session discussion for the public. He stated Council discussed two matters, one being the pending litigation of Brian Johnson versus the City of Estell Manor. No action was taken at this time just an update on the pending matter was reviewed. Council also discussed a personnel matter concerning employee Fern Brown and her position with the City. Further information will be made available in regards to this matter when

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Council has made a final decision. This information is anticipated to be made known within the next thirty to sixty days.

It was made known that the next quarterly newsletter will be published in June.

Motions: Givens / Cunningham to adjourn meeting at approximately 9:00 pm. Voice vote taken with all in favor.

Respectfully submitted,

Accepted:

Fern A. Brown, Acting Clerk

Mayor, Stephen Teasenfitz