

CITY COUNCIL WORK SESSION AGENDA
February 7, 2012
TUESDAY, 4:30 PM
CITY COUNCIL MEETING 6:30 PM
CITY OF BRIDGETON POLICE AND MUNICIPAL COURT COMPLEX
330 FAYETTE STREET

A. CALL TO ORDER

B. STATEMENT OF MEETING NOTICE

Adequate notice of this meeting pursuant to N.J.S.A. 10:4-6 giving the time, date, location and agenda to the extent known has been given in the following manner:

1. By posting notice of said meeting on the bulletin board at City Hall Annex, 181 E Commerce Street, Bridgeton, New Jersey on February 3, 2012 at 4:30 pm
2. By mailing such notice to the *News of Cumberland County* and the *Press* on February 3, 2012 at 4:30 pm.

C. PRESENTATION (20min) : None

D. AGENDA REVIEW (40 min.)

E. COMMITTEE LIAISON REPORTS (15min.)

Michael D. Zapolski, Sr.

Sewer/Water Division
Finance/Budget/Insurance
 Audit Committee
 Zoning Code Enforcement

Dennis Thompson

Senior Citizens/Transportation
Personnel/Affirmative Action
 Youth/Education

Jack Surrency

Municipal Port
 Community Development
 Utilities Authority
 Planning/Public Buildings

Gladys Lugardo-Hemple

Housing Authority
 Library
 Merchants Association
 Historical & Cultural
 Public/Community Relations

William Spence

Public Safety (Fire/Police)
 Recreation/Zoo
 Streets & Roads
 Housing Code Enforcement

F. OTHER BUSINESS/CONCERNS (20 min.)

- | | |
|---|---|
| 1. Satellite Dish Ord review draft | 7. PA system Improvements |
| 2. FY11 Audit Report Signature | 8. Exec. Session Minutes-approval & release |
| 3. School Bd Elec to Nov(PL2012, C202) | 9. Work Session Schedule – OK, more time? |
| 4. CUA fee increases | 10. |
| 5. Liq. Lic Xfer | 11. President's Notes |
| 6. Liq. Hours-align with surrounding comm.. | 12. Mayor's Comments |

G. EXECUTIVE SESSION (25 min.): Litigation __ Contracts 3 Personnel __ Public Safety __ Real Estate __

- | | |
|---|--------------------------------------|
| 1. Contracts-NJ Ethanol | 4. Contracts-Signature Authorization |
| 2. Contracts-CCIA Solar Project | |
| 3. Contracts-Property Development (RNJ) | |

OPEN: MOVE: _____ SECOND: _____

Lugardo-Hemple __ Spence __ Surrency __ Thompson __ Zapolski __

CLOSE: MOVE: _____ SECOND: _____ CARRIED: _____

H. PUBLIC PORTION [President's Discretion, §3-4.F(5)]

OPEN: MOVE: _____ SECOND: _____
CLOSE: MOVE: _____ SECOND: _____

I. ADJOURNMENT (6:30 PM)

MOVE: _____ SECOND: _____ CARRIED: _____

**CITY COUNCIL MEETING AGENDA
TUESDAY
February 7, 2012
6:30 P.M.**

A. CALL TO ORDER

B. STATEMENT OF MEETING NOTICE

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1. By posting notice of said meeting on the bulletin board at City Hall Annex, 181 E. Commerce Street, Bridgeton, New Jersey on February 3, 2012 at 4:30 pm
2. By mailing such notice to the News of Cumberland County and the Press on February 3, 2012 at 4:30 pm

C. INVOCATION/FLAG SALUTE: Council Woman Gladys Lugardo-Hemple

D. ROLL CALL Lugardo-Hemple ___ Spence ___ Surrency ___ Thompson ___ Zapolski ___

E. PRESENTATION/RECOGNITION/ANNOUNCEMENTS/HEARINGS:

1. Presentation Awards Firefighters
2. Presentation Employee of the Month

F. MINUTES Work & Public Sessions: January 17, 2012

MOVE: _____ **SECOND:** _____ **CARRIED:** _____

G. ORDINANCE 1ST READING (1):

1. CITY OF BRIDGETON ORDINANCE AMENDING CITY CODE SECTION 321 (TAXICAB)

MOVE: _____ **SECOND:** _____

Lugardo-Hemple ___ Spence ___ Surrency ___ Thompson ___ Zapolski ___

H. ORDINANCE 2ND READING: None

I. PUBLIC PORTION: This is the time and place set forth for the public to address Council with their comments on consent agenda items, or any other matter.

OPEN Meeting: **MOVE:** _____ **SECOND:** _____

CLOSE Meeting: **MOVE:** _____ **SECOND:** _____

J. CONSENT AGENDA STATEMENT

All matters listed under item J-____ through J-____ are considered routine and will be enacted by one motion unless a council member desires to discuss an item. In that case, the item will be removed from the consent agenda and acted upon separately.

MOVE: _____ SECOND: _____

Lugaro-Hemple ___ Spence ___ Surrency ___ Thompson ___ Zapolski ___

COUNCIL

- 1. RESOLUTION, reappoint June Leek to Bridgeton Housing Authority.
- 2. RESOLUTION, 2011 Audit reviewed by Governing Body

MUNICIPAL CLERK.

- 3. RESOLUTION, authorizing refund application fee to Soroptimist International of Cumberland County for Raffle/Bingo License.

TAX OFFICE

- 4. RESOLUTION, authorizing tax office refund tax sales certificate
- 5. RESOLUTION, authorizing tax office refund dog license fee.
- 6. RESOLUTION, authorizing tax office changes on water/sewer/trash accounts

COMPROLLER OFFICE

- 7. RESOLUTION, requesting insertion of revenue in 2012 Budget from Keep America Beautiful \$2,500.

LAW DEPARTMENT

- 8. RESOLUTION, authorizing sale of certain property to Cumberland Empowerment Housing LLC.

TAX ASSESSOR

- 9. RESOLUTION, authorizing Tax Assessor to grant senior citizen tax exemptions.

ADMINISTRATION

- 10. RESOLUTION, authorizing agreement with CCIA, Renewable Energy Program
- 11. RESOLUTION, authorizing sale of Tower/Ladder Fire Truck.
- 12. RESOLUTION, authorizing RFP for hiring qualified firm for development of Park Master Plan.

LAW DEPARTMENT

- 13. RESOLUTION, amend resolution 59-11 and authorizing signature of Administrator.
- 14. RESOLUTION, awarding contract for collection of Municipal Court Debt
- 15. RESOLUTION, rescinding moratorium regarding construction permits.

COUNCIL

- 16. RESOLUTION, confirming appointment of Robin Wood to Zoning Board of Adjustment

K. SCHEDULE OF BILLS Date: February 7, 2012; Amount: \$2,986,697.06

MOVE: _____ SECOND: _____

Lugaro-Hemple ___ Spence ___ Surrency ___ Thompson ___ Zapolski ___

L. APPLICATIONS: MOVE: _____ SECOND: _____ CARRIED: _____

- 1. Raffle License, Parish of Holy Cross

M. REPORTS DECEMBER: MOVE: _____ SECOND: _____ CARRIED: _____

- 1. Vital Statistics Office(November)
- 2. EMS
- 3. Fire Department
- 4. Code Enforcement.
- 5. Code Enforcement (2011 End Year)
- 6. Zoning
- 7. Construction Code
- 8. Municipal Clerk(January,2012)
- 9. Water/Sewer(Annual)
- 10. Fire/EMS(2010/2011 End Year)

N. MAYOR'S COMMENTS

O. COUNCIL REMARKS

P. ADJOURNMENT: MOVE: _____ SECOND: _____ CARRIED: _____

CITY COUNCIL WORK SESSION
January 17, 2012

ATTENDANCE:

Councilwoman Lugardo-Hemple
Councilman Spence
Councilman Surrency
Councilman Thompson
Pres, Zapolski
Mayor Kelly
Mun. Solicitors Bertram/Baker
Business Administrator Goodreau

CALLED TO ORDER: Pres. Zapolski

STATEMENT OF MEETING NOTICE: Deputy Clerk read statement of meeting notice, "Adequate notice of this meeting pursuant to N.J.S.A.10:4-6 giving the time, date, location and agenda to the extent known has been given in the following manner:

1. by posting notice of said meeting on the bulletin board at City Hall Annex, 181 East Commerce Street, Bridgeton, New Jersey on January 12, 2012 at 4:30 p.m.
2. By mailing such notice to the News of Cumberland County and the Press on January 12, 2012 at 4:30 pm.
3. Notice of said meeting was published in the News of Cumberland County on December 28, 2011.

AGENDA REVIEW

Pres. Zapolski asked for changes to park improvements Bond Ordinance (G1), Section 3(A), that included creating a Park Master Plan for park projects to be approved by City Council. Mr. Spence questioned Green Acres application and Bond Ordinance. Admin Goodreau – city 50% cost sharing. State Green Acres city has two applications, park application is first priority. Land acquisition with Hopewell is second. If park is approved Hopewell will submit application on their own.

Pres. Zapolski explained why figures are important in bond ordinance. Discussion ensued regarding keeping or removing dollar amounts. It was decided to leave wording but take specific project dollar amounts out of bond ordinance.

Item G2 – bond ordinance for raceway repair, was explained by Admin. Goodreau.

Agenda item J-6 splash park award bid resolution was removed from agenda. Solicitor writing up resolution to back out to RFP, Item J10 was explained by Administrator. Item J 16 was explained by Asst. Solicitor Bertram

OTHER BUSINESS/CONCERNS

Pres. Zapolski reminded Council to read report of audit. Resolution will be adopted at Feb. 7th's meeting. Pres. Zapolski stated he has drafted a new Ordinance regarding Taxi Cab companies adding changes to comply with the new state law. The draft ordinance was distributed for review and comment on 12/23/11. As there has been no comment thus far, a first reading is scheduled for February 7th.

Pres. Zapolski stated Council has received a copy of a letter from June Leek asking that she is reinstated as a member of the Bridgeton Housing Authority.

EXECUTIVE SESSION

It was moved by Mr. Spence and second by Mrs. Lugardo-Hemple RESOLUTION NO.157-11 to enter into an executive close session to discuss the following:

CONTRACTS –

1. NJ Ethanol asked for extension of time.
2. IAFF – arbitration status updated
3. RNJ property development – moving in right direction
4. CCIA Solar Project

PERSONNEL – BPD Professional Standards Report, Disciplinary Labor Counsel, hiring of Code Enforcement Clerk, Court Clerk and 4 people for Public Works Department.

PUBLIC SAFETY – unlicensed taxicab driver – Police Department investigation

and motion was carried by unanimous roll call vote. The original resolution may be found in the Resolution Book.

There being no further items for discussion it was moved by Mr. Spence and seconded by Mr. Thompson to adjourn the executive session, which motion was carried.

Pres. Zapolski adjourned the executive session.

PUBLIC PORTION: None

ADJOURNMENT:

There being no further items of discussion, it was moved by Mr. Thompson and second by Mrs. Lugardo-Hemple that the Work Session be adjourned which motion was carried.

Pres. Zapolski adjourned the Work Session.

Respectfully submitted,

Approved:

Mary L. Kimble
Deputy Clerk

Michael D. Zapolski, Sr.
Council President

CITY COUNCIL MEETING

A meeting of the Bridgeton City Council was held on Tuesday, January 17, 2012 at 6:30 p.m., City of Bridgeton Police and Municipal Court Complex, 330 Fayette Street, Bridgeton, New Jersey in Council Chambers.

The meeting was called to order by Council President Michael D. Zapolski, Sr.

The Statement of Meeting Notice was read by Deputy Clerk, Mary L. Kimble, "Adequate notice of this meeting pursuant to N.J.S.A. 10:4-6 giving the time, date, location and agenda to the extent known has been given in the following manner:

1. By posting notice of said meeting on the bulletin board at City Hall Annex, 181 East Commerce Street, Bridgeton, New Jersey on January 12, 2012, 4:30 p.m.
2. By mailing such notice to the News of Cumberland County and the Press on January 12, 2012, at 4:30 p.m.

The invocation delivered and flag salute was led by Mayor Kelly.

The following answered to roll call:

Mrs. Lugardo-Hemple
Mr. Spence
Mr. Surrency
Mr. Thompson
Pres. Zapolski

Pres. Zapolski asked those present to turn their electronic devices to silent, and informed those present that certain additions, changes and modifications have been made to the agenda including on the Bond Ordinance it identifies specific uses for the bond monies and identifies that a Park Master Plan will be developed. Under resolutions, J6, has been removed from the agenda.

Pres. Zapolski turned the meeting over to Mayor Kelly and Police Chief Mark Ott for promotion of Earl Bergman Jr. to Sergeant, and Michael Speranza to Lieutenant. Chief Ott administered the oath of office, and then their badges were pinned on by their wives.

Pres. Zapolski announced that this is the time for the Public Hearing on the Green Acres application for the Splash Park.

President Zapolski requested that comments during the public hearing be limited to two minutes and any questions will be addressed after the closure of public comments.

Business Administrator, Dale Goodreau gave presentation on the proposed Splash Park and explained to those present the Green Acres application process. The reasons behind the original location that was chosen, and the opportunity to improve that area. Because of Wetlands issues, the new site for the Splash Park was moved to an area north of the

Cohanzick Zoo. At the conclusion of Mr. Goodreau's presentation, Pres. Zapolski opened the public hearing for comments. Questions will be answered afterwards.

Mike Abbott – Bridgeton, posed question to city regarding green acres and access to public spaces.

Warren Robinson, Bridgeton, posed questions to city regarding tax rates going up if we use Green Acres funds.

Joseph McCann, Hopewell Township, against site being located at Veteran's Park. Why was that site chosen.

Gloria Cortez, Bridgeton, against site being located at Veteran's Park

Alan Ayars, Bridgeton Area, against site being located at Veteran's Park

Jim Owens, Bridgeton, approves of Splash Park and having a place for children to play.

Willie Tukes, Bridgeton Veteran, approves of Splash Park

Jim Woodside, speaking for Veterans Council, Splash Park is a great idea, fun for our children, and happy that location has been changed. New location near zoo is good idea.

David Elwell, Baseball Tournament Director, people come from all over for tournament and concession stands are needed to accommodate visitors

Curtis Edwards, Bridgeton, and a Veteran, Splash Park good for the City of Bridgeton, he knows numerous people who will go there once it is open.

Bruce Riley, Lawrence Township, Splash Park is an opportunity for City.

Al Solonick, Upper Deerfield Township, who is also a park volunteer. Positive area of city for children is the city park. Splash Park is a positive for the city's youth.

George McLaughlin, Bridgeton, Splash Park is an excellent idea. New location north of zoo is a great location.

Tom Martin, Bridgeton, for Splash Pad, important to keep maintenance in mind in future budgets so children can be able to enjoy it for years to come.

No one else desiring to be heard, it was moved by Mrs. Lugardo-Hemple and seconded by Mr. Spence to close the public hearing on the splash park.

President Zapolski requested that Mr. Goodreau respond to the questions that were presented by the public.

Mr. Goodreau answered Mr. Abbott's question stating that under Green Acres access can be controlled. Everything will be done legally under the Green Acres guidelines.

Mr. Goodreau answered Mr. Robinson's question regarding City taxes. The City of Bridgeton is applying for a grant, it will not affect City taxes. The bond ordinance that will be a part of this will have some effect on City taxes.

Mr. Goodreau answered Mr. McCann regarding the original location stating that the area already had parking and the wading pool there.

The public hearing on the City of Bridgeton Splash Park Green Acres Application was closed at 7:40 pm.

A public hearing was held on January 17, 2012 at the City of Bridgeton Police and Municipal Court Complex, 330 Fayette Street, Bridgeton, NJ 08302 at 7:40 pm concerning a joint venture between City of Bridgeton and Hopewell Township for the acquisition of lands to be used as Park lands for the grounds behind Hopewell Crest School.

Pres. Zapolski turned over the public hearing to Mayor Bruce Hankins, Mayor of Hopewell Township. The parcel of land would be owned by Hopewell, managed by Hopewell and all expenses paid by Hopewell is about 300 yards from the Bridgeton City Park, and they will complement each other. Mary Elmer Lake feeds Sunset Lake and this may be our opportunity to protect our stream corridor. The only reason the lands are available is because of the economy, Small municipalities should be thinking regional. This should benefit the City of Bridgeton and Hopewell, and everyone on the western side of the county. This project will expand the Bridgeton City Park. Mayor Hankins explained to those present that if the property is purchased with Green Acres monies, the land will be public land that can only be used for playing fields, parklands, concession stands, and cannot be developed or sold by the Township in the future.

Mr. Zampino stated that the cooperation between City of Bridgeton and Hopewell Township because cooperative ventures show a sharing of resources and opportunities. Last year there was a cooperative effort between the City of Bridgeton and the Board of Education for the stadium and track and field project

Mayor Hankins stated right now Hopewell residents use the Bridgeton Park. We are dependent on each other, we are a region.

Pres. Zapolski asked for a motion to open the Public Hearing for comments.

It was moved by Mr. Spence and seconded by Mrs. Lugardo-Hemple to open the meeting for public comments, which motion was carried by voice vote.

Pres. Zapolski opened the meeting to the public stating that the representatives of Hopewell will answer the questions regarding this application.

George McLaughlin, Bridgeton, excellent idea, idea of being regional is first step to many more projects.

Bill Horn, Bridgeton, questioned why Bridgeton is involved in application process. Mayor Hankins explained differences in award of grant, noting that Bridgeton taxes will not be increased because of the application.

Joseph McMahon, Hopewell, questioned if land will be developed. Mayor Hankins that Hopewell will buy the lands and manage them, Bridgeton will continue to manage the Bridgeton Park. The lands will be bought to preserve it for future.

Mr. McMahon asked if other applications will be applied for in the future for bike paths. Mayor Hankins responded that the bike paths will not be asphalt, but dirt paths like those in Bridgeton Park, which will link the parks in time.

Mr. McMahon asked if the project was contingent with the repair projects to Bridgeton Park raceway and Sunset Lake. Pres. Zapolski stated it was not.

Mike Abbott, Bridgeton, asked question regarding safety of public using park. Mayor Hankins responded that Hopewell Township is covered by New Jersey State Police. It is anticipated that walking trails are not going to be used after dark

Mr. Abbott asked about anticipated illegal dumping. Mayor Hankins stated that they will deal with that issue when it occurs.

Matt Blake, Greenwich, commended Hopewell for having the foresight to obtain the land in order to preserve it instead of it being developed. Purchasing this area will protect our quality of life in the future. As a fisherman we need to protect our lakes and streams. It is the type of space that our residents are asking for.

Mr. Abbott, Bridgeton, asked about the two applications for Green Acres. Mr. Goodreau explained that if Green Acres approves the Splash Park Application, then they will not consider the Bridgeton-Hopewell Application.

No one else desiring to be heard, it was moved by Mr. Spence and seconded by Mr. Surrency to close the public hearing on the Bridgeton Hopewell Green Acres application, which motion was passed by voice vote.

Pres. Zapolski closed the public portion on the Public Hearing.

Pres. Zapolski presented the minutes from the Meeting of December 20, 2011 and Work Session of December 20, 2011.

It was moved by Mr. Spence and second by Mrs. Lugardo-Hemple to dispense with the reading of said minutes as all members received copies and said minutes be approved as received which motion was carried.

Pres. Zapolski announced two Ordinances for first reading.

The Clerk read an ordinance entitled:

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF RECREATIONAL FACILITIES IN AND BY THE CITY OF BRIDGETON IN THE COUNTY OF CUMBERLAND, NEW JERSEY, APPROPRIATING \$1,500,00 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

It was moved by Mr. Thompson and second by Mr. Spence that this ordinance is adopted on first reading and that second reading, public hearing and final consideration be held on February 21, 2012 which motion was carried by unanimous roll call vote.

The Clerk read an ordinance entitled:

BOND ORDINANCE PROVIDING FOR INFRASTRUCTURE IMPROVEMENTS AND REPAIRS IN AND BY THE CITY OF BRIDGETON IN THE COUNTY OF CUMBERLAND, NEW JERSEY, APPROPRIATING THE \$4,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF.

It was moved by Mr. Spence and second by Mrs. Lugardo-Hemple that this ordinance is adopted on first reading and that second reading, public hearing, and final consideration be held on February 21, 2012 which motion was carried by unanimous roll call vote.

Pres. Zapolski announced no Ordinance for second reading.

Pres. Zapolski announced this is the time for comments on the consent agenda or any other matter of concern the public desires to address Council.

Pres. Zapolski stated that items J 18 authorizing the application for Green Acres Grant and J 19 authorizing the advertisement for RFP for Splash Pad have been added to the agenda.

It was moved by Mrs. Lugardo-Hemple second by Mr. Spence that the meeting be opened to the public for any one desiring to be heard, which motion was carried.

Pres. Zapolski opened the meeting to the public for anyone desiring to be heard at this time.

Mike Abbott, Bridgeton, asked when public hearing on the Bond Ordinance will be held. Solicitor stated it will be February 21st. Then he asked when the vote will be taken. Questioned why specific money amounts were removed.

George McLaughlin, Bridgeton, wanted to know what the improvements in the park will be. Mr. Goodreau responded it is for clean up of fallen trees in the raceway, replacement of pipes that go under the roadway from the raceway, and rebuilding breached areas of the raceway, and a cut off so it won't happen again. The City has to pay these costs up front, and we will be reimbursed a percentage from FEMA.

Mr. McLaughlin asked about the old bridge. Councilman Spence responded.

Al Martin, Bridgeton, inquired about a list of abandoned properties in Bridgeton. Mr. Goodreau responded that it is a work in progress at this time.

No one else desiring to be heard, it was moved by Mrs. Lugardo-Hemple and second by Mr. Thompson to close the public portion of the meeting, which motion was carried.

Pres. Zapolski closed the public portion of the meeting.

Pres. Zapolski announced all matters listed under items J-1, through items J-19, J 18 and J 19 being added, and J 6 being removed from the agenda, are considered routine and will be enacted upon by one motion, if discussion is desired that item will be removed from the consent agenda and will be acted upon separately.

It was moved by Mr. Surrency seconded by Mr. Spence that the following Resolutions listed under the consent agenda be adopted, which motion was carried by roll call vote. The original resolutions may be found in the Resolution Book

RESOLUTION NO 158-11 authorizing petty cash changes

RESOLUTION NO 159-11 approving insertion of revenue from Homeland Security Emergency Management Grant

RESOLUTION NO 160-11 authorizing cancelling balances in General Capital Improvement Appropriations

RESOLUTION NO 161-11 amending FY 12 Capital Budget

RESOLUTION NO 162-11 authorizing application to Local Finance Board for repairs to Sunset Lake and Raceway

RESOLUTION NO 163-11 authorizing modification of contract with DA Nolt, Inc.

RESOLUTION NO 164-11 authorize application for Lead Based paint Hazard Control Grant

RESOLUTION NO 165-11 authorize advertisement for RFP for emergency repair services for water/sewer as needed basis

RESOLUTION NO 166-11 authorize interlocal service agreement with Hopewell Township for EMS Services

RESOLUTION NO 167-11 authorizing appointment of Class II Officers

RESOLUTION NO 168-11 authorizing tax office changes – add back

RESOLUTION NO 169-11 authorizing tax office changes – refund overpayment

RESOLUTION NO 170-11 authorizing tax office changes on trash, water and sewer accounts

RESOLUTION NO 171-11 authorize advertisement for bids for Sodium Hypochlorite Solution

RESOLUTION NO 172-11 authorizing sale of Block 152 Lot 20

RESOLUTION NO 173-11 granting Senior Citizen exemptions

RESOLUTION NO 174-11 authorizing application for Green Acres grant for Splash Pad

RESOLUTION NO 175-11 authorizing readvertisement for RFP for Splash Pad

Pres. Zapolski presented the Schedule of Bills in the amount of \$575,952.47 all members having received copies.

It was moved by Mrs. Lugardo-Hemple and second by Mr. Thompson that the Schedule of Bills be approved and warrants be drawn on their various accounts and appropriations, which motion was carried by unanimous roll call vote. The original schedule may be found in the files under “S” Schedule of Bills.

Pres. Zapolski announced receipt of the following application:

Taxi License renewal for 2012 from Express Transit System, LLC, all fees being paid and application received.

It was moved by Mr. Thompson and second by Mrs. Lugardo-Hemple that said application be approved which motion was carried.

Pres. Zapolski announced receipt of the following reports.

December 2011 Reports

City Clerk's Office
Tax Office
Police Department (end of year)
Vital Statistics Office (annual report)
Fire and EMS (October/November)

It was moved by Mr. Surrency and second by Mr. Spence that said reports be received and filed which motion was carried.

Pres. Zapolski called upon the Mayor for comments.

Mayor Kelly informed Council about the Civil War Statue restoration.

Pres. Zapolski called upon Council for remarks.

Councilman Thompson no comments.

Councilman Surrency no comments.

Councilwoman Lugardo-Hemple – City Council is interested in your concerns and we try to do the right thing.

Councilman Spence stated that he wished people would contact Council when they have questions or concerns instead of going to the media. Council is here to listen, and dialogue with everyone.

Pres. Zapolski reiterated what Mr. Spence said regarding council is here to listen to the people's comments and concerns. Pres. Zapolski heard comments on the radio about items being discussed in closed session. He stated what council discusses in closed session satisfies the rules of the law. Our Solicitor makes sure that we follow the letter of the law. If there are any concerns Pres. Zapolski will address those matters with them. Appreciates the conversations with Mayor regarding the bond ordinance.

There being no further business to come before Council, it was moved by Mr. Spence and seconded by Mrs. Lugardo-Hemple to adjourn the meeting, which motion was carried.

Pres. Zapolski adjourned the meeting.

Respectfully submitted,

Mary L. Kimble
Deputy Clerk

APPROVED:

President Michael D. Zapolski, Sr.

Date: _____

Ordinance No. _____

**CITY OF BRIDGETON
ORDINANCE AMENDING CITY CODE SECTION 321**

WHEREAS, the City of Bridgeton has enacted ordinance provisions concerning taxicabs within the City of Bridgeton; and

WHEREAS, the Governor of the State of New Jersey signed A-1471 into law (P.L. 2011, c. 135) making sundry changes to taxicab laws; and

WHEREAS, the City of Bridgeton is desirous of updating its Municipal code to comply with the amended state taxicab law; and

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Bridgeton that Chapter 321 of the Code of the City of Bridgeton be and is hereby amended and Section 321 shall hereafter read as follows:

CHAPTER 321 TAXICABS

§ 321-1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CRUISING

Driving an empty taxicab along a public street at a slow rate of speed for the obvious purpose of soliciting passengers.

OPERATION OF A TAXICAB

Transporting in a taxicab one or more persons for hire, or accepting a passenger to be transported for hire from a point of departure within the City to a destination within or without the City shall be considered operation of a taxicab within the City. The operation of a taxicab by one other than the owner shall be deemed operation by the owner as well as by the person actually driving the taxi. The transportation of any person other than the owner or driver in any motor vehicle bearing a sign using the words "taxi," "taxicab," "cab" or "hack" shall be prima facie evidence of operation.

OWNER

Any person in whose name title to any taxicab is registered with the New Jersey Division of Motor Vehicles, or who appears in the Division's records to be a conditional vendee or lessee or has any other proprietary interest in a taxicab.

TAXICAB or TAXI

A motor vehicle used to transport passengers for hire which does not operate over a fixed route and is not hired by the day or hour.

TAXI STAND

A designated, and marked, location within the City where a taxicab may legally park.

§ 321-2 License for owner and driver required.

- A. No person shall operate a taxicab within the City unless both the owner and the driver of the taxicab are licensed under this chapter.

- B. All applications for taxicab owner's and operator's licenses shall be completed in their entirety and filed with the City Clerk. Any application which is deemed incomplete by the City Clerk, or their designee, shall be rejected. All completed applications shall have the date and time that they have been received recorded thereon.
- C. Each applicant for a owner's, or driver's, license shall have the following qualifications:
1. Be at least 21 years of age. This requirement becomes effective for all new applicants after the effective date of this Ordinance.
 2. Be a citizen, or legal resident, of the United States.
 3. Have a valid New Jersey driver's license.
 4. Be able to communicate in the English language as determined by the City Clerk.
 5. Be fingerprinted prior to the issuance of any license.
 6. Upon license approval, provide a recent (within 1 year) passport style photograph to the City Clerk.
7. Submit to a criminal history background check the results of which shall warrant disqualification for a license if a record of conviction is revealed for any of the following crimes:
- (a) Aggravated assault
 - (b) Arson
 - (c) Burglary
 - (d) Extortion
 - (e) Escape
 - (f) Homicide
 - (g) Kidnapping
 - (h) Robbery
 - (i) Sexual, or Aggravated Sexual, Assault
 - (j) Endangering the welfare of a child pursuant to N.J.S.A.. 2C:24-4
 - (k) Any crime pursuant to the provisions of N.J.S.A.. 2C:39-3; 2C:39-4, or 2C:39-9.
 - (l) Other than a disorderly persons, or petty disorderly persons offense, for the unlawful use, possession, or sale of a controlled dangerous substance as defined in N.J.S.A. 2C:35-2.
- 7-8. Not have been convicted of an equivalent offense in any other state pursuant to the crimes listed in §321-2(C)(7).
9. Based on the recommendation of the Chief of Police, criteria (7) and (8) shall not warrant automatic license disqualification provided that:
- (a) The person convicted can produce a Certificate of Rehabilitation issued pursuant to N.J.S.2A:168A-8 or,
 - (b) If the criminal offense occurred outside New Jersey, an equivalent certificate from the jurisdiction where the criminal offense occurred.
- D. Renewal applications. Previous convictions pursuant to §321-2(C)(7) or (8) that have satisfied the requirements of §321-2(C)(9) shall not be a basis for license disqualification provided that there has been no new disqualifying crime within the past year.
- ~~D.E.~~ Non-refundable fees for the services provided to license owners and drivers, transfer or replace licenses, inspect cabs, photograph and fingerprint licensees, and conduct background investigations shall be as provided in Chapter 149, Fees, Article II, Schedule of Fees, and are payable prior to providing the service.

§ 321-3 Types of licenses.

A. Driver's license. The holder of a Bridgeton taxicab driver's license shall be entitled to operate within the City any taxicab whose owner has been licensed under this chapter.

B. Owner's license. The holder of a taxicab owner's license shall be entitled to operate a taxicab owned by him within the City, provided that the person driving the cab holds a valid Bridgeton taxicab driver's license.

C. Driver's licenses shall not be transferred from one driver to another.

§ 321-3a Maximum number of Taxi Licenses

A. The maximum number of taxi driver's licenses that will be permitted in the City of Bridgeton shall be 21.

B. No taxicab company may have more than 7 taxis operating in the City of Bridgeton.

§ 321-4 Licensing of taxicab owners.

A. Application information.

(1) Application for a taxicab owner's license shall be made to the City Clerk. The forms and the information required thereon shall be established by the City Council by resolution.

(2) Applications shall be verified by oath or affirmation. Applications by a partnership shall give the information required for each partner and shall be verified by all partners.

Applications by a corporation shall give the information required for and be verified by all officers and directors and all persons holding more than 10% of the corporation's common stock, as well as the corporation itself.

B. Referral to police. Each applicant shall be referred to the Chief of Police or his designee, who shall immediately institute whatever investigation of the applicant's business responsibility, moral character and ability to properly conduct a taxicab business, as he considers necessary for the protection of the public.

C. Investigation. The Chief of Police or his designee shall investigate the application. A report containing the results of the investigation and evaluation, a recommendation by the Chief of Police that the license be granted or denied, and the reasons for the recommendation shall be forwarded to the City Clerk within 10 days from the request for the investigation.

D. Notice of hearing. The City Clerk shall advise the Council of the filing of an application on receipt of the report from the Chief of Police. The Council shall set a date for a hearing on the application and shall notify the applicant. The date set shall be within a reasonable time after the filing of the application.

E. Conduct of hearing. At the hearing any person who is a resident or taxpayer of the City may appear in person and make a brief statement or submit a written statement in support of or opposition to the granting of a license. In addition, the applicant and any other person who will be affected by the granting or denial of the license other than as a City resident or taxpayer shall have the right to be represented by an attorney, to testify himself or to present witnesses in support of his position, to cross-examine opposing witnesses and, at his own expense, to have a stenographic record made of the proceedings.

F. Factors considered. In determining whether to grant or deny the license, the City Council shall take into consideration the following factors:

(1) The character, business and financial responsibility and experience of the applicant, and the probability that, if granted a license, the applicant will operate his taxicab in accordance with the provisions of this chapter.

(2) Any other factors directly related to the granting or denial of the license which would substantially affect the public safety or convenience.

G. Issuance of license. The City Council shall by resolution grant or deny the license. If the application is approved, the Clerk shall issue the license upon forms established by the City Council by resolution.

H. A taxicab owner's license shall be valid for the remainder of the calendar year in which it is issued. The license fee per year or a portion thereof per vehicle shall be as provided in Chapter 149, Fees, Article II, Schedule of Fees, payable upon the filing of the application for the issuance or renewal of the license. Any amounts paid during the calendar year of this amendment towards licensing fees shall be prorated and any balance applied to the new fee applicable hereunder.

I. Renewals. A taxicab owner's license may be renewed by the City Council without a hearing upon the licensee's filing with the Chief of Police a sworn statement that there have been no changes in the information contained in the initial application.

J. All applications for taxicab owner's license shall contain, or be accompanied by, the following:

1. The names, age and residence of the applicant. A post office box is not acceptable.
 - a. If a partnership, the names, ages and residences of all partners along with the business address of the partnership.
 - b. If a corporation, the names, ages and residences of its president, secretary and treasurer along with its certificate of incorporation, certified copy of resolution authorizing this application and a certificate of good standing issued by the State of New Jersey not more than 30 days prior to the date of application. Corporations shall maintain an office in the City of Bridgeton, and their applications shall be signed by its president and attested by its secretary.
 - c. If a limited liability company, the names, ages and residences of all of its members, name, age and residence of managing member, certified copy of the resolution authorizing the application, certificate of good standing issued by the State of New Jersey not more than 30 days prior to the date of the application. All partners, corporate officers or members of the limited liability company applicant shall be at least 18 years of age.
2. (Reserved).

§ 321-5 Licensing of taxicab drivers.

A. Applications.

(1) Applications for a taxicab driver's license shall be made to the City Clerk's office upon forms provided by the City Clerk. The forms and the information required thereon shall be established by the City Clerk.

(2) The application shall be accompanied by a fee as provided in Chapter 149, Fees, Article II, Schedule of Fees, for the initial license period.

B. Referral to police. Each application shall be referred to the Chief of Police or his designee, who shall immediately institute whatever investigation of the applicant's business responsibility, moral character and ability to properly operate a taxicab, as he considers necessary for the protection of the public.

C. Investigation. The Chief of Police or his designee shall investigate the application. A report containing the results of the investigation and evaluation, a recommendation by the Chief of Police that the license be granted or denied, and the reasons for the recommendation shall be forwarded to the City Clerk within 10 days from the request for the investigation.

D. Issuance of license; contents. Upon approval of the application by the Mayor, the City Clerk shall immediately issue the applicant a taxicab driver's license. The license shall be signed by the Mayor. The license shall contain the licensee's name and address, physical description, signature and photograph.

E. Term of license; fees. An initial license to drive a taxicab shall be valid for the remainder of the calendar year in which it is issued. A taxicab driver's license may be renewed annually, unless it has been revoked or suspended, upon the payment of a fee as provided in Chapter 149, Fees, Article II, Schedule of Fees.

§ 321-6 Inspection of vehicles.

A. No license shall be issued until the said taxicab has been thoroughly inspected and it is determined that the following requirements are met:

(1) The taxicab is found to be in a safe condition for the transportation of passengers.

(2) The taxicab is of good appearance and well painted and varnished.

(3) There has been submitted with the application a certificate from a qualified individual or organization that the taximeter is recording the charges on fare accurately and that said meter has been inspected within 30 days of the application.

(4) There has been submitted with the application a certified check for the annual license fee.

(5) There has been submitted with the application a certificate from the Bridgeton Police Department that the said taxicab is in a clean and sanitary condition and that the rates of fare to be charged have been posted permanently on the taxicab so that they are visible to the passengers prior to the hiring of the taxicab and while riding in a taxicab.

B. Reinspection. All taxicabs shall be reinspected annually or more often if the Mayor so requires, and such inspection shall be conducted by the Bridgeton Police Department. In addition, a police officer may inspect a taxicab at any reasonable time to determine if it is clean, sanitary and in a safe and proper operating condition.

C. Failure to pass inspection. Any taxicab which fails to pass inspection shall be immediately taken out of service and shall not be operated again within the City until the defects which led to its rejection are corrected. In the case of minor defects which do not constitute an immediate danger to the health or safety of the public, the taxicab may continue to operate for a period of one week, at the end of which time it shall be reinspected. If the defect has not by then been corrected, the vehicle shall immediately be taken out of service and shall remain out of service until the defect is corrected.

§ 321-7 Identification of taxicabs.

A. Identification required. Each taxicab operated in the City shall have a sign painted on each rear door. The sign shall contain the owner's name and the words "Taxicab" or "Taxi" in letters that are not less than four, nor more than eight inches, in height.

B. Imitation of color scheme or insignia. No taxicab operated in the City shall imitate the color scheme or any identifying design or insignia of another taxicab lawfully operating in the City, nor

shall one taxicab have a color scheme or identifying design or insignia which is as similar to that of another taxicab as to be likely to have a tendency to mislead the public. The person first using a particular color scheme or identifying design or insignia for his taxicab shall have the prior right to it.

C. Taxi Number. The owner of each taxicab shall display on the body of the vehicle the taxi license number issued to that vehicle. The number shall be issued by the City Clerk, and be 3 inches in height and located in the center of the rear quarter panels on the driver and passenger sides and the rear center line of the trunk of the vehicle.

D. Municipality Name. Each taxicab shall display on each rear door of the vehicle the words "City of Bridgeton, N.J." in block letters 3 inches in height.

E. It shall be the taxi company owner's responsibility to ensure that all taxi identification markings required by sub-sections A through D above are removed within 5 days of removing the vehicle from service, or immediately upon selling or transferring the vehicle title.

§ 321-8 Fares.

A. The rates of fare to be charged within the City limits of the City of Bridgeton shall be posted permanently on the taxicab so that the rates are visible to persons prior to hiring the taxicab and passengers while riding in the taxicab.

B. Receipts. The driver of a taxicab upon request shall give the passenger a receipt for the amount charged. The receipt shall show the name of the owner, the license number of the taxicab, the amount of the fare, and the date of the transaction.

C. Refusal to pay fare. No person after hiring a taxicab shall refuse to pay the legal fare, nor shall any person hire a taxicab with the intent not to pay the legal fare.

D. Disputes over fares. All disputes as to the rate of fare shall, upon request of the driver or passenger, be determined by the police officer in charge of the City police station. Failure to comply with the officer's determination shall be a violation of this chapter.

§ 321-9 Insurance policy required.

A. No taxicab shall be licensed until an insurance policy or certificate in lieu thereof, together with power of attorney appointing the Business Administrator as lawful attorney for the acknowledgment of service, has been filed with the City Clerk pursuant to N.J.S.A. 48:16-1 to 48:16-22, as amended and supplemented.

B. The minimum liability insurance required for a taxicab license in the City shall be \$100,000 single limit, or such lesser amount as is the maximum being written by insurance carriers in the state for taxicab insurance, but in no event less than the requirements of N.J.S.A. 48:16-3.

§ 321-10 Rules and regulations.

The Business Administrator may establish, with the approval of the Mayor, regulations relating to the operating of taxicabs and the conduct of licensees. A copy of the rules and regulations shall be furnished to each licensee.

§ 321-11 Cruising and soliciting; use of taxi stands.

A. Cruising prohibited. No taxicab owner or operator shall cruise on the streets of the City at any time for the purpose of soliciting passengers.

B. Parking restricted to taxi stands. No operator of a taxicab shall park on any street within the City except at those places designated and marked as taxi stands. This prohibition shall not apply to a

taxicab that is stopped waiting to pickup, or discharge, passengers. Taxi stands are designated at the discretion of the Director - Public Works who shall provide a listing of taxi stand locations to the City Clerk.

C. Soliciting passengers. No taxicab operator while waiting for employment shall stand on any public street or place other than at a designated taxi stand. Nor shall any driver seek employment by repeatedly and persistently driving to and fro on a short space before, or by otherwise interfering with the proper and ordinary access to or egress from, any public, or private, place.

§ 321-12 Suspension or revocation of licenses.

A. Generally. In addition to the causes for revocation of a license set forth in Chapter 200, Licensing, Article I, General Licensing Requirements, any license issued under this chapter may be revoked or suspended or any application for the issuance or renewal of a license denied, for any of the following reasons:

- (1) Failure to render reasonable, prompt, safe and adequate taxicab service.
- (2) The existence of a judgment unsatisfied of record against the licensee or applicant in any suit arising over the operation of a motor vehicle.
- (3) Permitting any taxicab owned or driven by the licensee to become unsafe, unsanitary or dirty.
- (4) Failure to comply with all applicable laws of the State of New Jersey, the ordinances of the City or the rules and regulations adopted in accordance with this chapter.

B. Drivers. If the licensee is a driver, his license may also be revoked or suspended for the following reasons:

- (1) Revocation or suspension of his New Jersey motor vehicle operator's license.
- (2) Contraction by the licensee of a communicable or contagious disease.
- (3) Operating a taxicab in a reckless or grossly negligent manner, or habitually operating a taxicab in a negligent manner.

§ 321-13 Rates and meters.

A. Taximeter.

- (1) No person shall operate a taxicab unless and until the taxicab has been equipped with a taximeter of a type and design approved by the State Division of Consumer Affairs, Office of Weights and Measures.
- (2) The taximeter shall be located in the cab so as to be visible to the passengers at all times, and it shall be the duty of the person operating the cab to keep the meter operating at all times within such standard of accuracy as may be prescribed from time to time by the State Division of Consumer Affairs, Office of Weights and Measures.
- (3) No passenger shall be carried in any cab unless the taximeter is in operation. This provision shall apply regardless of whether the taxicab is engaged for a trip entirely within the boundaries of the City or partially outside the City. The meter shall be kept operating continuously during the entire time that it is engaged in the transportation of passengers for compensation at all times that the point of origin or the point of return for the passenger is within the limits of the City.
- (4) No taxicab shall be permitted to operate in the City of Bridgeton unless the driver shall have in his possession a meter registration form, a "Form 50", and valid meter calibration

sticker affixed to the meter from the individual or organization qualified to so certify that the taximeter is recording the service for fares accurately.

B. Flag. All taximeters shall be equipped with a flag. The flag shall be kept up or at a vertical position when the taxicab is for hire and shall be kept down or at a horizontal position when the taxicab is engaged. Any taxicab transporting a person with the flag in the upward position shall be known as "high flag." Any driver transporting a person for hire with the flag in the above position shall, upon hearing before the City Council, have his license suspended for a period not to exceed six months.

C. Dial. Taximeters shall have a dial or dials which register the tariff in accordance with established rates of fare. The taximeter shall be so placed that the dial is in plain view of the passenger while riding in the taxicab or upon alighting. Taxicabs shall be equipped with a light which during the period between sunset and sunrise shall reflect upon the dial of the taximeter so as to enable the passenger to read the figures.

D. Top light. Each taximeter shall be furnished with a tamperproof switch within the system of electrical distribution so that when the taximeter flag is in the vacant or non-earning position, the roof light will be lit, and when the meter flag is thrown to an earning position, the top light will go off.

E. Rates of fare. No person owning or operating or controlling any taxicab in the City of Bridgeton shall charge other than the following rates to be determined by the taximeter:

- (1) The minimum (or Flag Drop) fare shall be: \$2.50.
- (2) For each additional meter mile: \$2.50. Fractions of each mile shall be calculated at the rate of \$0.25 per 1/10 of a mile.
- (3) For each 1/2 minute of waiting time or fraction thereof: \$0.15.
- (4) For each package delivered: \$1.50.
- (5) For each additional passenger there shall be charged a fare of \$0.30 per person. The fare shall be registered on the taximeter's extra button. Two children under the age of 10 years shall be considered the equivalent of one adult. Where the driver is required to carry, transport, or handle groceries, an additional charge of \$0.10 per bag shall be made.

§ 321-14 Violations and penalties; misstatement on application.

If the applicant purposely misstates the facts on the application, in addition to the ability of the Council to deny the application or suspend or revoke the license, if previously applied for or granted, the applicant shall be deemed to have violated this chapter and be subject to the maximum penalties as set forth in Chapter 1, Article III, General Penalty. There shall be a rebuttable presumption that any misstatement on the application is purposeful.

BE IT FURTHER ORDAINED that this ordinance shall take effect according to law.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the _____ day of _____, 2012, at _____ P.M.

ATTEST:

Darlene J. Richmond, RMC
City Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

BE IT RESOLVED that the re-appointment of June Leek, to the Bridgeton Housing Authority term to expire December 17, 2013 is hereby confirmed by resolution of the City Council of the City of Bridgeton.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th day of February, 2012.

ATTEST:

Darlene J. Richmond, RMC, City Clerk

Michael D. Zapolski, Sr.,
Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

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

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with Bridgeton Municipal Clerk as per the requirements of 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 Jersey to prescribe reports pertaining to the Local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5130-6.5, 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 Questions Costs” or “Findings and Recommendations: and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specially the sections of the Annual Audit entitled: “Findings and Questions Cost” or “Findings and Recommendations, as evidence by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolutions 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 State of New Jersey may subject the members of the governing body to 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 no 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 City Council of the City of Bridgeton, 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.

ADOPTED: February 7, 2012

ATTEST:

Darlene J. Richmond, RMC, City Clerk

Michael D. Zapolski, Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

WHEREAS, Soroptimist International of Cumberland County applied to the City of Bridgeton for licenses to hold 3 Raffles and 1 Bingo Game on October 14, 2011, and

WHEREAS, NJ State Legalized Games of Chance will not permit the games to be held at the location on the license, making the venue move out of the jurisdiction of Bridgeton City.

WHEREAS, the City of Bridgeton wishes to refund the monies collected for the three raffle applications and bingo application (\$20.00 each) in the total amount of \$80.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bridgeton that \$80.00 be refunded to Soroptimist International of Cumberland County for raffle and bingo licenses that can not be held within the city limits.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7 day of February, 2012

ATTEST:

Darlene J. Richmond, RMC
Municipal Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

WHEREAS, the following changes need to be made in the Tax Collector's Office as stated below:

Refund Tax Sale Certificate #11-00750, \$ 553.98
US Bank for Pro Capital, lienholder
Spinelli, owner in bankruptcy

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIDGETON that the above changes be made and the records in the Tax Collector's Office be adjusted accordingly.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th day of February 2012.

ATTEST:

Darlene J. Richmond, RMC
City Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert B. Kelly, Mayor

Submitted by Mary Pierce

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

WHEREAS, the following changes need to be made in the Tax Collector's Office as stated below:

Refund Dog License #D12-000020 \$ 10.00
Fabricio Morales
Dog/owner is not in Bridgeton

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIDGETON that the above changes be made and the records in the Tax Collector's Office be adjusted accordingly.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th Day of February 2012.

ATTEST:

Darlene J. Richmond, RMC
City Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert Kelly, Mayor

Submitted by Mary Pierce

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

BE IT RESOLVED by the City Council of the City of Bridgeton that the following changes be made on the water, sewer and trash accounts due to the reasons stated below:

Water, Sewer, Trash Corrections

2176	D. Jones	\$-80.85	Basement flooded/not sewer
5275	J. Pollack	\$-140.00	Billed Twice
15732	Hopewell Township	\$-57.35	

Turn On's/Offs

2889	R. Strickland	-\$180.00	Turn Off-Trash
4638	J. Veight	-\$360.00	Trash-Remove 1 un/1 yr
4638	J. Veight	-\$180.00	Remove 1 Unit
5186	P. Saulin	+\$180.00	Turn On-Trash
969-1	E. Rarey	-\$920.00	Removed 1 Un-W,S,T-1 yr
969-0	E. Rarey	-\$360.00	Remove 2 Un-Trash
1078	N. Ponte	-\$180.00	Turn Off-1 Unit-Trash
4684	N. Ponte	-\$360.00	Turn Off-2 Un-Trash
2320	N. Ponte	-\$180.00	Turn Off-Trash
1051	N. Ponte	-\$180.00	Turn Off-Trash
4800	N. Ponte	-\$720.00	Turn Off-4 Un-Trash
2795	J. Sanchez	-\$180.00	Turn Off-Trash
2233	J. Solarzano	-\$180.00	Turn Off-Trash
2830	S. Santos	-\$180.00	Turn Off-Trash
1779	D & H Kaminer	-\$360.00	Turn off-2 Un-Trash
65-0	G. Stergiou	+\$180.00	Turn On-Trash
1972	D & H Kaminer	-\$360.00	Turn Off-2 un-Trash
4218	L. Dabney	+\$180.00	Turn On-Trash

5277	P. Whyte	-\$120.00	Turn Off-Trash
525	M. Peterson	-\$120.00	Turn Off-Trash

Senior Citizen

2511	B. Morris	+60.00	SC Removed
1371	C. Williams	+60.00	SC Removed

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th day of February 2012.

ATTEST:

Darlene J. Richmond, RMC
City Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO. _____

WHEREAS, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and,

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

SECTION 1.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Bridgeton, County of Cumberland, hereby requests the Director of the Division of Local Government Services to approve the insertion of additional revenue in the Fiscal Year 2012 Budget in the amount of \$2,500.00 which item is funded through Keep America Beautiful.

SECTION 2.

BE IT FURTHER RESOLVED THAT, a like sum of \$ 2,500.00 is hereby appropriated under the caption of:

Keep American Beautiful	\$2,500.00.
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BE IT FURTHER RESOLVED that two (2) certified copies of this resolution be forwarded to the Division of Local Government Services.

Adopted at a regular meeting of the City Council of the City of Bridgeton held on February 7, 2012 at 6:30 PM.

Attest:

Darlene J. Richmond, RMC
City Clerk

Michael D Zapolski, Sr.
City Council President

Approved:

Albert B. Kelly
Mayor

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON
AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE
CITY OF BRIDGETON**

Whereas, the City of Bridgeton in the County of Cumberland has determined that it owns certain lands which are no longer needed for public use and desires to sell the same so as to return it to the tax rolls; and

Whereas, the City of Bridgeton, pursuant to the New Jersey Public Lands and Building Statute, has previously adopted an Ordinance No. 07-14, authorizing the sale of the properties known as Block 133, Lots 6, 9, 20; Block 134, Lots 14 (including 15, 16, 17); Block 145, Lots 10 and 17, after advertising the same pursuant to N.J.S.A. 40A:12-1 et seq; and

Whereas, the Ordinance authorizing any such sale was conditioned upon the approval of the City Council of the City of Bridgeton accepting the terms and conditions of each transaction; and

Whereas, an offer has been received on Block 133, Lots 6, 9, 20; Block 134, Lots 14 including 15, 16, 17); Block 145, Lots 10 and 17.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bridgeton, that the mayor and Clerk are authorized to execute all documents to sell Block 133, Lots 6, 9, 20; Block 134, Lots 14 (including 15, 16, 17); Block 145, Lots 10 and 17 to the following bidder for the following price:

Cumberland Empowerment Housing, L.L.C. - \$4,500.00 (total price)

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton, that the conditions of sale are as follows: the Buyer shall be responsible for all costs of such sale including a \$350.00 fee payable to Baker, Krell, Haag & Bertram, L.L.C. representing the cost to the City of preparation of the City's selling documents (one Deed for all lots, Affidavit of Consideration and GIT/REP-3 form) including the cost of recording the Deed from the City.

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton, that the following conditions shall also apply and that the Mayor and Clerk be permitted to execute the following documents: the Memorandum of Understanding and an Agreement of Sale setting forth terms and conditions of this transaction and Cumberland Empowerment Housing, L.L.C.'s rehabilitation of the properties as well as an access agreement pending sale.

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton, that Buyer's failure to abide by the terms of the Agreement of Sale will result in forfeiture of the property and title to same, including any improvements or approvals, reverting back to the City of Bridgeton, in the County of Cumberland without compensation to buyer.

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton that the Buyer is further reminded that the City of Bridgeton does not guarantee the marketability of the properties and reminds the Buyer to obtain title work and/or title insurance to guarantee title to the properties, nor does the City of Bridgeton guarantee the condition of the properties or their suitability for any particular purpose.

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton, that when Buyer has received written verification from the City Code Enforcement Officer that the conditions as to construction in accordance with the terms and conditions of the Memorandum of Understanding and subsequent Agreement of Sale to be executed and any other relevant documents have been met and provided same to the City Solicitor's satisfaction, the Mayor and Clerk are authorized, if requested by Buyer, to execute any necessary documents, including but not limited to a Deed removing the conditions and vacating the reverter language at the Buyer's cost of \$350.00, including the cost of recording such Deed, payable to Baker, Krell, Haag & Bertram, L.L.C.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th day of February 2012 at 6:30 pm

ATTEST:

Darlene Richmond, City Clerk

Michael D. Zapolski, Sr., Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

WHEREAS, the following applicants have applied for Senior Citizen, Disabled, or Remaining Spouse Exemption for the year 2012 under N.J.S.A. 54:4-8.40 et seq. and,

WHEREAS, the applicants have presented all necessary papers which qualify them for the exemption and,

WHEREAS, it is the desire of the Tax Assessor to amend records and grant the exemptions.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIDGETON that the following applicants be granted exemptions as listed below for the year 2012. The Tax Collector is hereby authorized to amend her records to show these exemptions in the amount of \$375 (@ 250 an applicant).

<u>NAME</u>			<u>BLOCK/LOT</u>
Jesus Solorzano 423 North Pearl Street	Senior Citizen	(250)	64 / 7
Edwina Murphy 11 Church Street.	Senior Citizen	(125)	100 / 7

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on Tuesday evening, February 7, 2012

ATTEST:

City Clerk Darlene J. Richmond, RMC

Michael D. Zapolski, Sr.
Council President

APPROVED:

Mayor Albert B. Kelly

**RESOLUTION OF THE CITY OF BRIDGETON AUTHORIZING THE EXECUTION
OF A POWER PURCHASE AGREEMENT AND A SITE LICENSE AGREEMENT IN
CONNECTION WITH THE CUMBERLAND COUNTY IMPROVEMENT
AUTHORITY'S RENEWABLE ENERGY PROGRAM**

WHEREAS, the Cumberland County Improvement Authority has developed a program ("Program") to provide for, among other things, the financing, design, construction, installation, operation and maintenance of solar and other renewable energy projects ("Renewable Energy Projects") to be located on certain buildings, structures and lands ("Facilities") owned by the County of Cumberland ("County") and by municipalities, boards of education and other public bodies and local government entities in the County (collectively, "Local Units"); and

WHEREAS, on August 17, 2011, the Cumberland County Improvement Authority rejected all proposals received in response to the Request for a Developer of Photovoltaic Systems with respect to Certain Local Government Facilities within the County (the "RFP") issued on June 23, 2011, because they failed to conform to the requirements of the RFP; and

WHEREAS, on August 30, 2011 the Cumberland County Improvement Authority re-issued the RFP (the "Reissued RFP"); and

WHEREAS, the proposals received in response to the Reissued RFP were rejected on October 19, 2011 because they failed to conform to the requirements of the Reissued RFP; and

WHEREAS, by Resolution adopted on October 19, 2011 the Executive Director was authorized and directed to negotiate a contract pursuant to the Local Public Contracts Law with the vendors who proposed on August 16, 2011 and on October 6, 2011, and any others who may be interested; and

WHEREAS, the Executive Director, with the assistance of the Cumberland County Improvement Authority's legal, technical and financial professionals (collectively the "Evaluation Team"), entered into negotiations with AM Solar Corp., SunLight General/Lend Lease; Sun Edison/RAI Services, and Tioga Energy/Pro-Tech Energy; and

WHEREAS, the Evaluation Team will be recommending an award under Option 1 of the RFP to AM Solar Corp. as the Successful Respondent at its proposed Power Purchase Agreement ("PPA") of \$0.10 per kWh with an annual escalation of 2.5%; and

WHEREAS, the Local Units, including the City of Bridgeton, are in agreement with the recommendation of AM Solar Corp. as the Successful Respondent, and the City of Bridgeton desires to authorize execution of all necessary documents, including without limitation, the PPA and the Site License Agreement, substantially in the form annexed hereto as **Exhibit A** and **Exhibit B**.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bridgeton as follows:

1. The foregoing recitals are incorporated herein as if set forth at length.
2. The Mayor and City Clerk are hereby authorized and directed to, (a) upon formal action of the Cumberland County Improvement Authority to accept AM Solar Corp.'s proposal, execute the Power Purchase Agreement (PPA) at the PPA Price of \$0.10 per kWh, with an annual escalation of 2.5% for a term of fifteen (15) years, and the Site License Agreement, substantially in the form attached hereto as **Exhibit A** and **Exhibit B**, and (b) take such other action, including without limitation the execution and delivery of such other certificates, instruments or other documents in connection therewith or otherwise contemplated thereby.
3. This Resolution shall take effect immediately.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 7th day of February, 2012 at 6:30 P.M.

ATTEST:

Darlene Richmond, RMC
City Clerk

Michael D. Zapolski, Sr.
City Council President

APPROVED:

Albert B. Kelly
Mayor

EXHIBIT A

[See Attached Power Purchase Agreement]

EXHIBIT B

[See Attached Site License Agreement]

RESOLUTION NO.

RESOLUTION AUTHORIZING SALE OF MID-MOUNT
TOWER/LADDER FIRE TRUCK

WHEREAS, the City of Bridgeton is desirous of replacing the 2006 Seagrave 100' Midmount Tower/Ladder Truck; and

WHEREAS, the City of Bridgeton offered the existing truck for sale by soliciting sealed bids from interested purchasers; and

WHEREAS, no offers were received from interested purchasers; and

WHEREAS, the City of Bridgeton received an offer from the City of East Grand Forks, MN to purchase the truck for \$625,000, contingent upon an inspection and evaluation of the truck, after the date for sealed bids; and

WHEREAS, N.J.S.A. 40A:11-36 (2) authorizes a sale of equipment to another governmental unit; and

WHEREAS, the City Council of the City of Bridgeton believes that it is in the interest of the City of Bridgeton to sell the existing Tower/Ladder truck and use the proceeds to offset the cost of a new vehicle needed to meet the public safety needs of the City of Bridgeton,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Bridgeton, that the offer of \$625,000 for the City of East Grand Forks, MN is accepted; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to complete all requirements for the sale of the truck to the City of East Grand Forks, MN.

ADOPTED at a Regular meeting of the City Council of the City of Bridgeton held on the 7th day of February, 2012 at 6:30 PM.

ATTEST:

Darlene J. Richmond, City Clerk

Michael D. Zapolski, Sr.
Council President

APPROVED:

Albert B. Kelly, Mayor

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON
AUTHORIZING A REQUEST FOR PROPOSALS (RFP) PERTAINING TO THE HIRING OF
A QUALIFIED FIRM TO UNDERTAKE DEVELOPMENT OF A PARK MASTER PLAN
FOR THE BRIDGETON CITY PARK

WHEREAS, the City of Bridgeton has identified the Bridgeton City Park as a key asset and the recreational opportunities therein as being vital to the quality of life and the economic well-being of the City of Bridgeton and its residents; and

WHEREAS, the City of Bridgeton seeks to enhance the City park as an asset along with those related recreational opportunities by identifying and cultivating park features and recreational venues to improve the quality of life for residents, as well as further economic growth and development in the community through this asset; and

WHEREAS, the City of Bridgeton has determined that development of various recreation venues, park features, growth plans, and related ideas should take place in and for the Bridgeton City Park; and

WHEREAS, the City of Bridgeton, after determining need, has identified the hiring of a qualified professional firm for the purpose of doing analysis leading to the development of a Master Plan for the City Park as the most practical, actionable, and productive means of providing sound development, enhanced recreational opportunities leading to enhanced economic development opportunities in the context of the City Park; and

WHEREAS, the City Council of the City of Bridgeton is desirous of seeking proposals for a City Park Master Plan; and

WHEREAS, such a Request for Proposal (RFP) has been prepared; and

WHEREAS, the City Council of the City of Bridgeton is desirous of authorizing advertisement for such proposals as described herein;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bridgeton that the City Clerk be and is hereby authorized to advertise for Requests for Proposal (RFP) as it relates to the development of a Master Plan for the Bridgeton City Park

BE IT FURTHER RESOLVED that the Mayor or his designated representatives are hereby authorized to execute any and all documents required to carry out the intent and purpose of this resolution.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on February 7, 2012.

ATTEST:

Darlene J. Richmond, City Clerk

Michael D. Zapolski, Sr. Council President

APPROVED:

Albert B. Kelly, Mayor

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON
AMENDING RESOLUTION AUTHORIZING THE SALE
OF CERTAIN PROPERTY OWNED BY THE
CITY OF BRIDGETON**

WHEREAS, the City of Bridgeton in the County of Cumberland by Resolution No. 59-11 approved the sale of properties known as Block 190, Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 & 16 being situated on Pamphylia Ave. and Independence Rd. to Tri-County Community Action Agency, Inc., t/a Gateway Community Action Partnership; and

WHEREAS, Resolution No. 59-11 provided for the execution of all documents to be by the Mayor and Clerk.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bridgeton, that Resolution No. 59-11 is amended to authorize the City's Business Administrator and City Clerk to execute all documents to sell Block 190, Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 & 16 being situated on Pamphylia Ave. and Independence Rd. as set forth in Resolution No. 59-11.

BE IT FURTHER RESOLVED, by the City Council of the City of Bridgeton wherever the amount of \$200.00 is mentioned in Resolution No. 59-11, that that amount shall now be \$350.00, payable to Baker, Krell, Haag & Bertram, L.L.C.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the _____ day of _____, 2012 at _____ P.M.

ATTEST:

Darlene Richmond, City Clerk

Michael D. Zapolski, Sr., Council President

APPROVED:

Albert B. Kelly, Mayor

CITY OF BRIDGETON

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR COLLECTION OF MUNICIPAL COURT DEBT

WHEREAS, the City of Bridgeton advertised for requests for proposals for the private collection of municipal court debt, and

WHEREAS, the State of New Jersey has enacted legislation permitting the private collection of municipal court debt under certain circumstances; and

WHEREAS, proposals were received on July 19, 2011; and

WHEREAS, Professional Account Management, LLC, a subsidiary of Duncan Solutions, Inc. responded to the RFP; and

WHEREAS, the Municipal Court Services Division of the New Jersey Administrative Office of the Courts office has reviewed and approved the form of contract submitted with regard to such services; and

WHEREAS, the award of this contract is in compliance with the Pay to Play Legislation, N.J.S.A. 19:44A-20.5, et seq.;

WHEREAS, the City Council of the City of Bridgeton is desirous of awarding the aforesaid contract to Professional Account Management, LLC;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bridgeton that the Mayor and Clerk be and are hereby authorized to enter into an agreement in form satisfactory to the Solicitor of the City of Bridgeton and upon approval by the AOC with Professional Account Management, LLC for the private collection of municipal court debt; and

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the _____ day of _____, 2012, at _____ P.M.

ATTEST:

Darlene Richmond, City Clerk

Michael D. Zapolski, Sr., Council President

APPROVED:

Albert Kelly, Mayor

**RESOLUTION RESCINDING MORATORIUM WITH RESPECT TO THE
ISSUANCE OF CONSTRUCTION PERMITS CONTAINED IN
RESOLUTION 347-07 AND 327-07**

WHEREAS, the City Council of the City of Bridgeton previously, due to a lack of water availability, passed resolutions 347-07 and 327-07 imposing a moratorium on the issuance of building permits; and

WHEREAS, the City of Bridgeton has, in the interim, taken measures to increase its water supply and firm capacity; and

WHEREAS, the City of Bridgeton has adequate supply and firm capacity to supply the needs of new users to the water supply of the City of Bridgeton; and

WHEREAS, there is no longer a need to have a moratorium in effect with respect to the issuance of building permits or with respect to the addition of new connections to the water supply system of the City of Bridgeton; and

WHEREAS, the City Council of the City of Bridgeton is desirous of repealing the aforesaid resolutions;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Bridgeton, that inasmuch as the City of Bridgeton's water supply and firm capacity have increased as a result of improvements to the water supply system, the moratorium with respect to building permits imposed by resolutions 347-07 and 327-07 is hereby rescinded and said resolutions are no longer of any force and effect.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the day of _____, 2012, at _____ P.M.

ATTEST:

Darlene Richmond, City Clerk

Michael D. Zapolski, Sr., Council President

APPROVED:

Albert B. Kelly, Mayor

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIDGETON

BE IT RESOLVED that the appointment of Robin Wood, to the Zoning Board of Adjustment term to expire December 1, 2015 is hereby confirmed by resolution of the City Council of the City of Bridgeton.

ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the day of February, 2012.

ATTEST:

Darlene J. Richmond, RMC, City Clerk

Michael D. Zapolski, Sr.,
Council President

APPROVED:

Albert B. Kelly, Mayor