

April 1, 2008

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of April 1, 2008 called by the Mayor, Lawrence E. Pennock, in the Community Hall at 7:00 PM with the salute to the flag was included in a list of meetings notice sent to the Retrospect and the Courier Post on January 3, 2008, and advertised in the Retrospect on January 11, 2008 and in the Courier Post on January 4, 2008, posted on the bulletin board in the Municipal Building on January 4, 2008 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Roll Call: Councilman Beeman, Councilwoman Hook, Councilwoman Jones, Councilwoman Lewis (arrived 7:26 PM) and Councilman Passon were all present. Councilman Fisher was absent (excused). Solicitor Platt was also present.

Motion made by Councilman Passon to approve the minutes of the Regular Meeting of March 4, 2008. Seconded by Councilwoman Jones. All ayes.

Motion made by Councilwoman Jones to approve the Working Session minutes from March 18, 2008. Seconded by Councilman Passon. All ayes.

Motion made by Councilman Passon to approve the vouchers provided the proper affidavits are attached. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes and Councilman Passon-yes.

OPEN TO THE PUBLIC AT 7:01 PM:

Stephen Banchi-Director of the Board of Health-discussed the two residents that did not get their dog licenses and Ordinance #2008-2.

Robbert Worrell-Emergency Management Coordinator-Setting up blood drive with the Red Cross. Saturday, April 12, 2008-revamping the OEM. Countywide drill coming up in June, 2008. OEM conference May 5th thru May 9th. Will send e-mail regarding 402 class in South Jersey. NIMS compliance is 97%. Alarm boxes for AEDs came in – one for the school and one for downstairs. Panasonic will send quotes on lab tops.

Frank Seney-Remington & Vernick-Received two quotes for the Multi-Purpose Building (electric). Discussed the MPB and the bids received. Need to contact Verizon to put a hard line in the MPB.

Briefly discussed Camden County Improvement Authority.

CLOSED TO THE PUBLIC AT 7:23 P.M.:

REPORT:

Councilwoman Jones-received letter from Moorestown Visiting Nurses regarding a free health screening for residents during one of our public events. Senior Luncheon is closed before 2:00 PM each day.

Councilman Beeman-wants Mayor to send a letter to the newspapers regarding our multiple shared services with other municipalities. (There have been many statements made by other people outside of Audubon Park about our town.)

Councilwoman Hook-no report at this time.

Councilman Passon-discussed the gates at the school and towns in North Jersey combining police forces.

Councilwoman Lewis-will provide reports for the MPB rentals.

Mayor Pennock-Councilman Fisher stepped down from the 4th of July. May 10th set up town yard sale as 4th of July fundraiser. Joe Hoffmann recommended that we don't adopt the budget until later. The Governor is loosening his reigns on CMPTRA. Audubon laid off two police officers.

COMMUNICATIONS:

NJLM – Copies of Municipal Directories cost \$25.00 each.

United Lift-Contract Renewal

Camden County CDBG-Cooperation Agreement that you plan to participate in the CDBG and HOME Programs for the next 3 years.

Moorestown Visiting Nurse Association-free health screenings during your public events.

NJ Local Boards of Health – Membership \$95.00

OLD BUSINESS: NONE

NEW BUSINESS:

RESOLUTION OF THE BOROUGH OF AUDUBON PARK

DESIGNATING RISK MANAGER FOR THE BOROUGH OF AUDUBON PARK 2008:14

WHEREAS, there exists a need for the appointment of a Risk Manager for the year 2008; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for the "Professional Services" without competitive bids and the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council of the Borough of Audubon Park as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Associated Insurance Partners, 515 Grove Street, Suite 1 C, Haddon Heights, NJ 08035.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5 (1) (a) of the Local Public Contracts Law because the aforesaid agreement encompasses professional services recognized and regulated by law, and is of a nature where it is not possible to obtain competitive bids.

3. A notice of this action shall be printed once in "The Retrospect" as required by law within ten days of its passage.

4. Your company will be required to comply with the requirements of P.L. 1975 c. 127 (NJAC 17:27).

Motion made by Councilman Passon to adopt resolution #2008:14. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

RESOLUTION 2008:15

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

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to 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. 5:30-6.5, 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 Questioned 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 specifically the sections of the Annual Audit entitled " Findings and Questioned Costs" or " Findings and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution 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 the State of New Jersey may subject the members of the governing body to the 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 not more (\$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 Mayor and Council of the Borough of Audubon Park, 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.

Motion made by Councilman Passon to adopt resolution 2008:15. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

RESOLUTION TO ADOPT THE 3 YEAR COOPERATION AGREEMENT WITH THE COUNY OF CAMDEN 2008:16

WHEREAS, the Borough of Audubon Park and the County of Camden wish to establish a cooperative means of conducting certain eligible community development and affordable housing activities; and

WHEREAS, Title 1 of the Housing and Community Development Act of 1974, and the HOME program Act of 1991, as amended, provides federal funds being made available to Camden County for use to carry out eligible Community Development Activities therein; and

WHEREAS, the Interlocal Services Act (N.J.S.A. 40:8A-1 et seq.) as amended, provides a

mechanism through which counties and municipalities may enter into agreements for the provisions of joint services; and

WHEREAS, the Borough of Audubon Park will propose certain activities to be carried out under the 31st, 32nd and 33rd Year Community Development and HOME Programs; and

WHEREAS, the aforesaid activities are in the best interest of the Borough of Audubon Park;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Audubon Park that the 31st, 32nd and 33rd Year Cooperation Agreement be adopted.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment as provided by law.

Motion made by Councilman Passon to adopt resolution #2008:16. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

**RESOLUTION PROCLAIMING APRIL ALCOHOL
AWARENESS MONTH IN THE BOROUGH OF AUDUBON PARK**

2008:17

WHEREAS, alcohol is a primary factor in the four leading causes of death for young persons ages 10-21; and

WHEREAS, almost 6500 persons ages 10-21 die each year: almost 2400 in drinking and driving crashes, almost 2400 die from other accidents, falls, fires, etc., 1500 die in alcohol-related homicides and 300 due to suicide; and

WHEREAS, approximately 9.7 million current drinkers in the United States are between the ages of 12-20; and

WHEREAS, adolescents use alcohol more than tobacco or illicit drugs; and

WHEREAS, young people begin drinking, on average, at 13.1 years of age; and

WHEREAS, young people who begin drinking before age 15 are four times more likely to

develop alcohol dependence than those who begin drinking at age 21; and

WHEREAS, alcohol use is linked to as many as two-thirds of all sexual assaults and date rapes of teens and college students; and

WHEREAS, alcohol abuse is a major factor in unprotected sex among youth increasing their risk of contracting HIV or other transmitted diseases; and

WHEREAS, the typical American young person will see 100,000 beer commercials before he or she turns 18 (that is more than for sneakers, gum and jeans combined); and

WHEREAS, 13 percent of all youth, ages 12-17, had at least one serious problem related to drinking in the past year;

NOW, THEREFORE, I, Mayor Lawrence E. Pennock, do hereby proclaim April 2008 is Alcohol Awareness Month in the Borough of Audubon Park. I also call upon all citizens, parents, and other organizations in the Borough of Audubon Park to support efforts that will prevent underage drinking throughout our community.

Motion made by Councilman Passon to adopt resolution #2008:17. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

RESOLUTION TO RESCIND PETTY CASH FUNDS FOR THE BOROUGH OF AUDUBON PARK,
COUNTY OF CAMDEN, STATE OF NEW JERSEY

2008:18

WHEREAS, it is the desire of the Borough of Audubon Park, County of Camden that the petty cash funds for the Audubon Park Police, Audubon Park Library, Audubon Park Court and the Audubon Park Welfare be rescinded.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Audubon Park, County of Camden hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Motion made by Councilman Passon to adopt resolution #2008:18. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

RESOLUTION FOR CHANGE IN CUSTODIAN OF PETTY CASH FUND FOR THE BOROUGH OF AUDUBON PARK, CAMDEN OF COUNTY, STATE OF NEW JERSEY 2008:19

WHEREAS, Patricia McCreery was custodian of the Borough Clerk Petty Cash Fund; and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the Borough of Audubon Park is changing custodians to Dawn M. Pennock; and

WHEREAS, Dawn M. Pennock is bonded in the amount of \$10,000.00 by virtue of a surety bond.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Audubon Park, County of Camden hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Motion made by Councilman Passon to adopt resolution 2008:19. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

RESOLUTION 2008:20

WHEREAS, the Borough of Audubon Park has received a report of audit for the year 2007; and

WHEREAS, the State of New Jersey requires that the Chief Financial Officer submit a Corrective Action Plan for all findings in the audit; and

WHEREAS, the Chief Financial Officer has completed a Corrective Action Plan relating to the findings of the 2007 Audit;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Audubon Park, that the Corrective Action Plan be approved.

BE IT FURTHER RESOLVED that the Borough Clerk be directed to forward a copy of the Corrective Action Plan to the New Jersey Division of Local Government Services.

Motion made by Councilman Passon to adopt resolution #2008:20. Seconded by Councilman

Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Second Reading of Ordinance #2008-1 Ordinance to Exceed Municipal Budget Cost of Living Allowance and to Establish a Cap Bank when the COLA is Equal to or Greater Than 2.5 Percent.

**ORDINANCE #2008-1 OPEN TO THE PUBLIC AT 7:37 P.M.: NO COMMENTS.
CLOSED TO THE PUBLIC AT 7:37 P.M.**

Motion made by Councilman Passon to adopt Ordinance #2008-1. Seconded by Councilwoman Jones. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Second Reading of Ordinance #2008-2 Ordinance Regulating the Placement of Garbage, Refuse, and Waste Matter in Proper Receptacles for Collection.

**ORDINANCE #2008-2 OPEN TO THE PUBLIC AT 7:39 P.M.: NO COMMENTS.
CLOSED TO THE PUBLIC AT 7:39 P.M.**

Motion made by Councilman Passon to adopt Ordinance #2008-2. Seconded by Councilwoman Lewis. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Second Reading of Ordinance #2008-3 An Ordinance Designating Certain “Stop” Intersections and Directing the Erection of Stop Signs.

**ORDINANCE #2008-3 OPEN TO THE PUBLIC AT 7:39 P.M.: NO COMMENT.
CLOSED TO THE PUBLIC AT 7:39 P.M.**

Motion made by Councilman Passon to adopt Ordinance #2008-3. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Second Reading of Ordinance #2008-4 An Ordinance Designating Handicapped Parking Spaces in the Borough of Audubon Park.

ORDINANCE #2008-4 OPEN TO THE PUBLIC AT 7:40 P.M.: NO COMMENT.

CLOSED TO THE PUBLIC AT 7:40 P.M.

Motion made by Councilman Passon to adopt Ordinance #2008-4. Seconded by Councilwoman Jones. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Motion made by Councilman Beeman to sign a monthly contractual agreement with Tech Please for \$50.00 per month to monitor the library computers for security. Seconded by Councilman Passon. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Motion made by Councilman Passon to pay \$15,000 for property tax reassessment. Seconded by Councilwoman Lewis. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Motion made by Councilman Passon to use Clean Community money for town clean-up day, April 12, 2008. Seconded by Councilwoman Lewis. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Motion made by Councilwoman Jones to hire Lenny Schmierer Electric to do the electric at the Multi-Purpose Building for \$14,991.00, which was the lowest bid. Seconded by Councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

Motion made by Councilman Passon to dedicate \$3,000.00 towards the 4th of July Committee. Seconded by Councilwoman Lewis. Roll call vote: Councilman Beeman-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, Councilwoman Lewis-yes and Councilman Passon-yes.

OPEN TO THE PUBLIC AT 8:01 PM:

Peter DiGiambattista-Associated Insurance Partners-stopped by in case Mayor and Council had anything they wanted to discuss with him. Any questions or problems with the JIF, he is available to answer those questions.

Motion made by Councilman Passon for Director of the Board of Health, Steve Banchi, to issue a summons to those individuals that did not obtain their dog licenses. Seconded by Councilwoman Lewis. All ayes.

Motion made by Councilman Beeman to adjourn the meeting at 8:25 P.M. Seconded by Councilman Passon.

DAWN M. PENNOCK, RMC
MUNICIPAL CLERK