

Deputy Tax Collector ██████████ Dawn M. Pennock
Municipal Engineer ██████████ Frank Seney
Municipal Account ██████████ Joe Hoffmann
Solicitor ██████████ ..Stuart A. Platt
CFO ██████████ Dawn Thompson
Librarians ██████████ Kate Sullivan/Jeanne Turner

Motion made by Councilman Beeman to adopt Resolution 2009:1. Seconded by Councilwoman Jones.

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

BOROUGH OF AUDUBON PARK RESOLUTION OF 2009 DIRECTORS/ALTERNATES
2009:2

WHEREAS, the following appointment of Directors by the Mayor with the approval of Borough Council are required:

Chair/Alternate

Director of Finance ██████████ ..Mayor/Council
Director of Personnel ██████████ Mr. Beeman/Mrs. Jones
Director of Public Safety ██████████ Mr. Fisher/Mr. Beeman
Insurance/JIF ██████████ Ms. Hook/ Ms. Lewis
Director of Communications ██████████ Ms. Lewis/Mrs. Jones
Director of MPB ██████████ Ms. Lewis/ Clerk/Treasurer
Director of Senior Citizens Affairs ██████████ Mrs. Jones/Ms. Hook
Director of Property ██████████ Mr. Passon/Mr. Fisher
Director of Planning ██████████ Mayor/Council
Director of Library ██████████ Mr. Beeman/Mrs. Jones
Director of Public Works ██████████ ..Mr. Whalen/Mr. Passon
Director of Board of Health ██████████ ..Mrs. Stasulli/Ms. Burnett/Ms. Hook
Director of LSF ██████████ ..Mayor/Mr. Passon
Fire Marshall ██████████ ..Mrs. Kim Young

Motion made by Councilman Beeman to adopt Resolution 2009:2. Seconded by Councilwoman Lewis.

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

A RESOLUTION AUTHORIZING AGREEMENTS FOR PROFESSIONAL SERVICES FOR THE BOROUGH OF AUDUBON PARK. 2009:3

WHEREAS, the needs exists for a Borough Solicitor, Borough Auditor, Borough Engineer, Borough Tax Collector and Chief Financial Officer to perform professional services in accordance with their respective professions for and to represent the interest of the Borough of Audubon Park for the year 2009; and

WHEREAS, the above said services are recognized as professional services under the laws of the State of New Jersey and accordingly are excluded from and may be awarded without competitive bidding requirements of the State of New Jersey Public Contracts law pursuant to N.J.S.A.40A:11-5(1) (a), and

WHEREAS, the Borough of Audubon Park desires to award agreements for the above professional services as follows, beginning January 1, 2009 thru December 31, 2009:

Borough Solicitor Stuart Platt
Borough Auditor Joseph J. Hoffmann
Borough Engineer Frank Seney
Chief Financial Officer Dawn Thompson

Tax Collector

Andrea Penny

WHEREAS, the fees are subject to the amount appropriated for such services provided, however, those services rendered in excess amounts will be compensated thru additional appropriations.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Audubon Park that the Borough be and is hereby authorized to enter in and award the above mentioned agreement for professional services to the terms and conditions as set forth in the respective written agrees for the same.

BE IT FURTHER RESOLVED, that the Borough Clerk shall cause to be printed once in the newspaper authorized by law, to publish legal advertisements a brief notice stating the nature, duration, service and amount of the above agreements and that the resolution and agreements are on file and available in the office of the Clerk of the Borough of Audubon Park.

Motion made by Councilman Beeman to adopt Resolution 2009:3. Seconded by Councilwoman Hook.

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

RESOLUTION #2009:4

WHEREAS, N.J.S.A. 40A:5-14 mandates that the Governing Body shall, by resolution, passed by a majority of the membership thereof, approve a Cash Management Plan.

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

1. The attached Cash Management Plan will guide the investment of idle funds of the Borough of Audubon Park.
2. The attached Cash Management Plan includes a policy statement to guide its implementation.
3. The Chief Financial Officer will administer the plan.
4. The Plan is subject to annual audit, and

BE IT FURTHER RESOLVED that a certified copy of this resolution with the Cash Management Plan attached shall be forwarded to the following:

- A. The Chief Financial Officer of the Borough.
- B. The Borough Auditor
- C. All appropriate depositories

Motion made by Councilman Beeman to adopt Resolution 2009:4. Seconded by Councilwoman Lewis.

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

RESOLUTIONS FOR 2009:5

BE IT RESOLVED, by the Mayor and Council of the Borough of Audubon Park, County of Camden, and State of New Jersey, that the regular monthly meeting will be held on the first Monday of each month at 7:00 P.M. in the Community Hall. (prevailing time). IN THE EVENT, the first Monday is a Holiday; the meeting will be the next weeknight.

BE IT RESOLVED, by the Mayor and Council of the Borough of Audubon Park, County of Camden, State of New Jersey, that the Retrospect, is hereby designated the official newspaper for the publication of all documents required by law, with the Courier-Post in case of an emergency for the year 2009.

BE IT RESOLVED, by the Mayor and Council of the Borough of Audubon Park, County of Camden, State of New Jersey, that TD Banknorth of New Jersey, be and is hereby designated the official bank for the deposit of funds for the year 2009.

BE IT RESOLVED, by the Mayor and Council of the Borough of Audubon Park, County of Camden, State of New Jersey, that during the year 2009 the signatures of the following officials shall appear on all checks or drafts of the Borough funds, Mayor, Borough Clerk and the Borough Treasurer, and/or Finance Director.

BE IT FURTHER RESOLVED, that all depositors for the Borough funds shall be certified by a copy of the resolution that only checks or drafts which contain signatures of such Borough Officials shall be honored during the year 2009, unless otherwise instructed by resolution by the Mayor and Council of the Borough of Audubon Park as may hereinafter be adopted.

WHEREAS, the open Public Meeting Act of Chapter 231, of 1975 requires adequate notice for all public meetings and specifies the manner in which the same shall be accomplished, and

WHEREAS, the said act contains requirements pertaining to public bodies to fulfill it's stated purpose of guaranteeing the Public's right to know,

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

Written notice of meetings shall be posted by the Clerk on the official bulletin board located in the Community Hall, Second Floor, 20 Road C and the Audubon Mutual Housing Corporation Office on the First Floor.

Written notice of meetings shall be given to the following newspapers:

1. The Retrospect
2. Courier-Post

Written notice of meetings shall be filed with the Clerk of the Municipality. Within seven days following the annual reorganization meeting the clerk shall Post and there shall remain posted throughout the year on the bulletin board Specified above, a schedule of the regular meetings of the Borough of Audubon Park to be held during the year 2009 and in the event such schedule is thereafter revised the dates, time and place of such meetings shall satisfy the requirements of this sub-section, and

BE IT FURTHER RESOLVED, that any person requesting copies of any annual meeting schedule or revision of any advance notice of rescheduled special meetings shall receive the same by mail until midnight, December 31 st, of the year in which the request was made, upon payment of the sum of \$20.00.

Motion made by Councilwoman Jones to adopt Resolution 2009:5. Seconded by Councilman Beeman.

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

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR AUDITING SERVICES 2009:6

WHEREAS, the Borough of Audubon Park has a need to acquire auditing services as a non-fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Joseph J. Hoffmann of Bowman & Company LLP has indicated the willingness

to provide the auditing services; and

WHEREAS, Bowman & Company LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Bowman & Company LLP has not made any reportable contributions to a political or candidate committee in the Borough of Audubon Park in the previous one year, and that the contract will prohibit Bowman and Company LLP from making any reportable contributions through the term of the contract, and

WHEREAS, the necessary funds will be made available in the 2009 Borough Budget;

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Audubon Park authorizes the Mayor to enter into a contract with Joseph J. Hoffmann of Bowman & Company LLP as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. and,

BE IT FURTHER RESOLVED that Borough Clerk will cause to have this resolution advertised in the official newspaper of the Borough Motion made by Councilwoman Lewis to adopt Resolution 2009:6. Seconded by councilman Beeman. Roll call vote: Councilman Beeman-yes, Councilman Fisher-yes, Councilwoman Hook-yes, Councilwoman Jones-yes, and Councilwoman Lewis-yes.

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR ENGINEERING SERVICES 2009:7

WHEREAS, the Borough of Audubon Park has a need to acquire engineering services as a non-fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Remington and Vernick has indicated the willingness to provide the engineering services; and

WHEREAS, Remington and Vernick has completed and submitted a Business Entity Disclosure Certification which certifies that Remington and Vernick has not made any reportable contributions to a political or candidate committee in the Borough of Audubon Park in the previous one year, and that the contract will prohibit Remington and Vernick from making any reportable contributions through the term of the contract, and

WHEREAS, the necessary funds will be made available in the 2009 Borough Budget;

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Audubon Park authorizes the Mayor to enter into a contract with Frank Seney of Remington and Vernick as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. and,

BE IT FURTHER RESOLVED that Borough Clerk will cause to have this resolution advertised in the official newspaper of the Borough Motion made by Councilman Beeman to adopt Resolution 2009:7. Seconded by

Councilwoman Hook.

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

RESOLUTION OF THE BOROUGH OF AUDUBON PARK DESIGNATING RISK MANAGER FOR THE BOROUGH OF AUDUBON PARK 2009:8

WHEREAS, there exists a need for the appointment of a Risk Manager for the year 2009; 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. Your company will be required to comply with the requirements of P.L.1975 c. 127 (NJAC 17:27).

Motion made by Councilwoman Lewis to approve Resolution 2009:8. Seconded by Councilman Beeman.

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

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LEGAL SERVICES 2009:9

WHEREAS, the Borough of Audubon Park has a need to acquire auditing services as a non-fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Stuart A. Platt of Marrazzo & Platt has indicated the willingness to provide the legal services; and

WHEREAS, Marrazzo & Platt has completed and submitted a Business Entity Disclosure Certification which certifies that Marrazzo & Platt has not made any reportable contributions to a political or candidate committee in the Borough of Audubon Park in the previous one year, and that the contract will prohibit Marrazzo & Platt from making any reportable contributions through the term of the contract, and

WHEREAS, the necessary funds will be made available in the 2009 Borough Budget;

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Audubon Park authorizes the Mayor to enter into a contract with Stuart A. Platt of Marrazzo & Platt as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. and,

BE IT FURTHER RESOLVED that Borough Clerk will cause to have this resolution advertised in the official newspaper of the Borough.

Motion made by Councilman Fisher to adopt Resolution 2009:9. Seconded by Councilman Beeman.

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

RESOLUTION TO ESTABLISH A TEMPORARY BUDGET 2009:10

WHEREAS, R.S. 40:2-22 provides that where there are any contracts, commitments, or payments to be made prior to the adoption of the 2009 budget, temporary appropriations should be made for the purpose and account required in the manner and time provided, and

WHEREAS, the date of this resolution is within the first 30 days of January, 2009.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Audubon Park, that pursuant to N.J.S.A. 40A:4-19, a temporary budget is established in the amount of 26.25% of the adopted 2008 budget.

Motion made by Councilman Passon to adopt the temporary budget. Seconded by Councilman Beeman.

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

OPEN TO THE PUBLIC AT 7:15 P.M.: No Comments

CLOSED TO THE PUBLIC AT 7:15 P.M.

This portion of the meeting was adjourned at 7:15 P.M.

DAWN M. PENNOCK, RMC
BOROUGH CLERK

January 6, 2009

The regular monthly meeting of the Mayor and Council of the Borough of Audubon Park, was called to order by the Mayor, Lawrence E. Pennock immediately following the reorganization meeting.

Roll Call: Councilman Beeman, Councilman Fisher, Councilwoman Hook, Councilwoman Jones, and Councilwoman Lewis were present.
Councilman Passon was absent (excused). Solicitor Stuart Platt was present.

Mayor Pennock: opened the meeting with statements concurring with the Sunshine Laws.

Motion made by Councilman Beeman to approve the minutes from the Regular Meetings on December 2, 2008 and December 16, 2008. Seconded by Councilwoman Lewis Fisher. All ayes.

Vouchers approved

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

Rudy Young-Audubon Park Volunteer Fire Company-discussed getting a calendar of events from the Borough so that the Fire Company knows what events are up and coming and if any require use of the fire hall so that approval may be obtained. John T.-Audubon Park Volunteer Fire Company-discussed the results of the Fire Company elections. They are interacting with surrounding towns. A discussion was held on the ♦Festival Burn♦ and getting more volunteers.

CLOSED TO THE PUBLIC AT 7:32 P.M.

REPORTS:

Councilwoman Lewis ♦ Reported that the MPB earned \$19,920.00 year-to-date.

Councilman Beeman ♦ Thanked Council for making him President of Council.

Councilman Fisher ♦ reported to Council about a 1927 Fire Truck located in Pennsylvania that was Audubon Park♦s at one time.

Councilwoman Hook ♦ reported that no activity takes place with the JIF during the holidays.

Mayor Larry Pennock ♦ reported that at the January Working Session the budget would be discussed, that he would like to contact the county about doing another free concert in Audubon Park, would like to make a recommendation to have all Borough cell phones surrendered (due to budget cuts), and he would like to work with Councilwoman Lewis on updating the website.

COMMUNICATIONS: None

OLD BUSINESS: None

NEW BUSINESS:

Motion made by Councilwoman Lewis to increase the price of the MPB from \$200.00 per rental to \$300.00 per rental. Seconded by Councilman Beeman.

Roll call vote: Councilman Beeman-yes, Councilman Fisher-yes, Councilwoman Hook-yes,

Councilwoman Jones-yes, and Councilwoman Lewis-yes.

Motion made by Councilwoman Lewis to do a TAN (only if necessary) for an amount not to exceed \$100,000.00 at the prevailing rate. Seconded by Councilwoman Jones.

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

RESOLUTION PROVIDING FOR MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12 2009:11

WHEREAS, the Governing Body is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. a0:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Governing Body to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12B and designated below:

MATTERS RELATING TO PUBLIC SAFETY AND PROPERTY

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Audubon Park, assembled in public session on January 6, 2009 that an Executive Session closed to the public shall be held on January 6, 2009 in the Municipal Building, 20 Road C, Audubon Park, New Jersey, for the discussion of matters relating to public safety and property. It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Governing Body that the public interest will no longer be served by such confidentiality.

Motion made by Councilwoman Lewis to adopt Resolution 2009:11 to enter into a closed meeting at 8 PM. Seconded by Councilwoman Hook. All ayes.

Returned to the Regular Order of Business at 8:21 P.M.

Motion made by Councilman Beeman to adjourn the meeting at 8:21 P.M. Seconded by Councilwoman Jones. All ayes.

DAWN M. PENNOCK, RMC
MUNICIPAL CLERK

DATED: