

**CITY OF SALEM  
MINUTES OF THE COMMON COUNCIL MEETING  
OF NOVEMBER 16, 2015**

A regular meeting of the Common Council of the City of Salem was called to order by Council President Karen Roots. The meeting took place in the Municipal Building located at 1 New Market Street at 7:00 p.m. The meeting was opened with the Pledge of Allegiance. Present: Council President Karen Roots, Councilpersons, Ruth Carter, Earl Gage, Vaughn Groce, Charles Hassler, Horace Johnson, Lydia Thompson, and James Waddington. Council President announced that a quorum was present. Also in attendance were Solicitor David Puma, CFO David Crescenzi and City Clerk Kathleen L. Keen. Mayor Charles Washington Jr. was absent.

**STATEMENT OF THE OPEN PUBLIC MEETINGS ACT**

NOTICE OF THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM, AS REQUIRED BY N.J.S.A. 10:4-6 ET SEQ., THE "OPEN PUBLIC MEETINGS ACT", HAS BEEN PROVIDED BY THE PUBLIC ADVERTISEMENT OF A SCHEDULE ADOPTED BY RESOLUTION ON JANUARY 1<sup>ST</sup>, 2015 SETTING FOR THE TIME, DATE AND PLACE OF ALL THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM.

**INVOCATION** Pastor Everett Dickinson of the 1<sup>st</sup> Methodist Church provided the invocation.

**APPROVAL OF PAYMENT OF BILLS**

It was moved by Councilman Hassler to approve the bill list, Councilman Gage seconded. Motion carried 7-0, with Councilman Groce Abstaining.

**APPROVAL OF MINUTES**

It was moved by Councilman Hassler, seconded by Councilwoman Carter to adopt the minutes of the October 19, 2015 Council Meeting and Closed Session. Motion carried 8-0.

**COMMUNICATIONS/APPLICATIONS/REPORTS:**

Councilman Hassler motioned to approve a Raffle Application for the Fraternal Order of Eagles #1966 to hold an Off-Premise Raffle on December 24, 2015. Councilman Johnson seconded the motion. Motion carried 7-0 with Councilman Waddington Abstaining.

**COMMUNITY PRIDE AWARDS:** Council acknowledged individuals and groups who voluntarily give their time to the city and its residents through clean-ups, dinners, coaching, and bring pride to the community. Councilman Johnson and Council President Roots presented certificates of appreciation to the following; Bill and Dottie Davis, Broadway United Methodist Church, Marsha Walters, Positive Impact, Salem City Community United, Salem Middle School Art Club, Salem Oak Midget Football Organization, and Spirit Life Fellowship Church.

At this time Councilman Hassler motioned for a short recess, Councilman Gage seconded and all were in favor. Councilman Waddington stepped out of the meeting briefly.

**INTRODUCTION OF ORDINANCES FOR FIRST READING:**

**ORDINANCE 1511**  
**AN ORDINANCE ACCEPTING THE DONATION OF 129 THOMPSON STREET,  
 BLOCK 77, LOT 13 FROM RICHARD RODRIGUEZ**

**BE IT HEREBY ORDAINED**, by the Common Council of the City of Salem, County of Salem and State of New Jersey that pursuant to the authority granted in N.J.S.A. 40A:12-5 (a)(1) the City of Salem shall acquire the real property and premises commonly known as Tax Block 84, Lot 19, also known as 234 Sinnickson Street, Salem, New Jersey, by acceptance of the donation of same by deed transfer from David Goldstein, such acceptance to be effectuated upon review and approval of the City Solicitor as to clear title to same.

**THIS ORDINANCE** shall take effect according to law.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter		X	X			
E. Gage			X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington						X
K. Roots			X			

**INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION:**

**RESOLUTION 2015-149**

**A RESOLUTION AUTHORIZING SIGNING THE MEMORANDUM OF  
 UNDERSTANDING FOR TRANSITIONAL AID IN THE AMOUNT OF \$300,000.00  
 BETWEEN THE CITY OF SALEM AND THE DIRECTOR OF THE DIVISION OF  
 LOCAL GOVERNMENT SERVICES**

**BE IT HEREBY RESOLVED** by the Common Council of the City of Salem, in the County of Salem and the State of New Jersey that the Mayor, the Governing Body President and the City Clerk are hereby authorized, empowered and directed to sign the Memorandum of Understanding for Transitional Aid, in the amount of \$300,000.00, between the City of Salem and the Director of the Division of Local Government Services. The City of Salem hereby acknowledges the terms contained in the Memorandum of Understanding.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage			X			
V. Groce		X	X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington						X
K. Roots			X			

**RESOLUTION 2015-150**  
**A RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY**  
**MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED:**  
**THE LOWER DELAWARE WATER QUALITY MANAGEMENT PLAN**

**WHEREAS**, the City of Salem desires to provide for the orderly development of wastewater facilities within the County of Salem; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

**WHEREAS**, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS**, a proposed WQM plan amendment, for the Lower Delaware Water Quality Management Plan has been prepared by Sickels & Associates;

**NOW, THEREFORE, BE IT RESOLVED** on this 16<sup>th</sup> day of November, 2015, by the Common Council of the City of Salem that:

1. The Common Council of the City of Salem hereby consents to the amendment entitled the Lower Delaware Water Quality Management Plan prepared by Sickels & Associates, for the purpose of its incorporation into the Lower Delaware Water Quality Management Plan.

2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington						X
K. Roots			X			

**RESOLUTION 2015-151**  
**A RESOLUTION AUTHORIZING DAVID CRESCENZI, CHIEF FINANCIAL**  
**OFFICER TO SIGN FINAL CHANGE ORDER #2 FOR THE RECONSTRUCTION OF**  
**GRIEVES PARKWAY PHASE 2**

**WHEREAS**, a need exist to modify the Contract Proposal for the Reconstruction of Grieves Parkway Phase 2; in accordance with the project Supplementary Specification; and

**WHEREAS**, the Change Order reflects the as built quantities for material/services that were deducted and/or added during the construction project;

**NOW, BE IT HEREBY RESOLVED** by the Common Council of the City of Salem in the State of New Jersey that David Crescenzi, Chief Financial Officer is hereby authorized, empowered and directed to sign Final Change Order #2 for the Reconstruction of Grieves Parkway Phase 2, increasing the total cost by \$4,420.17

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington						X
K. Roots			X			

**RESOLUTION 2015-152**

**A RESOLUTION AUTHORIZING THE IMPLEMENTATION OF N.J.S.A. 52:14-15F  
MANDATORY DIRECT DEPOSIT**

**WHEREAS**, On March 12, 2013 the New Jersey Legislature amended N.J.S.A. 52:14-14f to allow a local governmental entity to require the mandatory direct deposit of net pay for their employees, persons holding office, position on boards or commissions, with an effective date of July 1, 2014; and

**WHEREAS**, the Common Council of the City of Salem believes adopting this requirement would be economically feasible and efficient.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Salem Policy and Procedure Manual shall be amended to include the policy entitled. "Direct Deposit Policy;" and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, by the Common Council of the City of Salem on the 16<sup>th</sup> day of November, 2015 as follows:

1. The Common Council of the City of Salem hereby adopts the mandates from N.J.S.A. 52:14- 15f requiring all employees to use direct deposit for their net pay.
2. A copy of this resolution advising all employees of this requirement be placed in the November 30, 2015 payroll check.
3. All employees not currently using direct deposit are to provide their relevant banking information to the Senior Payroll Clerk no later than January 1, 2016.

**BE IT FURTHER RESOLVED** that said Resolution is being made in accordance with all applicable New Jersey Statutes and City Ordinances.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington						X
K. Roots			X			

At this time Councilman Waddington rejoined the meeting.

**RESOLUTION 2015-153**  
**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE**  
**A PROPERTY TAX AGREEMENT WITH THE CITY OF SALEM**  
**AND SOUTH JERSEY PORT CORPORATION**

**BE IT HEREBY RESOLVED** by the Common Council of the City of Salem, in the County of Salem, in the State of New Jersey that the Mayor and City Clerk are hereby authorized, empowered and directed to sign the Property Tax Agreement between the City of Salem and the South Jersey Port Corporation

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage			X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson		X	X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			

**RESOLUTION 2015-154**  
**A RESOLUTION DIRECTING THE PLANNING BOARD TO CONDUCT**  
**PRELIMINARY INVESTIGATION AS TO WHETHER CERTAIN AREAS ARE IN**  
**NEED OF REHABILITATION OR REDEVELOPMENT**

**WHEREAS**, the Common Council of the City of Salem believes that certain areas of the City are in need of redevelopment/rehabilitation in accordance with N.J.S.A. 40A:12A-1, et. seq., said areas being more particularly described in the attached Schedule A; and

**WHEREAS**, the Common Council desires to exercise the powers, duties, responsibilities and authority set forth in the Redevelopment and Housing Law pursuant to N.J.S.A. 40A:12A-1, et. seq. and to authorize the appropriate preliminary investigation by the Planning Board pursuant to N.J.S.A. 40A:12A-6.

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Common Council of the City of Salem, County of Salem, and State of New Jersey, as follows:

1. That the Common Council hereby determines that the powers, duties, responsibilities and authority for redevelopment and rehabilitation as set forth in N.J.S.A. 40A:12A-1, et. seq., shall be exercised by the Common Council.
2. That, pursuant to N.J.S.A. 40A:12-6, the Common Council hereby authorizes and directs the Planning Board to initiate and conduct a preliminary investigation to determine whether the areas set forth in the attached Schedule A are in need of redevelopment and rehabilitation and to report said findings to the Common Council in accordance with N.J.S.A. 40A:12A-1, et. seq.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			

**RESOLUTION 2015-155**  
**A RESOLUTION ACCEPTING A DEED IN LIEU OF FORECLOSURE OF 79 WEST BROADWAY, BLOCK 48, LOT 21**

**WHEREAS**, the City is in the process of an In Rem Foreclosure on the property located at 79 West Broadway, owned by John E. Schweikert and Kathleen M. Schweikert; and

**WHEREAS**, the City and the owners have agreed upon a Deed in Lieu of Foreclosure;

**NOW THEREFORE BE IT HEREBY RESOLVED** by the Common Council of the City of Salem, County of Salem and State of New Jersey, that pursuant to N.J.S.A. 40A:12-8 that the Mayor and Common Council hereby authorized, empowered and directed to accept the Deed In Lieu of Foreclosure for the property located at 79 West Broadway, Block 48, Lot 21, City of Salem, subject to clear title and all other approvals required by the City Solicitor to properly document the same; and all City Officials are hereby authorized; empowered and directed to take any and all other such actions as are necessary to proceed with the foregoing.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			

**RESOLUTION 2015-156**  
**A RESOLUTION AUTHORIZING THE DONATION OF A 1989 FORD AMBULANCE VAN TO FENWICK COMMUNITY AMBULANCE SQUAD**

**WHEREAS**, the City of Salem is in possession of a 1989 Ford Ambulance Van that is currently not in service; and

**WHEREAS**, the Fenwick Community Ambulance Squad has asked the city to donate the 1989 Ford Ambulance Van to their organization.

**THEREFORE BE IT HEREBY RESOLVED**, that the Common Council of the City of Salem, in the County of Salem, and State of New Jersey hereby authorizes the donation of the aforementioned ambulance to Fenwick Community Ambulance Squad.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			

**RESOLUTION 2015-157**  
**APPROVING THE RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE**

**WHEREAS**, DS & TR Enterprises LLC. has applied to the City of Salem for renewal of their Plenary Retail Consumption License for alcoholic beverages for the year commencing July 1<sup>st</sup>, 2015 and ending June 30<sup>th</sup>, 2016; and

**WHEREAS**, DS & TR Enterprises LLC. petitioned the Division of Alcoholic Beverage Control, receiving a Special Ruling permitting application for the renewal of their inactive license pursuant to N.J.S.A. 33:1-12.39 for the 2015-2016 license terms; and

**WHEREAS**, the Director of the Division of Alcoholic has determined that should the Common Council of the City of Salem consider the renewal of the license, it shall place upon the license a Special Condition stating that no further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2016, except if good cause for reconsideration is shown; and

**WHEREAS**, the hereinafter named entities, the applicants have complied with the requirements provided by law for the obtaining of such Plenary Retail Consumption Licenses and no objections have been made to the granting of such licenses to said applicants; the City Clerk has made careful examination of the applications for renewal, and finding the same to be in proper order and knowing of no reason why the licenses should not be granted;

**THEREFORE BE IT HEREBY RESOLVED** by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the hereinafter named applicant be hereby granted a Plenary Retail Consumption License, as numbered in this resolution, for the period commencing July 1<sup>st</sup>, 2015 and expiring June 30<sup>th</sup>, 2016 subject to law and regulations:

**APPLICANT****PREMISES****LICENSE NO.**

DS &amp; TR ENTERPRISE LLC

None on File

1712-33-005-002

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that Kathleen L. Keen, City Clerk be and hereby is designated as the person authorized to issue the aforesaid licenses on behalf of the City of Salem, and furthermore shall forward a certified copy of this resolution to the Director of the New Jersey Division of Alcoholic Beverage Control, in accordance with the Director's instructions.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots					X	

**RESOLUTION 2015-158**

**A RESOLUTION APPROVING THE SUBMITTAL OF A GRANT APPLICATION AND EXECUTING A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF GRIEVES PARKWAY, PHASE 3 PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** that the Common Council of the City of Salem, County of Salem and State of New Jersey, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to submit an electronic grant application identified as RECONSTRUCTION OF Grieves Parkway, Phase 3- 00641 to the New Jersey Department of Transportation on behalf of the City of Salem.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to sign the grant agreement on behalf of the City of Salem and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			



## **COMMITTEE REPORTS**

**Administration:** President Roots reported the new time clock system was discussed for next year, the state monitor has given the approval for the RFQ for Information Systems/Problem Property Solutions, the committee has been meeting with the Blue Collar Workers Association for contract negotiations, and the City Clerk is waiting for a response from the Statewide Insurance regarding the new personnel policy updates. The next Administration meeting will be November 30<sup>th</sup> at 5:30.

**Public Safety:** Councilman Gage reported on the two new candidates in the academy, the two new police vehicles, and the Police Officers contract negotiations.

**Public Works:** Councilman Groce stated the last meeting there was a discussion regarding overtime issues at the water plant. The committee will be meeting this Thursday at 7:30am at the plant.

**Community Service:** President Root stated the committee discussed the awards that were given out tonight at the last meeting; the next Community Services meeting will be held on November 30<sup>th</sup> at 6:00.

**Human Services:** Councilman Hassler reported the next Rabies Clinic will be held on January 16<sup>th</sup>. He showed a report from Carol Wright, the Housing Inspector noting the amount of inspections she does.

**City Property/Capital:** Councilwoman Carter reported on updating the camera system at the municipal building, and the demolition of a house on Elm Street. The next meeting will be November 30<sup>th</sup> at 6:30.

**Redevelopment:** Councilman Waddington reported the committee met with CCDC regarding demolitions and rehabilitation. They discussed business license fees, and not charging current businesses when they move to another location within the city. The next meeting will be December 7 at 5:15.

**Neighborhood Initiatives:** Councilman Johnson reported a clean-up will take place on November 28<sup>th</sup>, he noted there are six volunteer groups signed up for that day. Councilwoman Thompson informed everyone of a clean-up being held on November 21<sup>st</sup> on Olive Street.

## **NEW BUSINESS:**

Councilman Hassler noted the Magic of Christmas Parade will be held on Saturday, December 5<sup>th</sup>, at 11am, the Yuletide House Tour will be from 1-6pm and the Tree Lighting Ceremony will be at 6:30pm.

## **PUBLIC PORTION:**

*Shirley Beasley of Cook Avenue* asked when the leaf truck would be coming around, she has not seen it in her neighborhood. Councilman Hassler explained the pick-up schedule for her street was the first and third Tuesday of the month.

With no further requests for public comment, Councilman Hassler made a motion to close the Public Portion of the meeting. Councilman Gage seconded the motion and all were in favor.

Councilman Hassler motioned to convene into Executive Session, Councilman Gage seconded the motion and all were in favor. The regular portion of the meeting ended at 8:20pm.

**RESOLUTION 2015-159**  
**A RESOLUTION AUTHORIZING A CLOSED SESSION OF THE COMMON COUNCIL**  
**OF THE CITY OF SALEM**

**WHEREAS**, the Open Public Meetings Act, N.J.S.A. 10:4-12b permits a public body to go into a closed session during a public meeting to discuss certain matters;

**WHEREAS**, the City Council has determined that it is necessary to go into a closed session to discuss certain matters relating to the items as permitted by N.J.S.A. 10:4-12b

**NOW, THEREFORE BE IT RESOLVED**, by the City Council of the City of Salem that the Council will go into closed session to discuss the following, in accordance with the aforesaid provisions of the Open Public Meetings Act, after which it will reconvene in the public:

**a. CONTRACTS**

**BE IT FURTHER RESOLVED** that the minutes of the closed session will be made available to the public when the need for privacy no longer exists.

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
E. Gage		X	X			
V. Groce			X			
C. Hassler	X		X			
H. Johnson			X			
L. Thompson			X			
J. Waddington			X			
K. Roots			X			

With a Motion by Councilman Hassler, seconded by Councilman Gage, and all in favor, Council came out of Closed Session at 8:45.

With no further business before Council, Councilman Hassler motioned to adjourn the meeting, Councilman Johnson seconded. Motion carried unanimously. The council meeting ended at 8:45pm

Respectfully submitted:

Approved: December 7, 2015

*Kathleen L. Keen*  
Kathleen L. Keen, RMC City Clerk