

CITY OF SALEM
MINUTES OF THE COMMON COUNCIL MEETING
OF MAY 16TH, 2016

A regular meeting of the Common Council of the City of Salem was called to order. 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: Councilpersons, Ruth Carter, Earl Gage, Charles Hassler, Horace Johnson, Sharon Kellum and Lydia Thompson. Council President Roots and Councilman Groce were absent. It was announced that a quorum was present. Also in attendance were Mayor Charles Washington, Jr., Solicitor David J. Puma, CFO David Crescenzi and City Clerk Kathleen L. Keen.

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 1ST, 2016 SETTING FOR THE TIME, DATE AND PLACE OF ALL THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM

INVOCATION

APPROVAL OF MINUTES

It was moved by Councilman Hassler, seconded by Councilman Gage to adopt the minutes of the Reorganization January 1st, 2016 Minutes, May 2nd, 2016 Council Meeting and Closed Session. Motion so carried.

COMMUNICATIONS/APPLICATIONS/REPORTS

Council presented a Proclamation Honoring Ernest Davis Jr. Mr. Davis was honored for the many good deeds he does for the City in particular he recently assisted the Public Works Department with the emergency repair of a fire hydrant which was damaged. Mr. Davis and his wife were present to accept the honorary proclamation.

The following applications were reviewed:

- a. Entertainment Application - Carl Fitch through the Salem Area Churches for a Community Cookout at the High School Football Field on August 27th, 2016 from 11am-6pm; A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.

- b. Entertainment Application - New Inspiration Outreach and Deliverance Ministries, Inc. to have an outdoor Church Service/Outreach Community Even in the MLK Park on June 11th, 2016 from 2-5pm. A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.
- c. Entertainment Applications for Salem Main Street/SUFS Annual Concerts in the Park Thursday Nights 7pm-9pm June 30th-August 25th, 2016; Salem Main Street/SUFS Annual Market Street Day/BBQ Festival Saturday August 13th, 2016 – 8:00 a.m.-8:00 pm; Salem Main Street/SUFS Annual Cow Run – 10 Mile Run Sunday October 2nd, 2016 9:00am-1:00pm. A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.
- d. Entertainment Application - Gateway Community Action Partnership to host an event to give families a chance to interact with non-profit agencies on June 25th, 2016 from 12pm-4pm; A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.
- e. Vendor Application - Mr. Softee to sell ice cream on Saturdays in May-October from 9am-7pm; A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.
- f. Raffle Application - Meals on Wheels of Salem County to have an off premise 50/50 raffle on September 23rd, 2016 at 10:00 am. A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.
- g. NJ State Fireman’s Association application for Joseph A Weaver IV, John T. Maxwell and Alaura K. Maxwell. A motion was made by Mr. Gage and seconded by Mr. Johnson to approve the application, all were in favor, motion carried.

INTRODUCTION OF ORDINANCES FOR FIRST READING

ORDINANCE NO. 1608
AN ORINANCE AMENDING CHAPTER 225, SECTION 37 HANDICAPPED
PARKING ZONE, FOR A HANDICAPPED PARKING SIGN TO BE PLACED
AT 197 SEVENTH STREET

BE IT HEREBY ORDAINED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey, that Chapter 225, Section 37, Schedule “11” be amended as follows:

A Handicapped Parking Sign be placed at 197 Seventh Street, the residence of Angela Mercado.

It was moved by Earl Gage and seconded by Horace Johnson to approve Ordinance No. 1608. All were in favor. Motion so carried.

ORDINANCE NO. 1609
AN ORINANCE AMENDING CHAPTER 225, SECTION 37 HANDICAPPED
PARKING ZONE, FOR A HANDICAPPED PARKING SIGN TO BE PLACED
AT
20 SEVENTH STREET

BE IT HEREBY ORDAINED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey, that Chapter 225, Section 37, Schedule "11" be amended as follows:

A Handicapped Parking Sign be placed at 20 Seventh Street, the residence of Lamont Johnson.

It was moved by Earl Gage and seconded by Horace Johnson to approve Ordinance No. 1609. All were in favor. Motion so carried.

INTRODUCTION OF ORDINANCES FOR SECOND READING/PUBLIC HEARING

ORDINANCE NO. 1607
AN ORDINANCE OF THE CITY OF SALEM ENTITLED THE FLOOD
DAMAGE PREVENTION ORDINANCE
CHAPTER 60.3

A public hearing on the Ordinance was opened. There was no public comment and the public hearing was closed. It was then moved by Earl Gage and seconded by Ruth Carter to approve Ordinance No. 1607. All were in favor. Motion so carried.

INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION

RESOLUTION 2016-91
A RESOLUTION AUTHORIZIN GHE CITY TAX COLLECTOR TO HOLD A
TAX LIEN SALE

WHEREAS, there remains on the records and books of the City of Salem delinquent taxes, water and sewer utility assessments and other municipal charges outstanding as of December 31st, 2015; and

WHEREAS, N.J.S.A. 54:5 et seq., provides for the enforcement and collection of such delinquencies through a Tax Lien Sale; and

WHEREAS, the Tax Collector is empowered by statute to conduct and preside over the sale of liens;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey that the Tax Collector is authorized to conduct a Tax Lien Sale on June 29th, 2016 for 2015 delinquent taxes, utility assessments, and other municipal charges.

It was moved by Earl Gage and seconded by Horace Johnson to approve Resolution 2016-91. All were in favor. Motion so carried.

RESOLUTION 2016-92
A RESOLUTION AUTHORIZING SIGNING THE INTER-LOCAL
AGREEMENT FOR THE CITY OF SALEM POOL FOR THE YEAR 2016

NOW THEREFORE E IT HEREBY RESOLVED by the Common Council of the City of Salem in the State of New Jersey that the Mayor and City Clerk are hereby authorized, empowered and directed to sign the 2016 Inter-Local Agreement between The Salem City Board of Education, and the City of Salem for the operation of the City Pool located on Block 114, Lot 7 with an address of 155 Walnut Street, Salem, NJ 08079 upon approval of the format of same by the City Solicitor.

It was moved by Earl Gage and seconded by Horace Johnson to approve Resolution 2016-92. All were in favor. Motion so carried.

RESOLUTION 2016-93
A RESOLUTION APPOINTING COUNCILWOMAN SHARON KELLUM TO
COUNCIL COMMITTEES FOR 2016

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, in accordance with N.J.S.A. 40A:61-6(d), that Councilwoman SHARON KELLUM be appointed to the following committees for the remainder of 2016;

**REDEVELOPMENT – COUNCIL MEMBER
CITY PROPERTY/CAPITAL – COUNCIL MEMBER**

It was moved by Earl Gage and seconded by Horace Johnson to approve Resolution 2016-93. All were in favor. Motion so carried.

**RESOLUTION 2016-95
A RESOLUTION AUTHORIZING AN AGREEMENT WITH STAND UP FOR
SALEM REGARDING THE DEMOLITION OF AN UNSAFE STRUCTURE ON
PROPERTY KNOWN AS 42-44 OLIVE STREET (BLOCK 68, LOT 25)**

WHEREAS, the property known as 42-44 Olive Street (Block 68, Lot 25) contains a structure that has been declared structurally unsound and must be demolished; and

WHEREAS, the City budget does not presently allow for sufficient funds to pay for the demolition; and

WHEREAS, the building is located in the NRTZ Zone and Stand Up For Salem, Inc. has offered to utilize NRTC funding to demolish the building at no cost to Salem City;

NOW THEREFORE BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that City Officials shall execute a contract, approved by the City Solicitor, with Stand Up For Salem, Inc. for the demolition of 42-44 Olive Street (Block 68, Lot 25); and the Mayor, Clerk and all City Officials are hereby authorized, empowered and directed to sign all documents or instruments and take such other action as may be necessary or desirable to facilitate and cooperate in the foregoing.

It was moved by Earl Gage and seconded by Horace Johnson to approve Resolution 2016-95. All were in favor. Motion so carried.

COMMITTEE REPORTS

Each Committee commented on reports of activities related to their Committees.

PUBLIC PORTION

Sherry Spence of 68 Thompson Street spoke about cars in the yard.

Bill Corbin of 16 Davis Avenue discussed panhandling.

Rod Miller of West Broadway commented on various issues.

RESOLUTION 2016-96
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: Contracts, litigation and personnel;

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

It was moved by Earl Gage and seconded by Horace Johnson to approve Resolution 2016-96. All were in favor. Motion so carried.

The City Council then took a brief recess and went into closed session. Upon conclusion of closed session the Open Public Meeting was resumed and the following actions taken:

RESOLUTION 16-97
A RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT
RELATED TO BROADWAY BEAUTIFICATION PROJECT, PHASE II

BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the Mayor and other City Officials hereby authorized, empowered and directed to execute the Settlement Agreement with

Greenscape Contractors and Remington & Vernick Engineers regarding the Downtown Beautification Project, Phase II, change orders as recommended by the City Solicitor and CFO.

RESOLUTION 16-98

A RESOLUTION AUTHORIZING CHANGE ORDER #1 WITH REMINGTON & VERNICK ENGINEERS RELATED TO BROADWAY BEAUTIFICATION PROJECT, PHASE II

BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the Mayor and other City Officials hereby authorized, empowered and directed to execute Change Order No. 1 (Final) with Remington & Vernick Engineers regarding the Downtown Beautification Project, Phase II, which is a change order recommended by the City Engineer, which shall increase the contract sum by \$77,296.64 subject to approval of the funding for same by NJDOT.

RESOLUTION 16-99

A RESOLUTION AUTHORIZING CHANGE ORDER #1 WITH GREENSCAPE LANDSCAPE CONTRACTORS RELATED TO BROADWAY BEAUTIFICATION PROJECT, PHASE II

BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that the Mayor and other City Officials hereby authorized, empowered and directed to execute Change Order No. 1 (Final) with Greenscape Landscape Contractors regarding the Downtown Beautification Project, Phase II, which is a change order recommended by the City Engineer, which shall increase the contract sum by \$3,958.61 subject to approval of the funding for same by NJDOT.

RESOLUTION 16-100

A RESOLUTION ACCEPTING PROPOSAL FROM TRIAD ASSOCIATES FOR ADMINISTRATIVE SERVICES RELATED TO THE OAK STREET PUBLIC FACILITIES GRANT

WHEREAS, after engaging in the Fair and Open Process, on or about January 1, 2016 the City of Salem entered into an agreement with Triad Advisory Services, Inc. (“TRIAD”) for grant consulting and administrative services; and

WHEREAS, the City received a \$400,000.00 Public Facilities Grant from NJDCA in connection with the reconstruction of Oak Street; and

WHEREAS, TRIAD has agreed to administer the Public Facilities Grant and assist the City in coordinating the Oak Street project overall which also involves an NJDOT road grant; and

WHEREAS, TRIAD has confirmed with NJDCA that the City can accept the TRIAD administration proposal under the existing contract between the City and TRIAD entered into on or about January 1, 2016 pursuant to the Fair and Open process; and

WHEREAS, the TRIAD proposal of \$20,000.00 is within the budget of the Public Facilities Grant and therefore will not involve the expenditure of taxpayer funds;

NOW, THEREFORE, BE IT RESOLVED, the Common Council of the City of Salem, County of Salem, and State of New Jersey hereby authorize TRIAD to proceed with the proposal to administer the Oak Street Public Facilities Grant; and the appropriate City Officials are hereby authorized, empowered and directed to: execute the proposal, and/or such other documents as may be approved by the City Solicitor to properly document the same; and take such any and all other such actions as are necessary to proceed with the project.

RESOLUTION 16-101

A RESOLUTION AUTHORIZING REQUESTS FOR PROPOSALS FOR ENGINEERING SERVICES RELATED TO THE OAK STREET RECONSTRUCTION PUBLIC FACILITIES GRANT PROJECT

WHEREAS, the City received a \$400,000.00 Public Facilities Grant from NJDCA in connection with the reconstruction of Oak Street; and

WHEREAS, TRIAD has agreed to administer the Public Facilities Grant and advised that the engineering services related to the same must be the subject of a request for proposal process;

NOW, THEREFORE, BE IT RESOLVED, the Common Council of the City of Salem, County of Salem, and State of New Jersey hereby authorize the City Clerk working with TRIAD and the City Solicitor to advertise and solicit proposals for engineering services related to the Oak Street Public Facilities Grant; and the appropriate City Officials are hereby authorized, empowered and directed to take such any and all other such actions as are necessary to proceed with the project.