

**CITY OF SALEM
MINUTES OF THE COMMON COUNCIL MEETING
OF MARCH 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 Old County Courthouse located at Broadway and 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 and James Waddington. Council President announced that a quorum was present. Also in attendance were Mayor Charles Washington, Jr., Solicitor David Puma, CFO David Crescenzi, and City Clerk Kathleen L. Keen. Councilman Hampton 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 1ST, 2015 SETTING FOR THE TIME, DATE AND PLACE OF ALL THE REGULAR MEETINGS OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF SALEM.

APPROVAL OF PAYMENT OF BILLS

It was moved by Councilman Hassler to approve the bill list, Councilwoman Carter seconded and all were in favor. Motion carried 7-0.

APPROVAL OF MINUTES

It was moved by Councilman Hassler, seconded by Councilwoman Carter to adopt the minutes of the March 2, 2015 Regular Council and Closed Session Meeting. Motion carried 7-0.

COMMUNICATIONS/APPLICATIONS/REPORTS:

Councilman Earl Gage spoke of former City Clerk/Administrator Barbara Wright fondly, remembering her in his youth as his piano teacher as well as working with her over the years on City Council. He then read the following proclamation before he and Mayor Washington presented it to her husband Mr. Hal Wright as her family members looked on.

**CITY OF SALEM
PROCLAMATION HONORING
BARBARA A. WRIGHT**

WHEREAS, Barbara Wright began her career with the City of Salem in May of 1990, faithfully serving our City for nearly twenty years until her retirement in December of 2009; and

WHEREAS, during her tenure with the City of Salem, Barbara Wright attained the title of City Clerk/Administrator; and

WHEREAS, Barbara Wright worked tirelessly serving the City of Salem and the community in both her professional career and personal life, with integrity and honor earning the respect, admiration, and high regard of all with whom she came into contact; and

WHEREAS, Barbara Wright set a standard for commitment to public service and community service throughout her career and gave much to the community in terms of her leadership and talents; and

WHEREAS, because of Barbara Wright's record of public service and her dedication to serve the City of Salem it is well and proper to Officially recognize and bestow honor upon her name and thanks unto her;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the City of Salem in the County of Salem and State of New Jersey, who do hereby proclaim and declare honor upon the name, life and service of Barbara Wright; and

BE IT HEREBY FURTHER RESOLVED that the Municipal Building Annex located at 17 New Market Street shall be dedicated in honor and memory of Barbara Wright and City Officials are hereby authorized to erect a plaque on the building to this effect.

Officially recorded this 16th day of March in the year of our lord two thousand fifteen.

Mr. Wright thanked council for their kind words, and joking stated, "Barbara would still be here, working alongside council had she not become ill."

Next, Crossing Guards were recognized by the Community Services Committee for the outstanding job they do daily for our youth. Councilman Johnson presented Certificates of Appreciation to the following Crossing Guards; April Dorsey and Regina Fedd. Carlisa Forman was also recognized, but was unable to attend. Council President Roots addressed Ms. Dorsey and Ms. Fedd noting she sees them doing their job on a daily basis and appreciates what they do as well as their dedication.

Councilman Hassler motioned to approve a Roadway Solicitation application for the Salem Midget Football Team on May 9th and August 15th from 9am-2pm on Broadway between Market and Walnut Streets. Councilman Johnson seconded the motion and all were in favor. Motion carried, 7-0.

Next, Mr. Mike Galante of Remington & Vernick Engineers informed council of the 2015-2016 South Jersey Transportation Planning Organization Grant, now available to municipalities to improve pedestrian safety on streets and intersections. He explained the need for the city to apply for the grant for Walnut Street and the specifics of what the grant would entail if the city were awarded. Councilman Hassler questioned Walnut Street as being a county road, Mr. Galante acknowledged it is, he has corresponded with the County, and they will support the city's application. CFO Crescenzi asked if the grant was 100% funded, Mr. Galante stated yes it is.

INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION:

RESOLUTION 2015-70
A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE SOUTH
JERSEY TRANSPORTATION & PLANNING ORGANIZATION

WHEREAS, the South Jersey Transportation Planning Organization (“SJTPO”) is offering grants to municipalities to improve pedestrian safety on streets and intersections; and

WHEREAS, the Public Works Committee met with the City Engineer, who: had brought the grant opportunity forward; confirmed that the grant requires no municipal match; and who agreed to prepare the grant application at no cost to the City; and

WHEREAS, Walnut Street was selected due to several documented accidents involving pedestrians;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey that the City Engineer is authorized to submit the grant application to SJTPO and all City Officials are hereby authorized, empowered and directed to assist in this effort and to take such actions as are necessary or required to facilitate the same.

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

The next four Resolutions regarding the proposed transaction between Pennrose and ARCO are presented for approval subject to the conditions outlined by City Solicitor Puma and his approval of the final documentation.

RESOLUTION 2015-71
A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AMENDMENT TO THE
REDEVELOPER’S AGREEMENT AND PROPERTY CONVEYANCE
(Salem I)

WHEREAS, by Resolution Nos. 01-62, 01-64, 01-65 and 01-157 this Council did previously approve various agreements relating to a redevelopment project known as the “Carpenter Street Redevelopment Project” (the “Redevelopment Project”), including that certain Redeveloper’s Agreement dated as of April 2, 2001 between the City of Salem (the “City”) and Pennrose Properties, Inc. (“Original Redeveloper”) and First Amendment to Redeveloper’s Agreement dated as of November 26, 2001 (collectively, the “Redeveloper’s Agreement”); and

WHEREAS, by Assignment and Assumption of Redeveloper's Agreement between Original Redeveloper and Salem Housing Urban Renewal Associates, L.P. ("Salem I" and together with Original Redeveloper, sometimes hereafter, "Redeveloper") dated as of November 26, 2001, Salem I assumed the obligations of Original Redeveloper under the Redeveloper's Agreement; and

WHEREAS, Salem I has requested the City's approval of the conveyance to Arco Properties, LLC, a New Jersey limited liability company, or its affiliated entity (the "Assignee") of fee title to the real properties upon which the Redevelopment Project was developed (the "Project Site") and assignment of the Redeveloper's Agreement to Assignee (collectively, the "Transfer"); and

WHEREAS, Section 11(a) of the Redeveloper's Agreement requires that Original Redeveloper remain the sole general partner of the Redeveloper ("General Partner Requirement"); and

WHEREAS, Salem I has requested that the Redeveloper's Agreement be modified to omit the General Partner Requirement; and

WHEREAS, Section 11(c)(ii) of the Redeveloper's Agreement requires the City's consent to certain mortgages and encumbrances unless associated with the Balanced Housing Program loan (as defined in the Redeveloper's Agreement) (the "Financing Restriction"); and

WHEREAS, Assignee has requested that the Redeveloper's Agreement be modified to omit the Financing Restriction; and

WHEREAS, the City agrees that the Work (as defined in the Redeveloper's Agreement) required of Redeveloper has been completed as required by the Redeveloper's Agreement and, pursuant to Section 6 of the Redeveloper's Agreement, Salem I is entitled to issuance of a certificate of completion; and

WHEREAS, the City has deemed Assignee to be qualified to own and operate the Redevelopment Project; and

WHEREAS, the City wishes to approve the Transfer and the modifications of the Redeveloper's Agreement as provided herein.

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

1. The Transfer and release of Salem I from any further obligations under the Redeveloper's Agreement is hereby approved.
2. The modification of the Redeveloper's Agreement to omit the General Partner Requirement is hereby approved.
3. The modification to the Redeveloper's Agreement to omit the Financing Restriction is hereby approved.

4. Assignee is hereby designated as redeveloper for the Project Site, effective as of the date of closing of title to the Project Site.

5. If it has not done so already, the City shall issue a certificate of completion pursuant to Section 6 of the Redeveloper's Agreement within three (3) business days of the date of this Resolution.

6. The Council authorizes and directs the Mayor of the Municipality to execute, on behalf of the Municipality, the Amendment, Assignment and Assumption of Redevelopment Agreement in substantially the form annexed hereto as Exhibit A.

7. The Mayor and City Clerk are hereby authorized, empowered and directed to execute and deliver, on behalf of the City, such other documents and/or instruments as are necessary to effectuate the actions authorized herein, including an amendment to the Redevelopment Agreement.

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

RESOLUTION 2015-72
TAX ABATEMENT RESOLUTION
(Salem I)

WHEREAS, Salem Housing Urban Renewal Associates, L.P., a New Jersey limited partnership (hereinafter referred to as "Phase I Owner") owns and operates the sixty-three (63) unit Salem Historic Homes I housing complex (hereinafter referred to as the "Phase I Project") within the City of Salem (hereinafter referred to as the "Municipality");

WHEREAS, the Phase I Project was constructed in 2001; and

WHEREAS, the Phase I Project has operated under a certain Financial Agreement pursuant to the Long Term Tax Exemption Law dated April 2, 2001 between the Municipality and Pennrose Properties Inc. ("Original Entity"), as assigned by Original Entity to Phase I Owner pursuant to that certain Assignment and Assumption of Financial Agreement dated as of November 26, 2001 (collectively, the "Phase I PILOT"), attached hereto as Exhibit "A"; and

WHEREAS, Arco Properties, LLC, a New Jersey limited liability company ("Arco") and Phase I Owner have entered into that certain Real Estate Purchase Agreement dated as of October 8, 2014, for the sale of the Phase I Project ("Purchase Agreement");

WHEREAS, Arco has or will form an entity qualified as an urban renewal entity under the New Jersey Long Term Tax Exemption Law (N.J.S.A. 40A:20-1 et seq.) (the “Tax Exemption Law”), which entity shall have common control and ownership with Arco (the “Assignee”); and

WHEREAS, before accepting an assignment of the Phase I PILOT, the Assignee seeks to clarify and confirm the Municipality’s agreement to certain aspects of the Phase I PILOT including the substantial completion date and the total project cost for the Phase I Project as those terms are defined under the Tax Exemption Law as well as confirmation that there are no defaults and that there will be no audit of the total project cost, net profit, or excess profit of the Phase I Project, as those terms are defined in the Tax Exemption Law, for any year prior to 2015 under the Phase I PILOT.

WHEREAS, the Municipality has agreed to provide the clarification and confirmation requested by the Assignee and acknowledges that the Assignee is relying on same in accepting an assignment of the Phase I PILOT.

WHEREAS, Phase I Owner intends to convey fee title to the Phase I Project to Assignee pursuant to the terms of the Purchase Agreement; and

WHEREAS, Phase I Owner has requested the Municipality’s approval of the assignment of Phase I Owner’s interest in the Phase I PILOT to Assignee (the “Assignment”); and

WHEREAS, the governing body of the Municipality hereby determines that there is a continuing need for the Phase I Project in the Municipality; and

WHEREAS, the Municipality has determined it is beneficial to the community for Assignee to continue providing such housing in the Phase I Project; and

WHEREAS, the Municipality, Phase I Owner and Assignee desire to confirm the real properties upon which the Phase I Project is situated, and which are subject to the Phase I PILOT (the “Phase I Project Site”), and to amend the Phase I PILOT to reflect such amended Phase I Project Site; and

WHEREAS, Section 18 of the Phase I PILOT requires that Phase I Owner remain the sole general partner of the Entity identified in the Phase I PILOT (“General Partner Requirement”); and

WHEREAS, Phase I Owner has requested that the Phase I PILOT be modified to omit the General Partner Requirement; and

WHEREAS, the Municipality wishes to approve the Assignment and the modification of the Phase I PILOT as provided herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality (the “Council”) that:

(1) The Council finds and determines that the Phase I Project meets an existing housing need; and

(2) The Council hereby approves the attached Exhibit “B”, which identifies the Phase I Project Site; and

(3) Notwithstanding Section 18 of the Phase I PILOT, the Council acknowledges and agrees that Pennrose Properties, Inc. will not remain as general partner of the sponsor of the Phase I Project and will not retain any role in the Phase I Project following the transfer thereof; and

(4) The Council does hereby adopt the within Resolution with the further intent and purpose that the Phase I Project, including both the land and improvements thereon, will continue to be exempt from real property taxation as provided in the Tax Exemption Law, provided that payments in lieu of taxes for municipal services supplied to the Phase I Project are made to the Municipality in such amounts and manner set forth in the Phase I PILOT as amended by Exhibit “C”; and

(5) The Council hereby approves the Assignment and authorizes and directs the Mayor of the Municipality to execute, on behalf of the Municipality, the Amendment, Assignment and Assumption of Tax Abatement Agreement in substantially the form annexed hereto as Exhibit “C”; and

(6) The Mayor and City Clerk are hereby authorized, empowered and directed to execute and deliver, on behalf of the Municipality, such other documents and/or instruments as are necessary to effectuate the actions authorized herein.

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

RESOLUTION 2015-73

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AND AMENDMENT TO THE REDEVELOPER’S AGREEMENT AND PROPERTY CONVEYANCE (Salem II)

WHEREAS, by Resolution No. 02-83 this Council did previously approve that certain Redeveloper’s Agreement dated as of January 21, 2002 between the City of Salem (the “City”) and Pennrose Properties, Inc. (“Original Redeveloper”), as thereafter amended by First Amendment to Redeveloper’s Agreement dated as of December 2, 2002 (collectively, the “Redeveloper’s Agreement”) relating to a redevelopment project known as the “Carpenter Street Redevelopment Project” (the “Redevelopment Project”); and

WHEREAS, by Assignment and Assumption of Redeveloper's Agreement between Original Redeveloper and Salem Housing Urban Renewal Associates II, L.P. ("Salem II" and together with Original Redeveloper, sometimes hereafter, "Redeveloper") dated as of December 16, 2002, Salem II assumed the obligations of Original Redeveloper under the Redeveloper's Agreement; and

WHEREAS, Salem II has requested the City's approval of the conveyance to Arco Properties, LLC, a New Jersey limited liability company, or its affiliated entity (the "Assignee") of fee title to the real properties upon which the Redevelopment Project was developed (the "Project Site") and assignment of the Redeveloper's Agreement to Assignee (collectively, the "Transfer"); and

WHEREAS, Section 11(a)(1) of the Redeveloper's Agreement requires that Original Redeveloper remain the sole general partner of the Redeveloper ("General Partner Requirement"); and

WHEREAS, Salem II has requested that the Redeveloper's Agreement be modified to omit the General Partner Requirement; and

WHEREAS, Section 11(c)(ii) of the Redeveloper's Agreement requires the City's consent to certain mortgages and encumbrances unless associated with the Balanced Housing Program loan (as defined in the Redeveloper's Agreement) (the "Financing Restriction"); and

WHEREAS, Assignee has requested that the Redeveloper's Agreement be modified to omit the Financing Restriction; and

WHEREAS, the City agrees that the Work (as defined in the Redeveloper's Agreement) required of Redeveloper has been completed as required by the Redeveloper's Agreement and, pursuant to Section 6 of the Redeveloper's Agreement, Salem II is entitled to issuance of a certificate of completion; and

WHEREAS, the City has deemed Assignee to be qualified to own and operate the Redevelopment Project; and

WHEREAS, the City wishes to approve the Transfer and the modifications of the Redeveloper's Agreement as provided herein.

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

1. The Transfer and release of Salem II from any further obligations under the Redeveloper's Agreement is hereby approved.
2. The modification of the Redeveloper's Agreement to omit the General Partner Requirement is hereby approved.
3. The modification to the Redeveloper's Agreement to omit the Financing Restriction is hereby approved.
4. If it has not done so already, the City shall issue a certificate of completion pursuant to Section 6 of the Redeveloper's Agreement within three (3) business days of the date of this Resolution.

5. Assignee is hereby designated as redeveloper for the Project Site, effective as of the date of closing of title to the Project Site.
6. The Council authorizes and directs the Mayor of the Municipality to execute, on behalf of the Municipality, the Amendment, Assignment and Assumption of Redevelopment Agreement in substantially the form annexed hereto as Exhibit A.
7. The Mayor and City Clerk are hereby authorized, empowered and directed to execute and deliver, on behalf of the City, such other documents and/or instruments as are necessary to effectuate the actions authorized herein, including an amendment to the Redevelopment Agreement.

Resolution 2015-73

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

RESOLUTION 2015-74
TAX ABATEMENT RESOLUTION
(Salem II)

WHEREAS, Salem Housing Urban Renewal Associates II, L.P., a New Jersey limited partnership (hereinafter referred to as “Phase II Owner”) owns and operates the forty-one (41) unit Salem Historic Homes II housing complex (hereinafter referred to as the “Phase II Project”) within the City of Salem (hereinafter referred to as the “Municipality”);

WHEREAS, the Phase II Project was constructed in _____; and

WHEREAS, the Phase II Project has operated under a certain Financial Agreement pursuant to the Long Term Tax Exemption Law dated December 19, 2002 between the Municipality and Phase II Owner (the “Phase II PILOT”), attached hereto as Exhibit “A”; and

WHEREAS, Arco Properties, LLC, a New Jersey limited liability company (“Arco”) and Phase II Owner have entered into that certain Real Estate Purchase Agreement dated as of October 8, 2014, for the sale of the Phase II Project (“Purchase Agreement”);

WHEREAS, Arco has or will form an entity qualified as an urban renewal entity under the New Jersey Long Term Tax Exemption Law (N.J.S.A. 40A:20-1 et seq.) (the “Tax Exemption Law”), which entity shall have common control and ownership with Arco (the “Assignee”); and

WHEREAS, before accepting an assignment of the Phase II PILOT, the Assignee seeks to clarify and confirm the Municipality’s agreement to certain aspects of the Phase II PILOT including the substantial completion date and the total project cost for the Phase II Project as

those terms are defined under the Tax Exemption Law as well as confirmation that there are no defaults and that there will be no audit of the total project cost, net profit, or excess profit of the Phase II Project, as those terms are defined in the Tax Exemption Law, for any year prior to 2015 under the Phase II PILOT.

WHEREAS, the Municipality has agreed to provide the clarification and confirmation requested by the Assignee and acknowledges that the Assignee is relying on same in accepting an assignment of the Phase II PILOT.

WHEREAS, Phase II Owner intends to convey fee title to the Phase II Project to Assignee pursuant to the terms of the Purchase Agreement; and

WHEREAS, Phase II Owner has requested the Municipality's approval of the assignment of Phase II Owner's interest in the Phase II PILOT to Assignee (the "Assignment"); and

WHEREAS, the governing body of the Municipality hereby determines that there is a continuing need for the Phase II Project in the Municipality; and

WHEREAS, the Municipality has determined it is beneficial to the community for Assignee to continue providing such housing in the Phase II Project; and

WHEREAS, Section 18 of the Phase II PILOT requires that Phase II Owner remain the sole general partner of the Entity identified in the Phase II PILOT ("General Partner Requirement"); and

WHEREAS, Phase II Owner has requested that the Phase II PILOT be modified to omit the General Partner Requirement; and

WHEREAS, the Municipality wishes to approve the Assignment and the modification of the Phase II PILOT as provided herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality (the "Council") that:

(1) The Council finds and determines that the Phase II Project meets an existing housing need;

(2) Notwithstanding Section 18 of the Phase II PILOT, the Council acknowledges and agrees that Pennrose Properties, Inc. will not remain as general partner of the sponsor of the Phase II Project and will not retain any role in the Phase II Project following the transfer thereof; and

(3) The Council does hereby adopt the within Resolution with the further intent and purpose that the Phase II Project, including both the land and improvements thereon, will continue to be exempt from real property taxation as provided in the Tax Exemption Law, provided that payments in lieu of taxes for municipal services supplied to the Phase II Project are made to the Municipality in such amounts and manner set forth in the Phase II PILOT as amended by Exhibit "B"; and

(4) The Council hereby approves the Assignment and authorizes and directs the Mayor of the Municipality to execute, on behalf of the Municipality, the Amendment, Assignment and Assumption of Tax Abatement Agreement in substantially the form annexed hereto as Exhibit “B”; and

(5) The Mayor and City Clerk are hereby authorized, empowered and directed to execute and deliver, on behalf of the Municipality, such other documents and/or instruments as are necessary to effectuate the actions authorized herein.

Resolution 2015-74

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

COMMITTEE REPORTS

Administration: President Roots reported the committee met and discussed updating vendor fees and the cities vendor ordinance. Councilman Hassler explained the different options and factors the committee is considering for the new vendor fees. The next Administration meeting will be March 30 at 5:30.

Public Safety: Councilman Gage stated the committee had met prior to the council meeting; he reported on the number of calls the fire department responded to in 2014, the membership numbers and the age and status of the fire apparatus. Councilman Gage also noted the fire department has applied for a \$575,000 grant, and gave a breakdown of the Police Department calls for the past month.

Public Works: Councilman Groce reported the last meeting had been cancelled due to the emergency of the Town Bank Pump being down. He then gave an update on the pump.

Community Service: President Roots reported the committee did not meet this month, though Councilman Johnson and she have been in contact with Mr. Fogg of LAC about managing the city pool this season.

Human Services: Councilman Hassler stated the committee met last week and discussed vendors and preparing for a dog census to be done.

City Property/Capital: Councilwoman Carter stated there was no meeting this month. CFO Crescenzi spoke of the need for a bond ordinance to allocate the remaining capital funds.

Redevelopment: Councilman Waddington said the committee did not meet this month; the next meeting is scheduled for April 6 at 5:15.

Neighborhood Initiatives: Councilman Johnson reported the next meeting will be March 19th. He spoke of meeting with the “kids” involved with One Village Alliance and them participating in clean ups this spring.

MAYORAL COMMENTS:

Mayor Washington thanked everyone who attended the Mayors Symposium on March 9. He then announced his Mayoral appointment of Ezell Barnes to the Planning Board which will meet on March 19th.

PUBLIC PORTION:

Rodney Miller of West Broadway said he attended the Mayors Symposium and agrees with a lot of what was said. He asked to meet with Mayor Washington to further discuss some of the topics and issues.

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

Councilman Hassler motioned to convene into Executive Session, Councilwoman Carter seconded the motion and all were in favor. The regular portion of the meeting ended at 7:40pm.

RESOLUTION 2015-75

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. PERSONNEL

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	X			
E. Gage			X			
V. Groce			X			
S. Hampton						X
C. Hassler	X		X			
H. Johnson			X			
J. Waddington			X			
K. Roots			X			

With a Motion by Councilman Hassler, seconded by Councilman Johnson, and all in favor, Council came out of Closed Session at 7:50. The following business took place:

**RESOLUTION 2015-76
A RESOLUTION TERMINATING THE EMPLOYMENT OF
KATHERINE L. PARSONS**

WHEREAS, on March 2, 2015, Katherine L. Parsons was served with Preliminary Notice of Termination and given five (5) days from receipt to request a hearing with the City of Salem; and

WHEREAS, Katherine L. Parsons did not request a hearing thereon or otherwise respond thereto;

NOW THEREFORE be it hereby resolved by the Common Council of the City of Salem that City Officials shall take such action as is necessary to formally terminate the employment of Katherine L Parsons effective as of the date hereof.

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

**RESOLUTION 2015-77
A RESOLUTION TERMINATING THE EMPLOYMENT OF TERRI GROSS**

WHEREAS, on March 2, 2015, Terri Gross was served with Preliminary Notice of Termination and given five (5) days from receipt to request a hearing with the City of Salem; and

WHEREAS, Terri Gross did not request a hearing thereon or otherwise respond thereto;

NOW THEREFORE be it hereby resolved by the Common Council of the City of Salem that City Officials shall take such action as is necessary to formally terminate the employment of Terri Gross effective as of the date hereof.

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

RESOLUTION 2015-78
A RESOLUTION AUTHORIZING EXECUTION NJDOT LOCAL AID & ECONOMIC DEVELOPMENT AGREEMENT MODIFICATION AND AWARDDING A CONSTRUCTION CONTRACT FOR THE SALEM DOWNTOWN BEAUTIFICATION PROJECT, PHASE II

WHEREAS, Salem City was approved for funding of the Downtown Beautification Project; and

WHEREAS, the project was bid out, however all bids received exceeded the project budget and accordingly the project was rebid; and

WHEREAS, pursuant to the rebid, sealed bids were received on December 23rd, 2014, with the results being as listed below however all of the bids received exceeded the project budget once again and accordingly application was made to the New Jersey Department of Transportation (“NJDOT”) for additional funding; and

WHEREAS, by letter dated March 12th, 2015 the City was notified by NJDOT that the additional monies were granted; and

WHEREAS, as a result thereof the City wishes to execute the Agreement Modification with NJDOT to accept the additional funding of approximately \$125,270.00; and award a construction contract to Greenscape Landscape Contractors, Inc. as the low bidder;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Salem, County of Salem, and State of New Jersey that, subject to NJDOT concurrence of the award, City Officials are hereby authorized and directed to award, execute the contract with Greenscape Landscape Contractors, Inc., as the lowest bidder. The total lump sum bid offered is \$514,496.45; and

BE IT FURTHER RESOLVED that City officials are hereby authorized, empowered and directed to execute the Agreement Modification with NJDOT and to execute such additional documents or take such further actions as are necessary to proceed with the project.

Bidder	Lump Sum Bid
Charles Marandino LLC	\$518,618.99
Greenscape Landscape Contractors, Inc.	\$514,496.45
Land Tech Enterprises	No Bid Submitted
Think Pavers Hardscaping	\$622,287.35

Resolution 2015-78

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

With no further business before Council, Councilman Hassler made a motion to adjourn the meeting Councilman Johnson seconded. Motion carried unanimously. The council meeting ended at 8:00pm

Respectfully submitted:

Approved: April 6, 2015

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