

**CITY OF SALEM**  
**MINUTES OF THE COMMON COUNCIL MEETING**  
**OF DECEMBER 2, 2019**

A meeting of the Common Council of the City of Salem was called to order by Council President Karen Roots. The meeting took place at 1 New Market Street at 6:30 p.m. The meeting was opened with the Pledge of Allegiance. Paulie Villegas did the invocation **Present:** Councilpersons Ruth Carter, William Corbin, Earl Gage, Timothy Gregory, Sharon Kellum, Jim Smith and Council President Karen Roots. **Absent:** Vaughn Groce Also in attendance, Mayor Charles Washington Jr., Dave Crescenzi-CFO, Deputy Municipal Treasurer Kenia Nunez, City Administrator/Clerk Ben Angeli and Solicitor Andrea Rhea.

Mr. Angeli read the statement of advertisement as follows:

Notice of this meeting has been provided to the South Jersey Times and the Elmer Times and is posted on the City Hall Bulletin Board stating the time and the place of the meeting.

**COMMUNICATIONS/APPLICATIONS/REPORTS:**

Presentation to the Superintendent and Salem City Board of Education

Dr. Michel thanked Karen Roots for her time as the liaison to the schools. He spoke about the new track and internship program. He said that the City and the school district could be working together on economic development opportunities. He thanked the Mayor and Council for all their hard work in moving the City forward. He thanked the City for fixing the press box at the stadium.

Presentation by the non-profit organization Southwest Council

The representative spoke about their program now being run out of the Salem County College building. The program offers treatment and education for substance abuse. The emphasize “getting clean” as the first step and offer recovery coaches. They were having a tree lighting event at Fenwick Plaza. She said that they believe that “recovery is possible” and that they strive to make substance abuse a non-issue for the next generation. They would be having only daytime hours for now.

**MAYORAL APPOINTMENT:**

**MAYORAL APPOINTMENT**

WHEREAS, the Ordinances of the City of Salem permit the Mayor to appoint a Director of the City Commerce Department.

The Mayor appoints Charles Bailey to the position of Director of the Commerce Department subject to the following conditions after which time a commencement date will be established:

1. The execution of a Shared Services Agreement with the Salem Board of Education;

2. The approval by the Department of Community Affairs State Monitor;
3. The execution of the offer/agreement setting out the terms and conditions of employment; and

City residency is waived due to the specialized nature of the skills associated with the position; however, the employee is subject to the requirements of the New Jersey First Act.

The salary for the position will be set by resolution of the Council in accordance with the salary ordinance.

\_\_\_\_\_  
Charles Washington Jr, Mayor

The Mayor stated that Mr. Bailey's focus would be on housing. He would also be the liaison to the library and point man for the city pool.

**INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION:**

**CITY OF SALEM  
RESOLUTION 2019-146**

**A RESOLUTION AWARDED CONTRACT FOR THE  
RECONSTRUCTION OF GRIEVES PARKWAY-PHASE 5 IN THE CITY  
OF SALEM**

**WHEREAS**, the City Council previously authorized the solicitation of Bids for the Reconstruction of Grieves Parkway- Phase 5 in the City of Salem; and

**WHEREAS**, bids were received on November 14, 2019 from two bidders and the Bid Summary is attached hereto; and

**WHEREAS**, it appears that the lowest responsible bid was submitted by Asphalt Paving Systems Inc., P.O. Box 530, Hammonton, New Jersey; and

**WHEREAS**, said bid was reviewed by the City Clerk, City Solicitor and City Engineer and the Engineer has recommended an award of the contract to Asphalt Paving Systems, Inc. for the Base Bid No. 1-PSO, Items 1-30 in the amount of \$164,600.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available.

**NOW, THEREFORE BE IT RESOLVED**, that a contract with Asphalt Paving Systems for the Reconstruction of Grieves Parkway- Phase 5 is approved for the Base Bid No. 1, Items 1-30 in the amount of \$164,600.00 and the Mayor and Clerk are authorized to execute the contract for the same.

**ATTEST:**

**CITY OF SALEM**

\_\_\_\_\_  
Ben Angeli, RMC

\_\_\_\_\_  
Karen Roots, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
W. Corbin			X			
E. Gage	X		X			
T. Gregory			X			
V. Groce						X
S. Kellum		X	X			
J. Smith			X			
K. Roots			X			

I, Ben Angeli, Clerk of the City of Salem, in the County of Salem, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Common Council of the City of Salem on December 2, 2019.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Ben Angeli, RMC

**CITY OF SALEM  
RESOLUTION 2019-147  
RESOLUTION APPOINTING CHARLES BAILEY AS DEPUTY CLERK  
FOR THE CITY OF SALEM**

WHEREAS, the Mayor has appointed Charles Bailey as Director of the City Commerce Department provided that certain conditions are met; and

WHEREAS, the City seeks to utilize the services of the employee in the Clerk's office in addition to the Commerce Department so that the office is staffed appropriately during any absence of the Certified Municipal Clerk;

NOW, THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SALEM that Charles Bailey is appointed to the position of Deputy Clerk to serve at the pleasure of Council.

BE IT FURTHER RESOLVED that the appointment is conditioned upon the following:

1. The execution of a Shared Services Agreement with the Salem Board of Education;
2. The approval by the Department of Community Affairs State Monitor; and
3. The execution of the offer/agreement setting out the terms and conditions of employment; and

BE IT FURTHER RESOLVED that City residency is waived and not required for the position; however, the employee is subject to the requirements of the New Jersey First Act.

BE IT FURTHER RESOLVED that the employee's commencement date shall be determined once the above conditions are met and he shall serve a 90 day probationary term.

BE IT FURTHER RESOLVED that the employee shall be paid a salary of \$40,000. Per year as Director of the Commerce Department and \$22,500 as Deputy Clerk in accordance with the salary ordinance, subject to an increase in the Deputy Clerk's salary of \$2,500. upon the satisfactory completion of the 90 day probationary term.

ATTEST:

CITY OF SALEM

\_\_\_\_\_  
Ben Angeli, RMC

\_\_\_\_\_  
Karen Roots, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
W. Corbin			X			
E. Gage	X		X			
T. Gregory			X			
V. Groce						X
S. Kellum		X	X			
J. Smith			X			
K. Roots			X			

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Ben Angeli, RMC

**CITY OF SALEM  
RESOLUTION 2019-148**

**A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, NJSA 10:4-12 These items are for #7 for matter relating to litigation, negotiations, and the Attorney Client Privilege.**

**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 as follows:

(1) *Matters Required by law to be confidential*: Any matter which by express provision of the Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

(2) Any matter in which the release of information would impair the right to receive federal funding.

(3) *Matters involving individual privacy*: Any matter, the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations or other personal material of any education, training, social service, medical, health, custodial, child

protection, rehabilitation, legal defense, welfare, housing relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including, but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned .

(4) *Matters pertaining to a collective bargaining agreement:* Any matter involving a collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

(5) *Matters relating to the purchase, lease acquisition of real property or investment of public funds:* Any matter involving the lease, purchase or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

(6) *Matters of public protection:* Any tactic and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection.

(7) *Matters relating to litigation, negotiations and attorney-client privilege:* Any matter of pending or anticipated litigation or contract negotiation other than in (4) above in which the Board is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required for the attorney to exercise ethical duties as a lawyer.

(8) *Matters relating to the employment relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of , promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all of the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed in public.

(9) *Deliberations after public hearing.* Deliberations by the Board occurring after a public hearing that may result in a civil penalty or the suspension or loss of a license or permit of a responding party; and

**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. #7 Matters relating to litigation/attorney client privilege (Ambulance Service)

**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.

**ATTEST:**

**CITY OF SALEM**

\_\_\_\_\_  
Ben Angeli, RMC

\_\_\_\_\_  
Karen Roots, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
W. Corbin			X			
E. Gage	X		X			
T. Gregory			X			
V. Groce						X
S. Kellum		X	X			
J. Smith			X			
K. Roots			X			

I, Ben Angeli, Municipal Clerk of the City of Salem, in the County of Salem, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Common Council of the City of Salem on December 2, 2019.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Ben Angeli, RMC

**CITY OF SALEM  
RESOLUTION 2019-149  
A RESOLUTION SETTING REORGANIZATION**

**BE IT RESOLVED** that the annual Reorganization of the Common Council of the City of Salem shall be held on January 1, 2019 commencing at Noon at City Hall, 1 New Market St., Salem, N.J. 08079

**ATTEST:**

**CITY OF SALEM**

\_\_\_\_\_  
Ben Angeli, RMC

\_\_\_\_\_  
Karen Roots, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
R. Carter			X			
W. Corbin			X			
E. Gage	X		X			
T. Gregory			X			
V. Groce						X
S. Kellum		X	X			
J. Smith			X			
K. Roots			X			

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Date

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Ben Angeli, RMC

**CITY OF SALEM  
RESOLUTION 2019-150**

**CHAPTER 159 - A RESOLUTION REQUESTING APPROVAL OF  
ITEMS OF REVENUE AND APPROPRIATION REGARDING 2019  
STATEWIDE INSURANCE FUND RISK CONTROL GRANT**

**WHEREAS**, N.J.S.A. 40A:4-87 (Chapter 159) provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may approve the insertion of an item of appropriation for equal amount;

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Salem, in the County of Salem, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$5,954.00 which is now available from the 2019 Statewide Insurance Fund Grant.; and

**BE IT FURTHER RESOLVED**, that the like sum of \$5,954.00 is hereby appropriated under the caption "2019 Statewide Insurance Fund Grant.".

**ATTEST:**

**CITY OF SALEM**

\_\_\_\_\_  
Ben Angeli, RMC

\_\_\_\_\_  
Karen Roots, Council President

<b>COUNCIL</b>	<b>MOVED</b>	<b>SECONDED</b>	<b>Y</b>	<b>N</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
R. Carter			X			
W. Corbin			X			
E. Gage	X		X			
T. Gregory			X			
V. Groce						X
S. Kellum		X	X			
J. Smith			X			
K. Roots			X			

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Ben Angeli, RMC

**COMMITTEE REPORTS:**

**ADMINISTRATION** (Roots, Gage, Corbin, Carter)

Councilwoman Roots stated that administration committee met and discussed the agenda, employee evaluations and scheduling an "All Hands" meeting with City employees.

**PUBLIC SAFETY** (Gage, Groce, Roots, Carter)

Councilman Gage said that there would be some information discussed in executive session concerning public safety.

**PUBLIC WORKS** (Groce, Roots, Smith, Gage)

No report as Councilman Groce was absent.

**HUMAN SERVICES** (Corbin, Gage, Kellum, Gregory)

Councilman Corbin reported that summonses were being issued and followed up on.

**CITY PROPERTY/CAPITAL** (Carter, Smith, Kellum, Roots)

Councilwoman Carter said that they would be meeting Friday morning.

**NEIGHBORHOOD INITIATIVES/COMMUNITY SERVICES** (Roots, Corbin, Carter, Gregory)

Councilwoman Roots stated that the committee did not meet and would meet once Mr. Bailey was on board.

**REDEVELOPMENT** (Smith, Gregory, Kellum, Gage)

No meeting was held, but they would be meeting with Mr. Bailey.

**MAYORAL COMMENTS**

The Mayor spoke about the parade and tour scheduled for the next weekend. He spoke about it being exciting bringing Mr. Bailey to the City. He also spoke about possible arbitration concerning the water plant lawsuit and a possible project concerning an oxidation ditch to create revenue.

**OLD BUSINESS** - None

**NEW BUSINESS** - None

**PUBLIC PORTION**

Motion to open public portion made by Councilwoman Gage.

Seconded by Councilwoman Kellum.

All members present voted in favor.

Motion carried.

Mr. Mitchell, Elm Street, raised some concerns about evictions being done in the City. The City Attorney said that the City was not involved in the evictions and that the Sheriff's department handles that process. He also stated that the pet peeve in the City was that there was no supermarket and wanted to form a committee to work on bringing one into Salem. The Mayor



explained that we do not own the property where the supermarket was. He spoke about all the things that were being done to get a supermarket in the City  
Mr. Porter, East Broadway spoke about the services offered at his garage and his partnership with an organization called CASA. They work to get young people certified as automotive mechanics. They offer a "hands-on" automotive class.

Motion to close public portion made by Councilwoman Gage.  
Seconded by Councilwoman Kellum.  
All members voted in favor.  
Motion carried.

Council President Roots excused herself and left the meeting before the Executive Session.

**EXECUTIVE SESSION LITIGATION (AMBULANCE SERVICE)**

Motion to go into Executive Session made by Councilman Earl Gage.  
Seconded by Councilwoman Sharon Kellum.


Motion to leave Executive Session made by Councilman Earl Gage.  
Seconded by Councilwoman Sharon Kellum.

Clerk stated that no action was taken in Executive Session.

**ADJOURNMENT**

Councilman Gage motioned to adjourn the meeting. Councilwoman Kellum seconded the motion and all members present voted in favor in a voice vote.

Minutes respectfully submitted by:

  
Ben Angeli, RMC

*NEXT COUNCIL MEETING: DECEMBER 16, 2019 AT 6:30 PM*