

CITY OF SALEM
COMMON COUNCIL CAUCUS MEETING MINUTES
DECEMBER 12, 2022
6:30 PM

OPENING 6:30 PM- Councilman Gregory

PLEDGE OF ALLEGIANCE - Councilman Gregory

INVOCATION – Councilman Groce

STATEMENT OF ADVERTISEMENT read by Mr. Angeli

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.

ROLL CALL:

Present: Cline, Davis, Gregory, Groce, Kellum, Slaughter, Smith,

Absent: Gage

APPROVAL OF MINUTES:

Regular, Caucus and Executive Session minutes for 8/9/21, 8/16/21, 9/13/21, 9/20/21, 10/13/21 and 10/18/21.

Motion: Kellum Second Davis All present voted in favor in a Voice Vote

APPROVAL OF BILLS:

Motion: Kellum Second Davis All present voted in favor in a Voice Vote

PUBLIC PORTION FOR AGENDA ITEMS ONLY:

Motion to go to open public portion on agenda items only:

Motion: Kellum Second Davis All present voted in favor in a Voice Vote

The public is instructed that this portion of the meeting is provided for comments and questions on Agenda items only. There will be a public portion later in the meeting for general comments and questions. Please state your name and address, street name only for the record.

No questions or comments.

Motion to close public portion on agenda items:

Motion: Kellum Second: Davis All present voted in favor in a Voice Vote

COMMUNICATIONS/APPLICATIONS/REPORTS:

Approval of an entertainment license for Salem Little League to use the fields at 129 Chestnut Street from 12-13-2022 to 4-30-2023

Motion: Kellum Second: Davis All present voted in favor in a Voice Vote

INTRODUCTION OF RESOLUTIONS FOR CONSIDERATION:

RES. 2022-293 RESOLUTION AUTHORIZING INSTALLMENT PAYMENT FOR UNPAID TAXES

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

RES. 2022-294 A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF SALEM AND THE COMMUNICATIONS WORKERS OF AMERICA

Motion: Kellum Second: Smith All present voted in favor in a Roll Call Vote

RES. 2022-295 CHAPTER 159 - A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION REGARDING THE CY 2022 AMERICAN RESCUE PLAN FIREFIGHTERS GRANT IN THE AMOUNT OF \$43,000.00

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

RES. 2022-296 AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2022 APPROPRIATIONS IN THE AMOUNT OF \$223,800.00 IN THE CURRENT FUND

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

RES. 2022-297 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SALEM AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

RES. 2022-298 CREATION OF AN EMERGENCY APPROPRIATION FOR THE PURPOSE OF THE UTILITY FUND OPERATIONS EXCEEDING THREE PERCENT OF THE APPROVED 2022 BUDGET

Motion: Kellum Second: Smith All present voted in favor in a Roll Call Vote

COMMITTEE REPORTS:

ADMINISTRATION (Gage, Gregory, Groce, Kellum)

No comments.

PUBLIC SAFETY (Davis, Slaughter, Groce, Gage)

Mr. Davis spoke about a petition to make carpenter Street a one way street. Ms Kellem voiced concerns about the lights out on Broadway. The need for street signs on many streets was discussed. Mr. Groce said that there was a meeting with leadership of the Fire Department about the firehouse.

PUBLIC WORKS (Groce, Gregory, Gage, Smith)

No report.

ORDINANCE/BUILDINGS AND GROUNDS (Cline, Slaughter, Smith, Kellum)

Ms. Cline presented a list of Ordinances to be worked on.

NEIGHBORHOOD INITIATIVES/PARKS AND RECS (Slaughter, Kellum, Cline, Davis)

No report.

ECONOMIC AND COMMUNITY DEVELOPMENT (Smith, Davis, Gregory, Cline)

The Committee did not meet.

QIZ COMMITTEE REPORT (Cline, Gregory, Groce, Gage)

Ms. Cline spoke about the NJ Community Capital plan.

MAYOR'S COMMENTS:

The Mayor spoke about the City getting a PAL program and the need to have church vans pick up the kids.

ADMINISTRATOR REPORT:

Mr. Angeli spoke about the possibility of using someone for Grant Management and that idea was put on hold for now.

CFO REPORT:

No report.

OLD BUSINESS:

None

NEW BUSINESS:

None

PUBLIC PORTION:

Motion to open the public portion of the meeting.

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

The public is instructed that this portion of the meeting is provided for comments and questions on any matter. Please state your name and address, street name only for the record.

No comments or questions.

Motion to close the public portion of the meeting.

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

ADJOURNMENT:

Motion to adjourn the meeting.

Motion: Kellum Second: Smith All present voted in favor in a Voice Vote

Minutes respectfully submitted by:



Ben Angeli, RMC

**CITY OF SALEM
RESOLUTION 2022-294**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF SALEM
AND THE COMMUNICATIONS WORKERS OF AMERICA**

WHEREAS, negotiations between with the City of Salem and The Communications Workers of America on behalf of the City Crossing Guards have resulted in the proposed agreement attached hereto for the purpose of establishing wages, hours and other terms of employment for the City Crossing Guards who are members of The Communications Workers of America; and

WHEREAS, the City seeks to ratify the same.

NOW THEREFORE BE IT HEREBY RESOLVED by the Common Council of the City of Salem, County of Salem and State of New Jersey, that it consents to the execution of the attached agreement with Blue Collars Workers Association covering January 1, 2021 to December 31, 2025.


BE IT FURTHER RESOLVED that the Mayor is authorized to execute the agreement contingent upon final approval by the State Fiscal Oversight Officer of the Department of Community Affairs pursuant to its MOU with the City.

ATTEST:



Ben Angeli, RMC

CITY OF SALEM



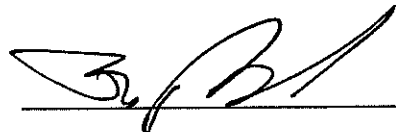
Earl Gage, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
S. Cline			X			
R. Davis			X			
T. Gregory			X			
V. Groce			X			
S. Kellum	X		X			
G. Slaughter			X			
C. Smith		X	X			
E. Gage						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 12, 2022.

12-12-22

Date



Ben Angeli, RMC

**CITY OF SALEM
RESOLUTION 2022-295**

CHAPTER 159 - A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION REGARDING THE CY 2022 AMERICAN RESCUE PLAN FIREFIGHTERS GRANT IN THE AMOUNT OF \$43,000.00

WHEREAS, N.J.S. 40A:4-87 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 thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the City of Salem has received notice of an award (Attachment "A") of \$43,000.00 from the CY 2022 American Rescue Plan Firefighter Grant and will amend the 2022 introduced Budget to include this amount as a revenue; and

WHEREAS, this award will provide funds for a washer, a dryer and PPE gear for the City Firefighters.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Salem, in the County of Salem, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the introduced budget of the year 2022 in the sum of \$43,000.00

BE IT FURTHER RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

ATTEST:


Ben Angeli, RMC

CITY OF SALEM


Earl Gage, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
S. Cline			X			
R. Davis			X			
T. Gregory			X			
V. Groce			X			
S. Kellum	X		X			
G. Slaughter			X			
C. Smith		X	X			
E. Gage						X

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12-12-22
Date


Ben Angeli, RMC

**CITY OF SALEM
RESOLUTION 2022-296**

**AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2022 APPROPRIATIONS IN THE
AMOUNT OF \$223,800.00 IN THE CURRENT FUND**

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Salem, County of Salem, State of New Jersey, the Chief Financial Officer Kenia Nunez-Acuna, be and the same is hereby authorized to make transfers among the Fiscal Year 2022 Budget in the amount of \$220,200.00 Current Fund as follows:

CURRENT FUND TRANSFER FROM:

2-01-26-302-111 STREET CLEANING S&W	(31,000.00)
2-01-20-120-111 MUNICIPAL CLERK S&W	(37,000.00)
2-01-20-120-200 MUNICIPAL CLERK MISC	(4,688.00.)
2-01-20-170-299 ECONOMIC DEV MISCELLANEOUS	(5,200.00)
2-01-20-130-111 FINANCE SW	(45,000.00)
2-01-22-195-101 DEMO OF SUBST BUILDING	(20,000.00)
2-01-31-447-101 HEATING OIL	(3,600.00)
2-01-20-110-299 MAYOR & COUNCIL MISCELLANEOUS	(2,000.00)
2-01-20-110-111 MAYOR & COUNCIL S/W	(1,500.00)
2-01-22-200-100 HOUSING ENFORCEMENT	(5,000.00)
2-01-25-240-299 POLICE DEPTMENT MISC EXP	(5,000.00)
2-01-25-252-111 EMERGENCY MANAGEMENT S&W	(600.00)
2-01-26-290-299 STREET CLEANING MISC	(10,000.00)
2-01-26-302-299 STREET MAINT MISC EXPENSE	(350.00)
2-01-26-310-299 BUILDINGS AND GROUND	(5,000.00)
2-01-27-330-101 BOARD OF HEALTH	(350.00)
2-01-26-315-226 POLIICE VEHICLES	(1,100.00)
2-01-26-315-228 STREET VEHICLES	(1,100.00)
2-01-26-315-231 HOUSING VEHICLES	(900.00)
2-01-28-370-200 RECREATION EXP	(20,812.00)
2-01-35-470-101 CONTIGENT EXPENSES	(20,000.00)
TOTAL TRANSFER FROM	(220,200.00)

CURRENT FUND TRANSFER TO:

2-01-23-220-101 EMPLOYEE GROUP INSURANCE	6,000.00
2-01-20-145-111 TAX COLLECTION	1,000.00
2-01-25-260-OAK AMB SQUAD AA/WOODSTOWN	113.00
2-01-20-100-299 MISCELANEOUS	537.00
2-01-43-490-111 MUNICIPAL COURT S&W sheet 15c	2,600.00
2-01-31-446-022 NATURAL GAS	3,600.00
2-01-20-150-111 ASSESMENT OF TAXES S&W	5,125.00
2-01-31-440-101 TELEPHONE	11,000.00
2-01-31-430-101 ELECTRICITY	15,225.00
2-01-20-155-299 LEGAL MISC. EXPENSES	16,000.00
2-01-31-435-101 STREET LIGHTING	21,000.00
2-01-36-472-101 SOCIAL SECURITY	31,000.00
2-01-26-290-111 STREET MAINTENANCE S&W	42,000.00
2-01-25-240-111 POLICE DEPT. S&W	65,000.00
TOTAL TRANSFER TO	220,200.00

ATTEST:


Ben Angeli, RMC

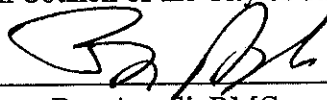
CITY OF SALEM


Earl Gage, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
S. Cline			X			
R. Davis			X			
T. Gregory			X			
V. Groce			X			
S. Kellum	X		X			
G. Slaughter			X			
C. Smith		X	X			
E. Gage						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 12, 2022.

12-12-22
Date


Ben Angeli, RMC

**CITY OF SALEM
RESOLUTION 2022-297**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SALEM
AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER
NEEDED FOR PUBLIC USE**

WHEREAS, the Common Council of the City of Salem has determined that the personal property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the City adopted Resolution 2022-283 on November 11, 2022 authorizing an auction on December 10, 2022, and

WHEREAS, it became necessary to reschedule the date of the auction; and

WHEREAS, the City of Salem intends to conduct a live auction on December 20, 2022 at 4:30 PM pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15; and

WHEREAS, Notice of the date, time and place of the public sale together with a description of the items to be sold and the conditions of sale have been published in an official newspaper;

WHEREAS, Such sale shall be held not less than seven nor more than 14 days after the latest publication of the notice thereof; and

WHEREAS, The contracting unit need not advertise for bids when it makes any such sale to the United States, the State of New Jersey, another contracting unit, any body politic to which it contributes tax raised funds, any foreign nation which has diplomatic relations with the United States, or any governmental unit in the United States;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Salem in the County of Salem, State of New Jersey, that the City of Salem is hereby authorized to sell the surplus personal property as indicated on Schedule A is live in person auction; and be it further

RESOLVED, that the terms and conditions of the live auction is "AS-IS" sales, no warranties, no returns no exchanges; and be it further

RESOLVED, that a certified copy of the Resolution and Schedule A list of city property and equipment will be filed the City of Salem.

ATTEST:

Ben Angeli, RMC

CITY OF SALEM

E. Gage
Earl Gage, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
S. Cline			X			
R. Davis			X			
T. Gregory			X			
V. Groce			X			
S. Kellum	X		X			
G. Slaughter			X			
C. Smith		X	X			
E. Gage						X

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Date

Ben Angeli, RMC

**CITY OF SALEM
RESOLUTION 2022-298**

**CREATION OF AN EMERGENCY APPROPRIATION FOR THE PURPOSE OF THE UTILITY FUND
OPERATIONS EXCEEDING THREE PERCENT OF THE APPROVED 2022 BUDGET**

WHEREAS, an emergency has arisen with respect to Utility Fund Operations and no adequate provision has been made in the budget for the aforesaid purpose, and

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution is\$225,000.00

and three percent of the total operating appropriations in the budget is\$5,130,134.39

WHEREAS, the foregoing appropriation together with prior appropriations exceeds three percent of the total current appropriations (including utility operating appropriations) in the budget for 2022,


NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Salem, County of Salem, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-49 petition be made to the Director of Local Government Services for permission to exceed the statutory limitation of 3% for the creation of an appropriation for the purpose stated above in accordance with the following:

1. An emergency appropriation be and the same is hereby made for in the amount of \$225,000.00
2. That said emergency appropriation shall be provided for in full in the 2023 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That the statement required by the Local Finance Board has been filed with the Clerk and a copy thereof will be transmitted to the Director of Local Government Services.
5. That two certified copies of this resolution be filed with the Director of Local Government Services.

ATTEST:


Ben Angeli, RMC

CITY OF SALEM


Earl Gage, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
S. Cline			X			
R. Davis			X			
T. Gregory			X			
V. Groce			X			
S. Kellum	X		X			
G. Slaughter			X			
C. Smith		X	X			
E. Gage						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 12, 2022.

12-12-22

Date



Ben Angeli, RMC

This statement must be prepared in duplicate by the Chief Financial Officer or other responsible official, and must be filed with the Municipal Clerk prior to the adoption of the emergency resolution. The duplicate thereof must be filed with the Director of Local Government Services at the time of filing the emergency resolution.

Need of Emergency Appropriation:

[DOCUMENT FULLY THE CIRCUMSTANCES FOR THE EMERGENCY RESOLUTION. SHORT TERSE STATEMENTS SUCH AS "INSUFFICIENT APPROPRIATION," "ROADS NEED REPAIR" ARE NOT ACCEPTABLE AND WILL ONLY DELAY THE REVIEW OF THE EMERGENCY.]

Date of Occurrence: 10/31/2022: In mid-2021, the City hired a contractor to run the utility operations in absence of current staff possessing the licenses required to run the Utility Plant. During the late summers and into the fall, unforeseen water and sewer mains break collapse occurred (and still are occurring). Some have been repaired with ordinance/capital improvement funds, and other repair and maintenance with operating funds that did not meet the criteria to use ordinance/capital improvement funds. Also, the inoperable equipment put a huge strain on the operating budget by replacing them with new equipment. The hired contractors also billed for additional services for lab and operations work due staff absenteeism. Therefore the utility operating was depleted for unforeseen expenditures affecting other areas of the budget.

Have any contracts been awarded or purchase orders placed in connection with this emergency appropriation?
YES

Have any payments been made in connection with this emergency appropriation? **YES**

If costs are in excess of \$44,400.00 for either labor or materials, or both, will bids be advertised for?

No, in one instance we declared an emergency at the recommendation of the Contractor due to the time frame of the delivery of the equipment and installation of the orbital aerator.

As far as water and sewer main breaks, were done without bids, they had to be handled immediately avoiding sewer overflow. Inoperable and outdated equipment were replaced. Still more has to be done.

If not, have resolutions been adopted declaring an exigency to exist which will not permit the advertisement for public bids?

YES, in one instance the City placed a resolution for an urgent replacement of the sewer plant orbital aerator costing approximately \$97,000.

Will work be performed by contract, force account or otherwise? **CONTRACT**

Signed 

Title **CHIEF FINANCIAL OFFICER EMERGENCY RESOLUTION**