



**CITY OF ABSECON
Municipal Complex
500 Mill Road
Absecon, New Jersey 08201**

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**OCTOBER 6, 2011
WORK & REGULAR
MEETING MINUTES**

FLAG SALUTE – Mayor

INVOCATION – Janet Gasbarro, AtlantiCare Chaplain and Absecon resident

ROLL CALL

Present: Seher, Urban, Green, Vizthum, Gorman, Falivene

Absent: Camp

Also Present: Mayor Elco, Terry Dolan, Mike Blee, Jessica Thompson, Carie Crone & Eddie Dennis

STATEMENT ON THE SUNSHINE LAW

NOTIFICATION THAT THIS MEETING IS ELECTRONICALLY RECORDED – Jerry

PUBLIC PORTION

Motion to open to public – Councilman Vizthum – second – Councilwoman Gorman

All were in favor.

William McLees - 29 DelRay Lane – Pres. for the Homeowner’s Assoc. of BelAir Homes – he had a few questions about the development regarding trash, parking, bonds, signage and what the city is responsible for.

Chief Cowan – will look into the commercial truck parking issue.

Terry – the city will maintain the streetlights and as to the bond, the city released the performance bond and accepted a maintenance bond for two years. They have agreed to repair the basin to maintain the water levels in the pond prior to the release of the maintenance bond. The maintenance of the storm water management of the ponds is the homeowner’s responsibility. The signage on the city streets will be taken care of by the city, but signs on the County roadway are handled by them.

Motion to close public portion – Councilman Green – second – Councilman Vizthum

All were in favor.

WORK MEETING

ORDINANCES AND RESOLUTIONS LISTED BELOW ARE FOR DISCUSSION AND MAY BE ACTED UPON AT THE REGULAR MEETING OF CITY COUNCIL.

Jerry: May I hear a motion to add Resolution 170 and 171 to the Work Session Agenda?
Motion made by Councilman Urban – second – Councilwoman Gorman
Roll Call: Seher, yes; Urban, yes; Green, yes; Vizthum, yes; Gorman, yes; Falivene, yes

2011 RESOLUTIONS

- 162** Authorizing the City of Absecon to award the contract for the 2011 Road Program. **MOVED**
- 163** Approving the insertion of a Special Item of Revenue into the 2011 Municipal Budget to allow for the receipt of \$1,200.00 from the State of New Jersey Cops in Shops.
- 164** Authorizing a refund of an overpayment of taxes on the property located at 12 Andrea Lane (Block 93, Lot 16.13). **MOVED**
- 165** Authorizing the release of a Maintenance Guarantee posted by Oyster Bay Condominiums. **MOVED**
- 166** Authorizing the City of Absecon's application for grant funds from the Department of Transportation Safe Routes to School for 2012. **MOVED**
- 167** Authorizing the Tax Assessor of the City of Absecon to file an application for a citywide property reassessment.

Chris – the finance committee would like to reword this and bring it back. **HELD OVER**

- 168** Awarding a contract for Professional Services for a Cell Site Lease Consultant. **MOVED**
- 170** Authorizing the City Administrator to advertise for one full time tele-communicator **MOVED**
- 171** Authorizing the City Administrator to advertise for position of Administrative Assistant **MOVED**

REGULAR MEETING AGENDA

2011 ORDINANCES

- 13** Capital Ordinance appropriating \$21,522.88 for the 2011 Road Program within the City of Absecon.

Motion for second reading – Councilwoman Gorman – second – Councilman Urban

Roll Call: Seher, yes; Urban, yes; Green, yes; Vizthum, yes; Gorman, yes; Falivene, yes

Motion to open to public – Councilwoman Gorman – second – Councilman Green

All were in favor.

No public comment.

Motion to close public – Councilman Green – second – Councilman Vizthum

All were in favor.

Motion for final reading and adoption – Councilman Green – second – Councilwoman Gorman

Roll Call: Seher, yes; Urban, yes; Green, yes; Vizthum, yes; Gorman, yes; Falivene, yes

CONSENT AGENDA

All matters listed under item, Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be discussed separately.

Resolutions #162- 171 were included in the consent agenda.

Motion to approve – Councilwoman Gorman – second – Councilman Vizthum

Roll Call: Seher, yes; Urban, yes; Green, yes; Vizthum, yes; Gorman, yes; Falivene, yes

APPROVAL OF BILL LIST- \$297,184.73

Motion to approve - Councilman Green – second – Councilman Vizthum

Roll Call: Seher, yes; Urban, yes; Green, yes; Vizthum, yes; Gorman, yes; Falivene, yes

REPORTS

Mayor – no report

Bobbie – recognized Nancy Nelson, Court Administrator who is retiring after 36 years of service. She wished her well in her retirement. Spoke about historical society and senior center.

Jim – downtown project is still going on and the final punch list items should be this Tuesday and he thanked Eddie for coming tonight to notify us of that report.

Chris – no finance meeting but they have been working with Terry on the re-assessment. Informed the public that the Board of Education will be having a meeting on Tuesday, Nov. 1st at 7 p.m. regarding contract negotiations.

Chuck – Public Works met on Monday and they are starting on the road program with Cynwyd Drive.

Fred – announced officers in the fire dept. as: New Chief, Joe Smith; Deputy Chief, Jerry Cohen; Asst. Chief, Tom Hunter III; and Captain Joe Marrone. November 1st we should have the new 911 system hopefully up and running. The contingency plan is for Galloway to take over our calls if needed. His next meeting is 11/15 @ 7 p.m. due to Elections.

Terry – thanked and congratulated Lloyd and the entire staff of Public Works for their work on the new retaining wall and shrubs surrounding the building on Mill Road. The rest of City Hall will be completed by next year.

Jerry – mentioned an article in the paper that indicated percentages of tax increases for municipalities and the real number from this governing body was 1.7% and the balance of the increase is due to the school and county taxes. We kept it under the 2% cap. Told the public that the leaf machines will be starting on Nov. 1st and the website should be updated as it goes along. He suggested signs be posted on streets a couple of days ahead of time saying the machine will be going down those streets so people will get their leaves out to the street in time.

PUBLIC PORTION

Motion to open to public – Councilman Green – second – Councilwoman Gorman

All were in favor. No public comment.

Motion to close – Councilman Green – second – Councilwoman Gorman

All were in favor.

CLOSED SESSION – Res. #169-2011

Attorney Mike Blee – we have three reasons to go into executive session. All fall under the contract negotiations exception to the open public meetings act specifically:

**Government Worker's Union
City Administrator's Contract**

Police Chief's Contract – this issue will go into open session since after receiving his rice notice, the chief requested it to be in open.

All the minutes can be disseminated and perhaps only by court order due to the ongoing contractual relationship between the PBA and the City of Absecon inasmuch as it as dispute over an interpretation of the language of the collective bargaining agreement.

Jerry – Joe has indicated that he would like to continue his employment here and he's not sure of the term that he will be requesting. He gave a proposal to the Mayor and he will get it to me. He thought the Mayor and he could do it together but the Mayor has indicated that he would not like to participate in it. We could make a committee like we do for other items if council agrees.

Bobbie – agrees to the 3-person committee that would include Jerry then we will two other perspectives.

Mayor – explained the reason he chose not to participate was to have more opinions of others who don't work as closely with the Chief. He will be available to help.

Jerry – you will have to be involved at some point since you are his supervisor.

Chris – respectfully disagrees with the Mayor. He's the department head or supervisor and doesn't believe it's appropriate not being a part of it.

Mayor – if this governing body believes he should be there then he will be.

Chuck – asked the Mayor what happened before with the negotiations. You are heavily involved with the police dept.

Mayor – he could not remember the course of action. He chose not to do so because he wanted it to be more open with new eyes and voices.

Mike – explained what the confusion might be with the Chief's appointment and contract issues.

Fred – feels the Mayor is the appropriate authority of that dept. and if we have a committee he should be directly involved in those discussions and negotiations. He works day to day with the Chief.

The committee will be Jerry, Fred and Jim and will start once they receive a formal recommendation from the Mayor.

Motion to enter closed session – Councilman Green – second – Councilman Vizthum
All were in favor.

No formal action will be taken following executive session on the two other issues.

Mike – we are in open session and it's now 8:40 p.m. and issues discussed were those announced earlier.

ADJOURNMENT

Motion to adjourn meeting – Councilman Seher - second – Councilman Vizthum
All were in favor.

Respectfully submitted,

Carie A. Crone, Clerk

Approved: _____