

FEBRUARY 27, 2008

The South Harrison Township Committee held a finance and regular meeting on Wednesday, February 27, 2008 at 7:00 and 7:30 p.m. in the South Harrison Township Municipal Building.

Mayor Charles T. Tyson called the meeting to order and was followed by the flag salute.

Requirements of the "Open Public Meetings Act" were met. Notice of this meeting was given by: (1) sending sufficient notice herewith to the Today's Sunbeam of Salem and the Gloucester County Times of Woodbury; and (2) posting notice on the public bulletin board at the South Harrison Township Municipal Building.

Roll Call: James McCall - present, Cornelius McIntyre - present, Charles Tyson - present, Robert Campbell - present, Gary Spinner - present, Christie Melfi, Chief Finance Officer - present, John Eastlack, Solicitor - present, Colleen Bianco, Administrator - present, Nancy Kearns, Municipal Clerk - present.

Minutes:

Motion to approve the regular session minutes of June 13, 2007 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Motion to approve the regular session minutes of July 1, 2007 was made by Cornelius McIntyre, second by Gary Spinner.

Roll Call Vote: James McCall - abstained, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the regular session minutes of July 12, 2007 was made by Gary Spinner, second by Charles Tyson.

Roll Call Vote: James McCall - abstained, Cornelius McIntyre - abstained, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 3 - yes', 0 - no's, 2 - abstention. Motion carried.**

Motion to approve the regular session minutes of July 25, 2007 with 2 corrections was made by Robert Campbell, second by Cornelius McIntyre.

Roll Call Vote: James McCall - abstained, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the regular session minutes of September 12, 2007 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - abstained. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the regular session minutes of December 3, 2007 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - abstained, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the regular session minutes of December 27, 2007 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Motion to approve the re-organization minutes of January 1, 2008 was made by Cornelius McIntyre, second by Gary Spinner.

Roll Call Vote: James McCall - abstained, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the closed session minutes of December 3, 2007 was made by Gary Spinner, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – abstained, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the closed session minutes of December 12, 2007 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - abstained, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 4 - yes', 0 - no's, 1 - abstention. Motion carried.**

Motion to approve the closed session minutes of December 27, 2007 was made by Gary Spinner, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Committee Reports:

Police Department – January 2008 Report
Construction Code Official – January 2008 Report

Tax Collector's Report: Taxes collected for the month of January were \$648,435.40.

Treasurer's Report: Should have a report for the March meeting.

Old Business: **Ordinance O-08-01**
An Ordinance Amending Chapter 24 Police Department of the Code of the Township of South Harrison

Public hearing and final adoption

Open Meeting to the Public:

Motion to open the meeting to the public on this ordinance only was made by James McCall, second by Cornelius McIntyre. Motion carried.

Mary Howard, 4 Hollybrook Road asked about the Lieutenant position and what would happen if you omit it from the ordinance. Ms. Howard was advised that this is not currently a position in the Township or in the PBA contract.

Marc Nagtegaal addressed the Committee stating the Lieutenant position is usually a supervisory position for different shifts. Mr. Nagtegaal was advised that that is not necessarily the case.

Close Meeting to the Public:

Motion to close the meeting to the public on this ordinance was made by Gary Spinner, second by Cornelius McIntyre. Motion carried.

Motion to adopt Ordinance O-08-01 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Ordinance O-08-02

An Ordinance of the Township of South Harrison to Exceed the Municipal Calendar Year 2008 Budget Appropriation Limits and to Establish a Cap Bank

Public hearing and final adoption

Open Meeting to the Public:

Motion to open the meeting to the public on this ordinance only was made by James McCall, second by Gary Spinner. Motion carried.

No comments or questions were received from the public.

Close Meeting to the Public:

Motion to close the meeting to the public on this ordinance was made by Gary Spinner, second by Cornelius McIntyre. Motion carried.

Motion to adopt Ordinance O-08-02 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

**New Business: Ordinance O-08-03
Ordinance of the Township of South Harrison Establishing a Board of Recreation Commissioners**

Introduction and First Reading

Motion to adopt Ordinance O-08-03 on first reading was made by Gary Spinner, second by Robert Campbell.

Roll Call Vote: James McCall - no, Cornelius McIntyre - no, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 3 - yes', 2 - no's. Motion carried.**

Public hearing set for March 12, 2008 at 7:30 pm.

Ordinance O-08-04

An Ordinance Appropriating the Sum of \$9,340.00 from the Capital Improvement Fund for the Purchase of Computer Software Programs and Server Update

Introduction and First Reading

Motion to adopt Ordinance O-08-04 on first reading was made by Gary Spinner, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Public hearing set for March 12, 2008 at 7:30 pm.

Ordinance O-08-05

Ordinance of the Township of South Harrison Township Appropriating the Sum of \$3,000.00 for a Reward

Introduction and First Reading

Mayor Tyson excused himself from the meeting.

Deputy Mayor Campbell spoke about the racial crimes against the Mayor, and the level of disgust a lot of people in this town went through on this issue. The Prosecutor's Office has put up \$5,000.00, other professionals have kicked in \$4,000.00 and some of the residents in the township have put up funds. With this \$3,000.00 the reward for the arrest and conviction will be \$20,000.00. John Eastlack reported that the Gloucester County Democratic Committee contributed \$1,000.00 toward the award.

Mayor Tyson returned to the dais and assumed his chair.

Motion to adopt Ordinance O-08-05 on first reading was made by James McCall second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - abstained, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's, 1 - abstention. Motion carried.**

Public hearing set for March 12, 2008 at 7:30 pm

Ordinance O-08-06

South Harrison Township Ordinance Authorizing Special Emergency Appropriation for the Sum of \$35,000.00 for Revision of the Master Plan for the Township of South Harrison, County of Gloucester, New Jersey

Introduction and First Reading

Motion to adopt Ordinance O-08-06 on first reading was made by Gary spinner, second by Cornelius McIntyre

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Public hearing set for March 12, 2008 at 7:30 pm.

Resolution R-08-24

Resolution Authorizing the Refund of Property Taxes

Motion to adopt Resolution R-08-24 was made by Gary Spinner, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Resolution R-08-25

South Harrison Township Resolution Awarding the 2008 Municipal Building Exterminating Service.

Motion to adopt Resolution R-08-25 was made by Cornelius McIntyre, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson - yes, Robert Campbell - yes, Gary Spinner - yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Resolution R-08-26

Resolution of the Township Committee of the Township of South Harrison Entering into a Contract with Diversified Resources Unlimited, LLC

No motion was made, resolution died.

Resolution R-08-27

Resolution Promoting Sean D. Weston to the Rank of Corporal

Motion to adopt Resolution R-08-27 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Resolution R-08-28

Resolution for Excluding the Public (Personnel Matters)

Motion to adopt Resolution R-08-28 was made by Gary Spinner, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Resolution R-08-29

South Harrison Township Resolution Adopting Revised Personnel Policies and Procedures Manual

Motion to table Resolution R-08-29 was made by Cornelius McIntyre, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Ordinance O-08-07

An Ordinance Fixing the Salaries of Certain Officers and Employees of the Township of South Harrison

Introduction and First Reading

Motion to adopt Ordinance O-08-07 on first reading was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – no, Gary Spinner – yes. **R.C.V.: 4 - yes', 1 - no's. Motion carried.**

Public hearing set for March 12, 2008 at 7:30 pm.

The Township Committee and Solicitor discussed a letter received from Gary Thompson regarding a cold storage facility on Block 18, Lot 1. This facility is in the AR (agriculture/residential) zone and it is being questioned as to whether it is a commercial facility or if it falls under the right to farm guidelines. If the structure does not comply with the zoning ordinance the owner will need to seek a variance. John Eastlack spoke regarding the letter and thinks Gary Thompson's opinion is correct, the determination as to this being a commercial building should be decided at the Gloucester County Ag Board. Mr. Eastlack stated the County Ag Board hearings and determinations are site specific as to the location. Mr. Eastlack stated the County Ag Board would determine if this is an acceptable farm management practice under the right to farm and if they have jurisdiction. Mr. Eastlack doesn't think there is anything for the Committee to do in this matter at this time.

Resolution R-08-30

New Jersey Department of Transportation Resolution, Application and Agreement for State Aid to Counties and Municipalities – Cedar Grove Road

Motion to adopt Resolution R-08-30 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

The Committee reviewed the request from Kingsway Regional High School, regarding participation in the 2008 Awards Program, (2 - \$100.00 Bonds 1 for male and female from SHT). By consensus of the Committee, South Harrison Township will be participating again this year.

Resolution R-08-31

Resolution to Make Budget Transfers Between Appropriation Reserves in the 2007 General Fund Budget

Motion to adopt Resolution R-08-31 was made by Gary Spinner, second by James McCall.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Open Meeting to the Public:

Motion to open the meeting to the public on was made by James McCall, second by Cornelius McIntyre. Motion carried.

Marc Nagtegaal addressed the Committee stating that items 3 & 4 of the agenda were not done. The Committee advised Mr. Nagtegaal that they were done. Mr. Nagtegaal further spoke about problems with buildings being put up without the requirements being met, such as commercial buildings on agriculture/residential property and questioned how long do we wait before taking action. Mr. Eastlack advised that you don't have to wait, that is up to the Planning/Zoning Board. The Zoning Officer can issue citations if the zoning ordinance is being violated.

Theresa Roemer of Saddlebrook asked about the bonding issues in Saddlebrook. Mr. Eastlack advised that the issue is on the closed session agenda as it is a litigation matter.

Debbie Cunningham of Monroeville Road spoke to the Committee as President of the Board of Education regarding concerns and rumors she has heard. Ms. Cunningham advised that each time an OPRA request was made the Board prepared and had the documents ready within the required 10 days of the request. Ms. Cunningham then spoke about the letter advising that the Township would not be doing the Interlocal Agreement for the 2008-2009 school budget explaining that Mr. Datz met informally with the groups outlining options the Board needed to consider regarding use of the building and that he would update them through the process and final decision. Ms. Cunningham spoke about the School Budget stating the voters elected a Board of Education to prepare and present a budget for vote and that the schools financials are reviewed yearly by an outside auditor. Ms. Cunningham was glad to see that the Committee decided not to hire a consultant and the Board would be happy to provide any information needed to help understand the school budget. The Board applauds the efforts of members of the Committee to reopen lines of communication and hopes to work together in the future for the benefit of the community.

Ed Crispin spoke about an item in the Gloucester County Times being inaccurate with regard to funds the township receives from the GCIA. The Harrisonville Fire Company and Unity Ambulance receive funds directly from the GCIA, and the remaining amount goes in the general fund of the Township. Mr. Crispin also addressed the issue of

commercial buildings stating they're all over the Township, citing that the Post Office building is owned by the Fire Company and they pay taxes on it because of the commercial use of the building. If good for one, good for all.

Lori Morrison of Tomlin Station Road addressed the Committee representing the Girl Scouts and would like to know the status of the Interlocal Agreement. Mayor Tyson stated the school will not be receiving anything. Committeeman McCall stated none of the other schools in the County receive an Interlocal agreement either and the schools always welcomed the scouts and other groups in their buildings. Committeeman McCall stated the scouts could use this building. Committeeman Spinner advised that he and Committeeman McIntyre have had two meetings with the school and another scheduled trying to work with the school. Ms. Morrison advised that the school might have to charge for the use. Thank you for offering this facility, but there are over 80 Girl Scouts. Would the Township consider paying the charge, if the school charges. Committeeman McCall stated we should still set down with the school and try to work through this issue. In the past the Interlocal agreement did not affect the tax rate.

Ed Crispin stated that when the agreement was entered into for the use of the facility the Committee asked for a cost for the activities and still haven't seen one.

Jeanne Campbell of Lincoln Road thanked the School Board for being here tonight and likes that everyone is open to communication. Communication is crucial to the success of the community.

Jack Carney 419 Lincoln Road, President of South Harrison Little League, is extending an invitation to the Committee to the opening day ceremony on April 12, 2008. The parade starts at 10:00 am. Mr. Carney advised that 2 score boards have been donated and has been told he needs permission from the Committee to have them installed.

Resolution – R-08-32

Resolution of the Township Committee of South Harrison Township Approving the Installation of Two Scoreboards for the Township Little League Fields

Motion to adopt Resolution R-08-32 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Close Meeting to the Public:

Motion to close the meeting to the public was made by Gary Spinner, second by Cornelius McIntyre. Motion carried.

Return to Open Session:

Motion to return to open session was made by James McCall, second by Gary Spinner. Motion carried.

Resolution – R-08-33

Resolution of the Township Committee of South Harrison Authorizing the Township to make a Claim Against the Bond Issued by St. Paul Travelers and to File Litigation in the Superior Court of New Jersey Against the Developer of Reserve at Saddlebrook, South Harrison Ventures and Its Principals and St. Paul Travelers Insurance Co.

Motion to adopt Resolution R-08-33 was made by James McCall, second by Gary Spinner.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – yes, Gary Spinner – yes. **R.C.V.: 5 - yes', 0 - no's. Motion carried.**

Resolution – R-08-34

Resolution Promoting Jon D. Sukeforth to the Position of Public Works Supervisor

Motion to adopt Resolution R-08-34 was made by Gary Spinner, second by James McCall.

Resolution – R-08-35

Resolution of the Township Committee Returning the Municipal Clerk to Full-Time

Motion to adopt Resolution R-08-35 was made by James McCall, second by Cornelius McIntyre.

Roll Call Vote: James McCall - yes, Cornelius McIntyre - yes, Charles Tyson – yes, Robert Campbell – no, Gary Spinner – yes. **R.C.V.: 4 - yes', 1 - no's. Motion carried**

Adjournment:

Motion to adjourn was made by Gary Spinner, second by James McCall. Motion carried.

Respectfully submitted,

Nancy F. Kearns, RMC
Municipal Clerk

Information Only