

JUNE 10, 2009

The South Harrison Township Committee held the regular meeting on Wednesday, June 10, 2009 at 7:30 p.m. in the South Harrison Township Municipal Building.

Mayor Robert Campbell 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: Robert Campbell – present, Robert Diaz – present, Robert Gaines – present, Gary Spinner – present, Charles Tyson – present, John Eastlack Jr., Solicitor - present, Richard Fini, Engineer – present, Henry Ludwigsen, Auditor – present, Nancy Kearns, Municipal Clerk – present.

Committee Reports:

Police Department – May 2009 Report
Construction Code Official – May 2009 Report
Engineering Report – June 2009 Report
Veteran's Memorial Report – Given verbally by Edmund Crispin
Edmund Crispin: Brought up the discussion of getting the landscape for the memorial monument done.

Resolution R-09-78

Resolution of the Township Committee of the Township of South Harrison Authorizing the Chief of Police to Acquire Two Mobile Camera Systems for Two Police Patrol Vehicles, and Related Equipment Including a Station House Dedicated Computer

Motion to adopt Resolution R-09-78 was made by Robert Diaz, second by Gary Spinner.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes', 0 – no's. Motion carried.**

Tax Collector Report: no additions.

Old Business:

Ordinance O-09-05

Ordinance of the Township of South Harrison for the Establishment of an Agricultural Advisory Committee in the Township of South Harrison, County of Gloucester, New Jersey

Public hearing and final adoption.

Open Meeting to the Public:

Motion to open the meeting to the public on Ordinance O-09-05 only was made by Robert Gaines, 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 Ordinance O-09-05 was made by Charles Tyson, second by Robert Diaz. Motion carried.

Motion to adopt Ordinance O-09-05 was made by Robert Diaz, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes', 0 – no's. Motion carried.**

Ordinance O-09-06

Ordinance of the Township of South Harrison Amending Chapter 90, the Land Use and Development Ordinance 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 Ordinance O-09-06 only was made by Gary Spinner, second by Charles Tyson. 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 Ordinance O-09-06 was made by Charles Tyson, second by Gary Spinner. Motion carried.

Motion to adopt Ordinance O-09-06 was made by Robert Diaz, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes', 0 – no's. Motion carried.**

Ordinance O-09-07

An Ordinance of the Township of South Harrison to Address the Requirements of the Council on Affordable Housing (COAH) Regarding Compliance with the Municipality's Prior Round and Third Round Affordable Housing Obligations

Public hearing and final adoption.

Open Meeting to the Public:

Motion to open the meeting to the public on Ordinance O-09-07 only was made by Robert Diaz, second by Charles Tyson. 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 Ordinance O-09-07 was made by Charles Tyson, second by Gary Spinner. Motion carried.

Motion to adopt Ordinance O-09-07 was made by Robert Gaines, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes', 0 – no's. Motion carried.**

Ordinance O-09-08

Ordinance of the Township of South Harrison Amending Chapter 90, the Land Use and Development Ordinance 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 Ordinance O-09-08 only was made by Charles Tyson, second by Robert Gaines. 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 Ordinance O-09-08 was made by Gary Spinner, second by Robert Diaz. Motion carried.

Motion to adopt Ordinance O-09-08 was made by Charles Tyson, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Ordinance O-09-09

Ordinance of the Township of South Harrison Amending Chapter 55, Construction Codes, Uniform Providing for Administrative Fees to be Collected in Connection with the Issuance of Construction and Related Permits

Public hearing and final adoption.

Open Meeting to the Public:

Motion to open the meeting to the public on Ordinance O-09-09 only was made by Gary Spinner, second by Charles Tyson. 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 Ordinance O-09-09 was made by Charles Tyson, second by Robert Gaines. Motion carried.

Motion to adopt Ordinance O-09-09 was made by Charles Tyson, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – no, Robert Gaines – yes, Gary Spinner – no, Charles Tyson – yes. **R.C.V.: 3 – yes’, 2 – no’s. Motion carried.**

The Committee discussed the out sourcing of the minutes. John Eastlack advised of the logistical problems that would be associated with this and does not see a cost savings but rather a time savings if it was possible. The Clerk will contact the League and the Clerks association to see if any other municipalities’ are out sourcing.

The Committee discussed the Premiere technology Solutions proposal. Committeeman Diaz and Mayor Campbell will get together and review the proposal to see what issues need to be addressed along with the maintenance end of the contract. Committeeman Diaz further discussed the web site and web hosting issues involving email addresses.

The RFP’s for Banking will be given to the Committee members for review and discussion at the June 24, work session.

The advertisement for request for bids for trash and recycling has been sent, bid opening is set for August 20. Bid award can be done at the September meeting. Mr. Eastlack will be sending a letter to Rob Allen confirming the extension of the contract until the end of September.

Mr. Eastlack will be handling the response to a letter received from William Buchman, Attorney for Matthew Warner.

The Committee discussed with John Eastlack the OPRA request from the reconstituted Sub-Committee requesting all emails along with the validity of the broad scope of the request. Mr. Eastlack has received the emails from the Clerk and has advised that what he has is not all of the emails from all computers. There is still a very large number of emails to be captured yet. Mr. Eastlack advised that it will take weeks and weeks to review them to determine which emails are releasable under the OPRA standards. We may have to request that the request be narrowed in its scope. Committeeman Gaines spoke about the issue of a computer being wiped clean and was advised that should not be discussed in open session. Committeeman Spinner advised that he would be willing to sit and talk with the sub-committee and answer any questions they may have.

Deputy Mayor Tyson advised the Committee that the State DOT will be doing the repair work to Ferrell Road that was caused by the detour route the State used when making the improvements to State Highway 45 and County Route 538.

New Business:
Introduction of the 2009 Municipal Budget

Resolution R-09-73

Motion to adopt Resolution R-09-73 introducing the Budget was made by Robert Diaz, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – no, Charles Tyson – yes. **R.C.V.: 4 – yes’, 1 – no’s. Motion carried.**

Public hearing on the 2009 Budget is set for July 8, 2009 at 7:30 pm.

Resolution Authorizing the Amount of Signatures Required on the Lien Redemption Account

Resolution R-09-74

Motion to adopt Resolution R-09-74 was made by Robert Gaines, second by Charles Tyson.

Roll Call Vote: Robert Campbell – no, Robert Diaz – no, Robert Gaines – no, Gary Spinner – no, Charles Tyson – no. **R.C.V.: 0 – yes’, 5 – no’s. Motion failed.**

Resolution of the Township Committee Setting Forth the Salaries of the Officers and Employees of the Township of South Harrison in the County of Gloucester and State of New Jersey

Resolution R-09-75

Motion to adopt Resolution R-09-75 was made by Charles Tyson, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – no, Robert Gaines – yes, Gary Spinner – no, Charles Tyson – yes. **R.C.V.: 3 – yes’, 2 – no’s. Motion carried.**

Resolution R-09-76

Resolution Authorizing the Township Engineer to Make Application to the New Jersey Department of Transportation for Funding (Cedar Grove Road – Phase I)

Motion to adopt Resolution R-09-76 was made by Charles Tyson, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Resolution R-09-77

Resolution for Excluding the Public (Personnel & Litigation Matters)

Motion to adopt Resolution R-09-77 was made by Charles Tyson, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Ordinance O-09-10

An Ordinance Appropriating the Sum of \$5,340.00 from the Capital Improvement Fund for the Purchase of Computer Application Software and Services Programs New Jersey State Contract #A81201

Introduction and first reading

Motion to adopt Ordinance O-09-10 on first reading was made by Robert Diaz, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Public hearing and final adoption set for July 8, 2009 at 7:30 pm.

NJ State Firemen’s Association

Motion to approve Hans B. Forsman’s application to the NJ State Firemen’s Association was made by Robert Diaz, second by Robert Gaines.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Open Meeting to the Public:

Motion to open the meeting to the public was made Robert Gaines, second by Charles Tyson. Motion carried.

Matt Warner, 34 Ashford Court, spoke about his OPRA request for email back in December and never received anything. Ms. Kearns sent the request to Mr. Eastlack and has not heard back from him. Mr. Warner is tired of the bickering and it needs to stop.

Warren Mabey, Police Chief Spoke directly to Robert Gaines about being called a dirty cop and is requesting Mr. Gaines to clarify his remarks. Committeeman Gaines stated that the GC Prosecutor's office came back with no indictable charges against his family for something that your department caused last year. Two weeks ago you escorted 2 IT gentlemen out of the building that were given permission to be here Chief Mabey has been in law enforcement for over 35 years and has never been called a dirty cop and will not tolerate being called a dirty cop. Committeeman Diaz stated he does not remember authorizing anyone to be going into the server and he spoke with them that day. Mayor Campbell advised this will be discussed in closed session. Chief Mabey advised that he did not escort anyone out of the building, after a discussion with the gentleman they left on their own.

Ben Freeman, 781 Eldridges Hill Road, Had a complaint about being denied an electrical inspection. He advised the inspector to call before coming, he did not call until he was in the driveway and no one was home. Mr. Freeman called Mr. Wille; he came over and did the inspection. Please reinstate Mr. Wille. The Committee should direct Mr. Wille to follow-up with this inspector, so the residents are not subjected to this treatment.

Tom Schmiegel was concerned about the budget for soccer equipment. Mr. Schmiegel was advised that \$2,000.00 was put in the Recreation Budget for soccer.

Gloria Russell, 678 Franklinville Road was concerned about people being taken off the list of election board workers and why were they replaced with Township Committee members' wives. Five of the six were replaced and were not even informed.

Mel Robertson advised that if the Agricultural Committee is looking for members, he has the name and address of a person interested in serving. Mr. Robertson also advised of a problem in Saddlebrook with the outfall on Ferrell Road.

Radine Konawel, 207 Cedar Grove Road addressed the Committee advising that she is upset with the way that Board Members can not get along and had to go after the Police. Ms. Konawel is proud of the Chief and the Department.

Jonathan Feinbaum, Mullica Crossings has concerns about the Police staff being terminated due to consolidation and there was been conversation with Elk taking over our Police Department. Mayor Campbell stated that have been some discussions regarding this issue. It is still in the preliminary stages, and he was told he would get an answer June 24th.

Janice Huggins, 22 Lincoln Mill Road spoke that character is who you are and feels the Board Members should not be accusing the Police Chief in Public and feels that Committeeman Gaines should be voting on the issue of the Police Department.

Close Meeting to the Public:

Motion to close the meeting to the public was made by Robert Diaz, second by Charles Tyson.

Return to Open Session:

Motion to return to open session was made by Gary Spinner, second by Charles Tyson. Motion carried.

Approve Payment of the Bills:

Motion to approve payment of the bills was made by Robert Gaines, second by Charles Tyson.

Roll Call Vote: Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes, Charles Tyson – yes. **R.C.V.: 5 – yes’, 0 – no’s. Motion carried.**

Adjournment:

Motion to adjourn was made by Charles Tyson, second by Gary Spinner. Motion carried.

Respectfully submitted,

Nancy E. Kearns, RMC
Municipal Clerk