

## NOVEMBER 24, 2009

The South Harrison Township Committee held a regular meeting on Tuesday November 24, 2009 at 7:0 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 Vote:** Robert Campbell – present, Robert Diaz – present, Robert Gaines – present, Gary Spinner – present, John Eastlack, Township Solicitor – present, Jeffrey Bruckler, Township Administrator – present, Nancy Kearns, Municipal Clerk – present

Mayor Campbell advised that the meeting will start with item H. on the agenda and asked that each Committeeman starting with Committeeman Spinner disclose who they are voting for and advising that he will vote last. Committeeman Spinner objected to this method of voting. Committeeman Spinner indicated that a motion and second is needed to nominate a candidate. John Eastlack, Township Solicitor concurred and advised of the procedure for the submission of names for a vacancy on the Township Committee under 40A:16-11. The names were submitted on November 12, 2009 and the last day to act upon the submissions is December 12, 2009.

Committeeman Diaz would like to interview the candidates. Committeeman Spinner stated two (2) of them are here tonight why not ask them questions tonight. Mayor Campbell said no, you should have done that before tonight.

Motion to nominate Joseph Calabro to fill the vacancy on the Township Committee was made by Robert Gaines, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – no, Robert Gaines – yes, Gary Spinner – no. **R.C.V.: 2 – yes', 2 – no's. Motion failed.**

Motion to nominate Terrance Jones to fill the vacancy on the Township Committee was made by Robert Gaines, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – no, Robert Gaines – yes, Gary Spinner – no. **R.C.V.: 2 – yes', 2 – no's. Motion failed.**

**Old Business:**

**Nominations for Deputy Mayor**

Motion was made by Robert Gaines to table the nominations, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – no, Robert Gaines – yes, Gary Spinner – no. **R.C.V.:** 2 – yes', 2 – no's. **Motion failed.**

Motion was made by Robert Diaz to nominate Gary Spinner, second by Gary Spinner.

**Roll Call Vote:** Robert Campbell – no, Robert Diaz – yes, Robert Gaines – no, Gary Spinner – yes. **R.C.V.:** 2 – yes', 2 – no's. **Motion failed.**

### **Route 77 & Fislerville Road**

Nancy Kearns, Municipal Clerk advised that the electricity bill would be about \$68.00 a month. No action was taken on this item.

### **Resolution R-09-124**

**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**

Motion to adopt Resolution R-09-124 was made by Robert Gaines, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes. **R.C.V.:** 4 – yes', 0 – no's. **Motion carried.**

### **Resolution R-09-125**

**Resolution Amending Resolutions R-09-75 and R-09-124 Resolution of the Township Committee Setting Forth the Salaries of the Officer and Employees of the Township of South Harrison in the County of Gloucester and State of New Jersey**

Motion to adopt Resolution R-09-125 was made by Robert Gaines, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – yes, Robert Gaines – yes, Gary Spinner – yes. **R.C.V.:** 4 – yes', 0 – no's. **Motion carried.**

### **Resolution R-09-128**

**Resolution Amending Resolutions R-09-95 and R-09-125 Resolution of the Township Committee Setting Forth the Salaries of the Officer sand Employees of the Township of South Harrison in the County of Gloucester and State of New Jersey**

Motion to adopt Resolution R-09-128 was made by Robert Gaines, second by Robert Campbell.

**Roll Call Vote:** Robert Campbell – yes, Robert Diaz – abstained, Robert Gaines – yes, Gary Spinner – abstained. **R.C.V.:** 2 – yes', 0 – no's, 2 - abstentions. **Motion carried.**

### **Rosenberger Bill**

Motion to approve payment in the full amount was made by Robert Diaz, second by Gary Spinner.

John Eastlack, Township Solicitor advised that it is inappropriate for Robert Gaines to vote and he should abstain from voting on this matter. Committeeman Gaines decided to vote on this matter despite Mr. Eastlack's strong counsel recommending he abstain.

**Roll Call Vote:** Robert Campbell – no, Robert Diaz – yes, Robert Gaines – no, Gary Spinner – yes. **R.C.V.: 2 – yes', 2 – no's. Motion failed.**

**New Business:**

**Resolution R-09-126**

**Resolution to Make Budget Transfers between Appropriations in the 2009 General Fund Budget**

Motion to adopt Resolution R-09-126 was made by Robert Diaz, second by Gary Spinner.

**Roll Call Vote:** Robert Campbell – no, Robert Diaz – yes, Robert Gaines – no, Gary Spinner – yes. **R.C.V.: 2 – yes', 2 – no's. Motion failed.**

Resolution will be moved to the December 9, 2009 meeting.

**Resolution R-09-127**

**Resolution Authorizing the Corrective Action Plan for 2008 Submitted by the Chief Financial Officer of South Harrison Township**

Motion to adopt Resolution R-09-126 was made by Robert Diaz, second by Gary Spinner.

**Roll Call Vote:** Robert Campbell – no, Robert Diaz – yes, Robert Gaines – no, Gary Spinner – yes. **R.C.V.: 2 – yes', 2 – no's. Motion failed.**

Resolution will be moved to the December 9, 2009 meeting.

**Open Meeting to the Public:**

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

Mr. Warner, Ashford Court asked about holding a bike race, it would start and finish at Stewart Park. He is a member of the Team Independence Cycling Club, which is part of USA Cycling. Mr. Warner was advised that the Police needed would be at their cost and that they would also need County approval. Mr. Eastlack advised that the Township should check with the JIF regarding insurance matters. Mr. Bruckler will check with JIF.

Motion to move forward with the County approval was made by Gary Spinner, second by Robert Gaines. Motion carried.

Marc Nagtegaal asked about the Tax Assessor's hours stating that he left a message and has not heard back from the Assessor. Mr. Bruckler will look into this issue.

Frank Phillips addressed the Committee regarding his retaining wall and is asking for reimbursement from the Township, due to the road re-paving project. Mr. Phillips advised that he had water problems and due to that he constructed the retaining wall. John Eastlack, Township Solicitor advises Mr. Phillips that his paper work will be given to the Township Engineer, Rich Fini for his review and this can be addressed at the next meeting on December 9, 2009.

Jeff Kunkel, Jackson Street asked about the road being made wider and it would take his parking and trees, doesn't feel the road even needed re-paved. Mr. Bruckler spoke to Mr. Kunkel this morning and advised he would get with Rich Fini, engineer regarding the project. Mr. Kunkel states that he does not want the road made wider.

Jim McCall addressed the Committee advising that the road will have to be brought up to the correct cart-way standards if using DOT funds. It is really not being widened just put back to where it should be.

Mary Howard, 4 Hollybrook requested that the Committee consider public input regarding nominees for the Township Committee vacancy, possibly at the next meeting before the decision is made.

Jeanne Campbell, Lincoln Road addressed the issue that the nominees could not even stay for the meeting, but this would be one of their functions in the future.

Ben Freeman, Eldridges Hill Road, who picks the nominees. Mr. Freeman was advised that the South Harrison Township Democratic Committee picked the candidates. Mr. Freeman asked Committeeman Gaines why he nominated either of the candidates as they have not been at the Committee meetings. Mr. Eastlack explained the process and if the Committee does not pick any of the candidates named then the Democratic Committee chooses the person to fill the vacancy.

**Close Meeting to the Public:**

Motion to close the meeting to the public was made by Robert Diaz, second by Robert Gaines. Motion carried.

**Adjournment:**

Motion to adjourn was made by Gary Spinner, second by Robert Diaz. Motion carried.

Respectfully submitted,

Nancy E. Kearns, RMC  
Municipal Clerk