

CITY COUNCIL MEETING

A meeting of the Bridgeton City Council was held on Tuesday, April 9, 2013 at 6:30 p.m., City of Bridgeton Police and Municipal Court Complex, 330 Fayette Street, Bridgeton, New Jersey in Council Chambers.

The meeting was called to order by Council President Gladys Lugardo-Hemple.

The Statement of Meeting Notice was read by Deputy Clerk, Mary L. Kimble, "Adequate notice of this meeting pursuant to N.J.S.A. 10:4-6 giving the time, date, location and agenda to the extent known has been given in the following manner:

1. By posting notice of said meeting on the bulletin board at City Hall Annex, 181 East Commerce Street, Bridgeton, New Jersey on April 5, 2013, at 4:30 pm
2. By mailing such notice to the News of Cumberland County and the Press on April 5, 2013, at 4:30 p.m. invocation and flag salute was led by Council President Lugardo-Hemple.

The following answered to roll call:

Mr. Spence
Mr. Surrency
Mr. Thompson
Mr. Zapolski
Pres. Lugardo-Hemple

Pres. Lugardo-Hemple presented the Public Session minutes from the Meeting of March 19, 2013, the Work Session minutes of March 19, 2013, November 20, 2012 and December 4, 2012 and closed session minutes of November 20, 2012 and December 4, 2012.

It was moved by Mr. Surrency and second by Mr. Spence to dispense with the reading of said minutes as all members received copies and said minutes be approved as received which motion was carried.

Pres. Lugardo-Hemple announced that there are three Ordinances for first reading.

Council President read an ordinance entitled:

ORDINANCE AMENDING SECTION 370-ZONING

It was moved by Mr. Zapolski and second by Mr. Spence that this ordinance is adopted on first reading and that second reading, public hearing and final consideration be held on May 7, 2013 which motion was carried by unanimous roll call vote.

Council President read an ordinance entitled:

ORDINANCE AMENDING CITY CODE SECTION 149-27(G) (fees for towed vehicles)

It was moved by Mr. Surrency and second by Mr. Zapolski that this ordinance is adopted on first reading and that second reading, public hearing and final consideration be held on April 23, 2013 which motion was carried by unanimous roll call vote.

Council President read an ordinance entitled:

ORDINANCE AMENDING CITY CODE SECTION 3-21 (E)(4) – defining duties of Class One Police Officers

It was moved by Mr. Thompson and second by Mr. Surrency that this ordinance is adopted on first reading and that second reading, public hearing and final consideration be held on April 23, 2013 which motion was carried by unanimous roll call vote.

Pres. Lugardo-Hemple announced that there are four ordinances for second reading.

Council President announced this is time and place set forth for second reading, public hearing and final consideration of an ordinance entitled:

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A TEST WELL FOR THE WATER UTILITY IN AND BY THE CITY OF BRIDGETON IN THE COUNTY OF CUMBERLAND NEW JERSEY APPROPRIATING \$100,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF.

It was moved by Mr. Spence and second by Mr. Zapolski that this be considered the second reading and that the meeting be opened to the public for a hearing on the matter which motion was carried.

Pres. Lugardo-Hemple opened the meeting to the public for a hearing on this ordinance and this ordinance only.

No one desiring to be heard, it was moved by Mr. Spence and second by Mr. Zapolski to close the public hearing which motion was carried.

Pres. Lugardo-Hemple closed the public hearing.

It was moved by Mr. Spence and second by Mr. Zapolski that this be considered the third and final reading of said ordinance that the ordinance be taken up for adoption or rejection by roll call vote, which motion was carried.

The Clerk called the roll as follows:

YEAS

NAY

ABSTAIN

ABSENT

Mr. Spence
Mr. Surrency
Mr. Thompson
Mr. Zapolski
Pres. Lugardo-Hemple

Pres. Lugardo-Hemple declared the ordinance adopted becoming ORDINANCE NO. 12-35 the original ordinance may be found in the Ordinance Book.

Council President announced this is time and place set forth for second reading, public hearing and final consideration of an ordinance entitled:

AMENDING ORDINANCE 12-26 CHAPTER 370 OF THE CITY CODE OF THE CITY OF BRIDGETON – LAND USE ORDINANCE

Mr. Zapolski explained to those present that the next two ordinances deal with land use, which some people may have received a letter in the mail. Some people may be affected by the zone change, and others were sent letters because they are in the area, because that is what state law requires.

Gustavo Camero, 68 Giles Street, asked if his property would be affected, Mr. Zapolski stated that it would not. (Pres. Lugardo-Hemple translated both question and answer.)

It was moved by Mr. Zapolski and second by Mr. Spence that this be considered the second reading and that the meeting be opened to the public for a hearing on the matter which motion was carried.

Pres. Lugardo-Hemple opened the meeting to the public for a hearing on this ordinance and this ordinance only.

No one desiring to be heard, it was moved by Mr. Zapolski and second by Mr. Spence to close the public hearing which motion was carried.

Pres. Lugardo-Hemple closed the public hearing.

It was moved by Mr. Zapolski and second by Mr. Spence that this be considered the third and final reading of said ordinance that the ordinance be taken up for adoption or rejection by roll call vote, which motion was carried.

The Clerk called the roll as follows:

YEAS	NAY	ABSTAIN	ABSENT
Mr. Spence			
Mr. Surrency			
Mr. Thompson			
Mr. Zapolski			

Pres. Lugardo-Hemple

Pres. Lugardo-Hemple declared the ordinance adopted becoming ORDINANCE NO. 12-36 the original ordinance may be found in the Ordinance Book.

Council President announced this is time and place set forth for second reading, public hearing and final consideration of an ordinance entitled:

AMENDING ORDINANCE 12-26 CHAPTER 370 OF THE CITY CODE OF THE CITY OF BRIDGETON – LAND USE ORDINANCE

It was moved by Mr. Zapolski and second by Mr. Spence that this be considered the second reading and that the meeting be opened to the public for a hearing on the matter which motion was carried.

Pres. Lugardo-Hemple opened the meeting to the public for a hearing on this ordinance and this ordinance only.

No one desiring to be heard, it was moved by Mr. Zapolski and second by Mr. Spence to close the public hearing which motion was carried.

Pres. Lugardo-Hemple closed the public hearing.

It was moved by Mr. Zapolski and second by Mr. Spence that this be considered the third and final reading of said ordinance that the ordinance be taken up for adoption or rejection by roll call vote, which motion was carried.

The Clerk called the roll as follows:

YEAS	NAY	ABSTAIN	ABSENT
Mr. Spence			
Mr. Surrency			
Mr. Thompson			
Mr. Zapolski			
Pres. Lugardo-Hemple			

Pres. Lugardo-Hemple declared the ordinance adopted becoming ORDINANCE NO. 12-37 the original ordinance may be found in the Ordinance Book.

Council President announced this is time and place set forth for second reading, public hearing and final consideration of an ordinance entitled:

ORDINANCE AMENDING CHAPTER 3-4F(6) OF THE GENERAL CODE OF THE CITY OF BRIDGETON REGARDING PLACE OF MEETINGS

It was moved by Mr. Spence and second by Mr. Zapolski that this be considered the second reading and that the meeting be opened to the public for a hearing on the matter which motion was carried.

Pres. Lugardo-Hemple opened the meeting to the public for a hearing on this ordinance and this ordinance only.

No one desiring to be heard, it was moved by Mr. Spence and second by Mr. Zapolski to close the public hearing which motion was carried.

Pres. Lugardo-Hemple closed the public hearing.

It was moved by Mr. Spence and second by Mr. Zapolski that this be considered the third and final reading of said ordinance that the ordinance be taken up for adoption or rejection by roll call vote, which motion was carried.

The Clerk called the roll as follows:

YEAS	NAY	ABSTAIN	ABSENT
Mr. Spence			
Mr. Surrency			
Mr. Thompson			
Mr. Zapolski			
Pres. Lugardo-Hemple			

Pres. Lugardo-Hemple declared the ordinance adopted becoming ORDINANCE NO. 12-38 the original ordinance may be found in the Ordinance Book.

Pres. Lugardo-Hemple announced this is the time for comments on the consent agenda or any other matter of concern the public desires to address Council.

It was moved by Mr. Thompson second by Mr. Spence that the meeting be opened to the public for any one desiring to be heard, which motion was carried.

Pres. Lugardo-Hemple opened the meeting to the public for anyone desiring to be heard.

Jessica Hernandez, Bridgeton, she has a lunch truck; asked Council to change peddler ordinance days because the place that they go to sell food is only open Monday thru Friday. She does not have a permit. They also own Papa Luigi's. If they are selling on private property, no permit from the city is required. The owner of the property should go to the Zoning Board for permission. Mayor Kelly will try to help them out, he will be speaking to the owner of the property. (Pres. Lugardo-Hemple translated the questions and answers.)

Mike Abbott, Bridgeton, regarding peddlers: he just wants people to go by the rules like everyone else.

Dolores Batten, Bridgeton asked what to do if you want to have a neighborhood block party.

Mr. Spence – apply to City Clerk’s Office to block off the street.

Ms. Batten had questions about lot across street from her. Asked if she could put a modular home on the property if she buys it. Mr. Zapolski told her to speak to the Zoning Office regarding her plans. Hopes more people will come out to Council meetings. City needs fields available for kids to play soccer, like we have for basketball. Some small groups do play in the soccer fields

Gloribel Celaya, Bridgeton, feels bad because the people selling food were on her property. She wants Council to know that she will do whatever she can to help them out. Mr. Spence responded to Ms. Celaya’s concerns.

Mrs. Celaya asked about changing the color of the company’s cabs. Mr. Zapolski stated that as long as the markings are on the cabs according to the ordinance, there will be no problem.

No one desiring to be heard, it was moved by Mr. Thompson and second by Mr. Spence to close the public portion of the meeting, which motion was carried.

Pres. Lugardo-Hemple closed the public portion of the meeting.

Pres. Lugardo-Hemple announced all matters listed under the consent agenda J-1 through J-6 will be acted upon by one motion if any discussion is desired that item will be removed from the consent agenda and will be acted upon separately. Items J-7 & J8 have been removed from the agenda.

It was moved by Mr. Spence seconded by Mr. Surrency that the following Resolutions listed under the consent agenda be adopted, which motion was carried by unanimous roll call vote. The original resolutions may be found in the Resolution Book

RESOLUTION NO 225-12, accepting Financial Audit Corrective Action Plan

RESOLUTION NO 226-12, authorizing Shiv and Krishna Inc. place to place transfer extension to May 29, 2013

RESOLUTION NO 227-12 authorizing accelerated tax sale

RESOLUTION NO 228-12, authorizing refund of overpayment of taxes

RESOLUTION NO 229-12, authorizing changes be made on Tax Office Records

RESOLUTION NO 230-12, authorizing sale of surplus property on Govdeals.

RESOLUTION NO 231-12, authorizing subordination of mortgage – Donna Thompson

RESOLUTION NO 232-12, authorizing termination of lease agreement with Wireless Edge Towers, LLC

RESOLUTION NO 233-12, authorizing advertisement for bids for ADA Recreational Improvements in park

RESOLUTION NO 234-12, authorizing advertisement for bids for lease of property for construction of cell tower

RESOLUTION NO 235-12, authorizing terminating escrow agreement with WRT

RESOLUTION NO 236-12, authorizing subdivision application of subsequent deeds for Block 280 Lot 1 in city park

RESOLUTION NO 237-12, recognizing Carl T. Hemple, Sr.

Pres. Lugardo-Hemple presented the Schedule of bills in the amount of \$455,697.88, all members having received copies of same.

It was moved by Mr. Surrency and seconded by Mr. Zapolski that the Schedule of Bills is approved and warrants be drawn on their various accounts and appropriations, which motion was carried by unanimous roll call vote. The original schedule may be found in the files under "S" Schedule of Bills.

Pres. Lugardo-Hemple stated that Council has received the following applications:

1. Noise Ordinance exemption – Cumberland Soccer Club – Opening Day April 14, 2013
2. Gospel Street Services – Glory Tabernacle – Renewal, upon approval until cold weather, 6 pm until dusk
3. Block off Street – Assembly of God – April 27, 2013 from 2 pm to 6 pm on Marion Street.

Mr. Zapolski asked that a stipulation be placed upon the application for noise ordinance exemption, that if any complaints of noise are made regarding this event they will not be able to apply again in the future.

It was moved by Mr. Thompson and seconded by Mr. Surrency that said application be received and the license issued for same, which motion was carried by voice vote.

Pres. Lugardo-Hemple presented the following reports:

Comptroller – Best Practices
Vital Statistics - February
Clerk's Office (March)

It was moved by Mr. Zapolski and second by Mr. Spence that said reports be received and filed which motion was carried.

Pres. Lugardo-Hemple called upon the Mayor for comments.

Mayor Kelly – no comments

Pres. Lugardo-Hemple called upon Council remarks.

Councilman Thompson – no comments

Councilman Surrency: attended event downtown sponsored by Main Street at the McCormick building – it was a successful event for the City of Bridgeton, there was a lot of people downtown

Councilman Zapolski: also attended event, excellent food prepared by great hands and wonderful people. It was well attended.

Saturday is opening day for Little League

Councilman Spence: Next event for Main Street is Cinco de Mayo. It is a lot of food, a lot of fun and nice people, so don't forget to show up.

Pres. Lugardo-Hemple: (spoke in both English and Spanish) Council would like to see more people at the meetings; like we had today. We would like to help people more and be united as a community.

Saturday at 10:00 is the opening for Little League, everyone is invited.

There being no other business to come before Council it was moved by Mr. Spence and second by Mr. Zapolski to adjourn the meeting which motion was carried.

Pres. Lugardo-Hemple adjourned the meeting.

Respectfully submitted,

Mary L. Kimble
Deputy Clerk

APPROVED:

President Gladys Lugardo-Hemple

Date: _____