

**MINUTES**  
**COUNCIL MEETING**  
**JULY 02, 2008**  
**7:00 p.m.**

In compliance with N.J.S.A. 10:4, Open Public Meetings Law, notice was given to two newspapers and posted, that a council meeting of the Mayor and Council was scheduled for Wednesday, July 02, 2008 at 7:00 P.M. The Municipal Clerk took the roll call and showed that all were present with the exception of Councilwoman Martz was absent. The Engineer Mr. Basehore was present.

At 7:00 PM the Council reviewed the agenda for 8:00 PM.

The Construction Official John Szczerbinski was present and went over some amendments he wanted to Council to consider. The first concerned the initiating a Zoning Application for certain building permits. There would be a fee charged for this application in addition to the building permit. It would be only required when the permit being applied for changes or alters the existing home's footprint.

He also spoke about the need of having surveys with building permits.

He did speak about increasing the minimal building fees that Magnolia currently charges under Chapter 115. He did speak about inspecting the apartment complexes more often. He suggested an annual inspection and to charge appropriate fees such as for re-inspection which currently is free.

Motion made by Councilman D'Amico, seconded by Councilman Whalen to open the meeting to the Public. All voted in favor.

Jennifer Stuart, 226 E. Williams Ave, Barrington came forth and presented a letter she wrote addressed to Mr. Keenan the Borough Clerk which commented on some corrections of minutes, and again asked the Mayor and Council to consider recording their meetings.

Marge Wood of 114 Marion Ave, Magnolia spoke of her concern with one of her neighbors who has a fire pit on their deck which is an issue when the smoke and fumes enter to her home while her windows are open. She had contacted the County Health Department.

Alex Esposito of 407 N. Brook Avenue, Magnolia came forth and stated he had concerns as well with fire pits. He continued with a topic he spoke of prior which was noise coming from vehicles traveling in the neighborhood. He mentioned the town of Hamilton Square which he had seen reference to a noise ordinance there. He also stated the lights at the community center were still spilling onto residential lots especially his upper bedroom.

Andrew Ballinger 117 Atlantic Avenue, Magnolia came forth and thanked the Council representatives who came to the Fire Meeting. Council also informed Mr. Ballinger there was a resolution to be acted upon at the meeting this evening which appointed council to review the current situation of the Fire Company.

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Motion by Councilman Whalen, seconded by Councilman DePrince to close the meeting to the Public. All Council voted aye.

Motion made by Councilman D'Amico, seconded by Councilman Wilson to go into Closed Session (Resolution 2008:106), with Council voting aye.

Motion made by Councilman Wilson, seconded by Councilwoman Bonamassa to come out of Closed Session. All Council voted aye.

The 8:00 PM meeting session began.

Motion made by Councilman Wilson, seconded by Councilman Whalen to open the meeting to the public. All Council vote aye.

No public spoke.

Motion made by Councilman Whalen, seconded by Councilwoman Bonamassa to close the public portion. All Council voted aye.

Motion made by Councilwoman Bonamassa, seconded by Councilman DePrince to approve the minutes of the June 23, 2008 meeting. All Council voted aye.

There was no Old Business to discuss.

New Business:

Motion made by Councilman DePrince, seconded by Councilman D'Amico to approve the membership into the Fire Department of William A. Riebel and Gary J. Riebel of 97 Winding Way Road, Stratford, NJ. All Council voted aye.

Official copies should be requested through the Borough Clerks Office

Motion made by Councilman Wilson, seconded by Councilwoman Bonamassa to adopt Resolution 2008:107 to appoint Summer Rec Help Joseph Celecki at the lower rate scale. All Council voted aye.

Motion made by Councilman DePrince, seconded by Councilman D'Amico to adopt Resolution 2008:108 to appoint a Council Committee to review the current situation of the Fire Company. All Council voted aye.

Motion made by Councilman D'Amico, seconded by Councilman DePrince to adopt Ordinance 2008:09 approving the Comcast Franchise Agreement. All Council voted aye by roll call vote.

Motion made by Councilman DePrince, seconded by Councilman Wilson to adopt Resolution 2008:110 appointing the quarterly SLEO appointments . All Council voted aye.

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The Mayor made the following mayoral appointments to the Planning Board:

Joseph Dymond as Class IV position filling Mr. Hannold's position; R. Brian Carson as Class II position filling the late John Wolf's position; Ronald Buchanan to Alternate #1; Steven Previtera as Alternate #2; Edward Hoban as Alternate #3; and Robert Brandt as Alternate #4.

Motion made by Councilman Wilson, seconded by Councilman DePrince to adopt Resolution 2008:111 to authorize the maintenance liens for cutting grass on 4 properties. All Council voted aye.

Motion made by Councilman DePrince, seconded by Councilwoman Bonamassa to adopt Resolution 2008:112 to authorize the Interlocal Agreement with Camden County for the services of a Public Health Officer. All Council voted aye.

Motion made by Councilman Wilson, seconded by Councilwoman Bonamassa to adopt Resolution 2008:113 to authorize the release of the Bond for the Little Rays of Sunshine conditioned upon the full payment of outstanding invoices, and the presentation of the Maintenance Bond per the Engineer letter. All Council voted aye.

Councilman Whalen read the Treasurer's Report submitted by Robin Sarlo. Motion made by Councilman D'Amico to accept the report as read, seconded by Councilwoman Bonamassa. All Council voted aye.

Round Table:

Councilwoman Bonamassa stated summer rec was going well. The youth seem to enjoy it being at the Community Center. The topic of the crossing guard was discussed, and if they did decide they did not need one or both of the guards the parents would be given sufficient notice.

4<sup>th</sup> of July Parade will start at St. Greg's at 9:30 AM and start at 10:00 AM. The Sterling HS Band will be in the parade this year.

On July 16 the concert in the park will take place which this year a string band will perform.

Plans are being made for National Night Out in August in the Park with a movie as in prior years.

Councilman Wilson stated the DPW had completed normal vehicle maintenance, used 2 tons of black top to fill pot holes, and fixed sink hole on Brooke and NW Atlantic Avenues. The Borough Hall entrance flower beds were completed and look very nice. They are trimming a few trees, and removing some in town. He also read the recycling and trash report.

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Councilman DePrince read the reports from his departments such as Court, Police, Ambulance and Fire. He reported about a small house fire which was caused by a TV and an extension cord. Nothing serious.

Councilman Whalen stated the State budget was completed and adopted. He informed of the loss CMPTRA funding for Magnolia, and stated the Finance Committee would be meeting to discuss the finalization of the 2008 budget.

Councilman D'Amico stated the public events on the website were updated. He is working on the ID cards for the community center for the youth. He also reported the cameras in the various locations throughout the borough were completed.

The Engineer stated the NJDOT application was submitted for Williams Avenue. Bids for Charles/Madison Avenues project are ready to be submitted and should be awarded at the next meeting.

The Solicitor and Clerk had nothing to report.

Motion made to open the meeting to the public by Councilman D'Amico, seconded by Councilman Whalen. All Council vote aye.

Peg Millisky of 318 Otterbranch Drive inquired to why the Community Center closed for the summer. It was explained to her that we had sought in the May Newsletter additional volunteers for the summer months, but did not receive any responses. Without the additional help there was not enough volunteers to sufficiently staff it. It will reopen after Labor Day. She inquired to the basketball nets missing at Tavener Park. She was away when the Fire Company had their meeting and she wanted to know what happened. Councilman DePrince explained the status of the Fire Company and what research and review still needed to be done.

Ron Taggart of 601 Williams Ave asked if the water mark on the minutes could be lightened to make it easier to read. Councilman D'Amico stated he would alter that to assist in the reading.

Alex Esposito of 407 Brook Ave stated he thought it would be best to consider public comments and input during the fire company meetings.

Motion made by Councilman Whalen, seconded by Councilman Wilson to approve the payment of the bills. All Council voted aye by roll call vote.

Motion by Councilman D'Amico, seconded by Councilman Whalen to adjourn the meeting. All Council voted aye.