

Commission Chamber, City Hall
Millville, New Jersey
September 18, 2007, 6:30 P.M.

The Board of Commissioners met in an agenda session with Mayor Quinn presiding. Members present: Quinn, Shannon, Parent, Derella and Hollingshead. Absent: None.

The City Clerk/Administrator reviewed the tentative agenda noting changes on pages 6, 8 and 9 including the motion to table Ordinance No. 26-2007 and to continue the public hearing until the October Meeting pending receipt from the Treasurer of the State of New Jersey.

The City Clerk/Administrator also noted a lease agreement between the City of Millville and Board of Education for a period not to exceed one year for property in the vicinity of block 400, lots 1 and 4 to assist the school district to control the flow of students in this area.

Commissioner Shannon reported on the forthcoming Patriot Park Statue Dedication; the New Jersey Motorsports Groundbreaking Ceremony and the Welcome Home Ceremony for Lieutenant Jessica Gandy this Thursday.

Commissioner Parent noted Halloween (Trick-or-Treat) will be recognized in the City of Millville on Saturday, October 27, 2007 from 2:00 p.m. to 5:00 p.m.

Mayor Quinn reminded everyone of this 3rd Friday activities in the downtown Arts District.

Mayor Quinn asked if any person present wished to be heard regarding agenda items.

Kathleen Stiles addressed the Board of Commissioners and made the following comments:

"On the Ordinance No. 34-2007 on page 4. You know any fool can make a rule and any fool can mind it and I think that this is not a very good thing for High Street when you're infringing upon private enterprise. It may be something that you perhaps don't like, but that doesn't mean that they don't have the right to be there and that's my opinion."

Mayor Quinn: *"Okay, I appreciate your opinion. Thank you Kathy."*

Bob Tesoroni: *"Mr. Mayor and Commissioners, Bob Tesoroni Howard Street of Millville. Same page, same Ordinance. I know we'll get an opportunity to speak at the next Commission Meeting on second reading, but I have great concerns with this. One, I think we're being a little premature in this. We've allocated \$50,000.00 for a firm to come in and do a study on how we can revitalize it and we're going to make major changes before they come in. I don't think that's appropriate. Secondly, even before this professional firm that's been hired to come in, the principal of that firm makes a statement that Artist's through their experience, Artists are not effective businessmen. Then why are we allowing Artists, who are not effective businessmen to dictate how we're going to run our business district. I*

think we should wait until we get that report from that firm, we're paying them \$50,000.00, let's see what they say and then make any appropriate changes. If we make them ahead of time we may have to go back and change what was already done and the damage may be irreparable. Thank you."

There being no further comments the agenda session was adjourned subject to the call of the chair, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Commission Chamber, City Hall
Millville, New Jersey
September 18, 2007, 7:00 P.M.

The Board of Commissioners met in regular session with Mayor Quinn presiding. Members present: Quinn, Shannon, Parent, Derella and Hollingshead. Absent: None.

Reverend Nelson Lamb delivered the invocation followed by the salute to the flag.

Mayor Quinn made the statement required by the Open Public Meetings Act of 1975.

"This meeting is being conducted in accordance with the Open Public Meetings Act of 1975", was advertised, posted and made available to the public as required by Statute. The Municipal Clerk is directed to include a statement in the minutes of this meeting.

A motion was passed to dispense with the reading of the minutes and to proceed with the regular order of business, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5914 authorizing transfers within the FY2007 Budget Appropriation Reserves was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The following bills were ordered paid, when properly certified, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

COPY OF BILLS SEE PAGES THROUGH

The City Clerk/Administrator read correspondence from Frederick A. Jacob of Jacob & Chiarello, LLC, Counselors' At Law representing Creamer Glass, LLC:

- a) 9/5/07 - requesting the City to convey Block 391, Lot 9 and vacate City owned right-of-way that leads to Greenwood Cemetery as Creamer Glass, LLC is in the process of purchasing Block 391, Lot 10, 10th Street, between Oak and Vine Streets from Faith Baptist Church contingent to Zoning Board approval

- b) 9/7/07 - noting submission of 2 site plans will be forwarded to the Millville Zoning Board on October 4, 2007 and City owned right-of-way area of the driveway, Block 391, Lot 9 has triangular dimensions and could be straightened if the City approves vacating of said area

A motion was passed to receive and file the correspondence and to refer same to the City Engineer, Planning Director and Zoning Officer for review and recommendation, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The City Clerk/Administrator read correspondence from Linda Branin, Planning Board Secretary requesting Ordinance to amend Chapter 30, Land Use and Development Regulations, Article XVIII, Special Use Design and Performance Standards and Schedule of District Regulations.

A motion was passed to receive and file the correspondence, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The City Clerk/Administrator read correspondence from Liz Nicke, Recreation Supervisor regarding correction to Special Event dates on Public Lands Application for Zumba Classes located at the Riverfront Park changed from each Wednesday beginning September 12, 2007 through October 31, 2007 to each Thursday beginning September 13, 2007 through November 1, 2007.

A motion was passed to receive and file the correspondence, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Commissioner Shannon reported the Statute dedication at Patriot Park will be held this Wednesday, 1:00 p.m. and urged everyone to attend and noted Riverside Drive would be closed and congratulated the Walkup and Swain Family for their contributions to the success of Patriot Park.

Commissioner Shannon also noted the Welcome Home Ceremony on behalf of Lieutenant Jessica Gandy and the Zumba Class revisions that will now be held on Thursday evenings at Buck Park.

The Municipal Court Report and the Fire Report for the month of August 2007 were ordered received and filed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Commissioner Parent reported that Halloween (Trick-Or-Treat) will be recognized in the City of Millville on Saturday, October 27th from 2:00 p.m. to 5:00 p.m.

Commissioner Parent also extended sincere appreciation and thanks to Commissioner Shannon for his kind words and recognition at the September 11, 2007 Ceremony at Buck Park.

The Accounting Report and Construction Official Fees Report for the month of August 2007 and the Revenue Allocation District Project Report for the months of July and August 2007 were

ordered received and filed, by the following vote: Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

A motion was passed to authorize a Special Meeting to be held on September 24, 2007 regarding Introduction of the FY2008 Budget with a Public Hearing scheduled for Monday, November 5, 2007, 5:00 p.m., by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Mayor Quinn urged everyone to attend and recognize the 3rd Friday activities in the downtown Arts District.

The following proposed ordinance was read on first reading:

Ordinance No. 34-2007

An Ordinance amending the Municipal Code, of the City of Millville, Chapter 30, Land Use and Development Regulations:

- a) Article XVIII Special Use Design and Performance Standards: formula businesses, restaurants, or fast food chains
- b) Schedule of District Regulations - B3 Central Business Zone prohibited uses including: formula businesses, laundromats, used furniture stores and thrift shops, excluding antiques and collectibles, pawn shops, bail bond locations, tattoo parlors, arcades and check cashing facilities

Director Derella moved for the adoption of the proposed ordinance on first reading with final consideration to be given on Tuesday, October 2, 2007 after due publication as provided by law.

Director Hollingshead seconded the motion.

The motion was passed, by the following vote. Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

The following proposed ordinance was read on first reading:

Ordinance No. 35-2007

Ordinance amending the Municipal Code of the City of Millville, Chapter 2, Administration regarding Vital Statistic document fee increase from \$10.00 to \$15.00 per copy.

Director Derella moved for the adoption of the proposed ordinance on first reading with final consideration to be given on Tuesday, October 2, 2007 after due publication as provided by law.

Director Hollingshead seconded the motion.

The motion was passed, by the following vote. Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

The following proposed ordinance was read on first reading:

Ordinance No. 36-2007

Ordinance amending the Municipal Code of the City of Millville, Chapter 5, Alcoholic Beverage Control, Section 5-5 Licenses and Fees:

- a) Club License from \$150.00 to \$180.00
- b) Plenary Retail Consumption License from \$700.00 to \$840.00
- c) Plenary Retail Distribution License from \$575.00 to \$690.00

Director Parent moved for the adoption of the proposed ordinance on first reading with final consideration to be given on Tuesday, October 2, 2007 after due publication as provided by law.

Director Shannon seconded the motion.

The motion was passed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The following proposed ordinance was read on first reading:

Ordinance No. 37-2007

Ordinance amending the Municipal Code of the City of Millville, Chapter 8, Animal Control Section 8-5. License fees

- a) Registering dog yearly from \$5.20 to \$7.00
- b) Registering an aggressive breed dog from \$25.00 to \$50.00
- c) Registering attack dog or guard dog from \$25.00 to \$50.00
- d) Registering dog late from \$3.00 to \$5.00
- e) Non-spayed female or non-neutered male dog from \$8.20 to \$10.00

Director Parent moved for the adoption of the proposed ordinance on first reading with final consideration to be given on Tuesday, October 2, 2007 after due publication as provided by law.

Director Shannon seconded the motion.

The motion was passed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The following proposed ordinance was read on first reading:

Ordinance No. 38-2007

Ordinance amending the Municipal code of the City of Millville, Chapter 39, Motor Vehicles and Traffic Regulations, Article X, Schedule 22 Parking Time Limited regarding High Street, both sides changed from 2 hours to 3 hours - 9:00 a.m. to 5:00 p.m., Monday through Saturday, from Smith Street to Broad Street.

Director Parent moved for the adoption of the proposed ordinance on first reading with final consideration to be given

on Tuesday, October 2, 2007 after due publication as provided by law.

Director Shannon seconded the motion.

The motion was passed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The following proposed ordinance was read on first reading:

Ordinance No. 39-2007

Ordinance amending Chapter 52 Police Regulations, Article III Curfew for Juveniles, Section 52-9 Exceptions, deleting Section G and H as permitted circumstances.

Director Parent moved for the adoption of the proposed ordinance on first reading with final consideration to be given on Tuesday, October 2, 2007 after due publication as provided by law.

Director Shannon seconded the motion.

The motion was passed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Director Derella moved to table the Ordinance approving the Financial Plan for the Sports and Entertainment District in the City of Millville Phase I only until the October 2nd Commission Meeting and extend the public hearing, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

A motion was passed to table Ordinance No. 26-2007 until the October 2nd Commission Meeting and extend the public hearing, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The City Clerk/Administrator noted we still have not received the letter from the State Treasurer in order to authorize the public hearing.

The following proposed ordinance was read on second and final reading:

Ordinance No. 33-2007

Bond Ordinance to authorize the Acquisition of Computer Equipment and Technology to Appropriate the Sum of \$400,000.00 to pay the cost thereof, to authorize the issuance of Bonds to finance the appropriation and to provide for the issuance of Bond Anticipation Notes in anticipation of the Issuance of Bonds.

Director Derella moved for the adoption of the proposed ordinance on second and final reading.

Mayor Quinn declared a public hearing open and asked if any person present wished to be heard.

There being no response Mayor Quinn declared the public hearing closed and asked for a roll call on the motion.

Director Hollingshead seconded the motion.

The motion was passed, by the following vote. Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5915 authorizing adjustments to the Tax and Utility Records was adopted, by the following vote. Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5916 authorizing cancellation of Promissory Note and Mortgage in the name of Jose Sanchez and Nydia Morales regarding Block 108, Lot 18.03, 301 Howard Street, paid in full in the amount of \$12,000.00 was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5917 authorizing cancellation of Promissory Note and Mortgage in the name of Rachel Pancoast regarding Block 108, Lot 18, 315 Howard Street, paid in full in the amount of \$12,000.00 was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5918 authorizing amendment to Resolution No. A-5906 adopted August 21, 2007 regarding Alcoholic Beverage Licensee, Grayling Corporation, t/a Chili's Grill & Bar from a Pocket License to an Inactive License to be located at the Millville Town Center on pad site #3, Rte 47 & Rte 55, pursuant to the site plan adopted on June 11, 2007, Resolution No. 23-2007 by the Millville Planning Board was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A5919 authorizing appointment of School Crossing Guards and Alternate Crossing Guards for FY2008 was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5920 authorizing temporary emergency appropriation amending the FY2008 Temporary Budget due to the need to purchase a trash truck to replace truck that was damaged by fire which removes refuse from Municipal Parks & Buildings and no adequate provision has been made in the SFY2008 temporary appropriations was adopted, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Commissioner Derella made the following comments:

"Mr. Mayor, obviously people are probably aware there was a fire over two weeks ago down behind Streets and Roads. One of our 20 plus year old trash trucks caught on fire. I do believe we got our moneys worth out of that particular vehicle. Thanks to some hard work by Commissioner Hollingshead, as well as Tom Walkup, our Superintendent of Streets and Roads, they did quite a bit of research. A new trash truck runs about \$145,000.000 to \$150,000.00 and they were able to shop around and got three different vehicles that they were able to inspect and look at, along with Art Hand from our garage and came up with a vehicle that is, I believe less than 10 years old..."

Commissioner Hollingshead: *"it's a '96..."*

Commissioner Derella: *"a '96, so it's ten years old or 11 years old and has been fully refurbished for approximately \$30,000.00. So, again I want to thank them for their hard work and effort in finding that particular replacement."*

Resolution No. A-5921 authorizing Lease Agreement between the City of Millville and the Millville Board of Education regarding the City to lease a portion of Block 400, Lot 1 & 4 on a month to month basis not to exceed one year commencing September 1, 2007 for the purpose of maintaining and controlling school district students from Millville Senior High School for the consideration of \$1.00 was adopted, by the following vote.
Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Resolution No. A-5922 authorizing the following due to property owner's failure to correct the condition set forth in a Notice of Violation within the time specified at a cost to the City in accordance with Chapter 11, Article XI of the Municipal Code:

- a) Resolution A-5831 adopted June 26, 2007 incorrectly recorded Block 98 Lot 1, 422-424 W. Main Street in the amount of \$65.00
- b) The Tax Collector is directed to cancel the lien on Block 98, Lot 1 dated June 26, 2007 in the amount of \$65.00

Resolution No. A- 5922 was adopted, by the following vote.
Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

A motion was made to approve the following Special Event Permit at the Cumberland County Fairgrounds:

- a) Demolition Derby - September 29, 2007, 5:00 p.m. to 11:00 p.m., Sponsored by the Cumberland County Cooperative Fair Association

The motion was passed, by the following vote. Yeas:
Shannon, Parent, Derella, Hollingshead and Quinn.

A motion was made to approve the following Special Event Permits on Public Lands Applications

- a) Police Dog Certification Trials - September 22, 2007, 6:00 a.m. to 6:00 p.m., Sponsored by the United States Police Canine Association to be held at the Rob Shannon Sports Complex, pending receipt of the required Certificate of Insurance
- b) Holly Give-A-Way - December 21, 2007, 6:00 p.m. to 8:00 p.m., Sponsored by the Millville Shade Tree Commission to be held at the Glasstown Plaza
- c) Award Ceremony to honor Millville Police - September 20, 2007, 6:00 p.m. to 7:00 p.m., Sponsored by the Holly City Exchange Club of Millville to be held at Patriot Park
- d) Compassionate Friends Candle lighting Ceremony - Sunday, December 9, 2007, 6:00 p.m. to 9:00 p.m., sponsored by the Millville Recreation Department and Compassionate Friends to be held at the Glasstown Plaza
- e) Health Fair Community Event - Saturday, September 29, 2007, 8:30 a.m. to 3:00 p.m., sponsored by the Bethel Development Corporation to be held at 113 S. 5th Street,

pending receipt of the required Certificate of Insurance

The motion was passed, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The City Clerk/Administrator read the following report from Engineering regarding result as to the status of negotiations for the South 15th Street Public Works Facility Building Rehabilitation bids:

September 18, 2007

Mayor and Commissioners:

On two occasions, July 17, 2007 and September 4, 2007, the City Commission rejected bids for "South Fifteenth Street Public Works Building Rehabilitation" for being substantially in excess of the Engineer's Estimate and not reasonable in price. On September 4, 2007, the City Commission further authorized to enter into negotiations for a contract for this work as permitted in accordance with the provisions of the Local Public Contracts Law - N.J.A.C 40:11A. Accordingly, the Engineering Department sent a Notice of Intent to Negotiate to the five (5) bidders that submitted bids on the second occasion. Three (3) of those bidders have responded with interest to participate in the negotiations, and initial meetings have been scheduled for Wednesday, September 19, 2007. Negotiation meetings will be conducted by the Engineering Department with assistance from our architectural consultant, Bruce D. Turner, AMA. Subject to the timeframe required to complete the negotiation process, I would anticipate a formal recommendation for an award of contract for this project to be forthcoming at the next Commission Meeting to be held on October 2, 2007.

Respectfully Submitted,
Richard S. Jones, E, CME
Assistant Municipal Engineer

A motion was passed to receive and file the correspondence, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

A motion was passed to authorize Social Affair Permit for Citizens United to Protect the Maurice River and Its Tributaries, Saturday, October 21, 2007, 6:00 p.m. to 11:00 p.m. at the Union Lake Sailing & Tennis Club, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Raffle License 826 on behalf of St. Mary Magdalen Alumni Association, off premise 50/50 cash to be held on February 9, 2008 was received, filed and the proper Officials authorized to execute same by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

The City Clerk/Administrator read the following report from Purchasing regarding Public Sale of surplus property sold through the online auction service, GovDeals, Inc. from August 29, 2007 through September 6, 2007:

September 12, 2007

TO: Board of Commissioners

FROM: Ronald J. Charlesworth CFO/PA

The City of Millville held an on-line sale of four (4) abandoned and/or confiscated vehicles using GovDeals.com.

Bids were taken from August 29th through September 6, 2007, and the total funds received for the four (4) vehicles were \$3,621.25.

Ronald J. Charlesworth
RJC/cac

A motion was passed to authorize a Deed of Easement with Atlantic City Electric to install electric poles along Thunderbolt Raceway, Dividing Creek Road and Buckshutem Road, by the following vote: Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Mayor Quinn stated we have now reached the public comment portion of our meeting. Anyone who would like to address the commission, please go to the podium, state your name, and address your concerns. Please limit your comments to approximately 5 minutes:

Richard Forsythe: "Richard Forsythe, 47 Porreca Drive, Millville. I think there's some things that need to be said and I'd like to take a couple of minutes to express a few thoughts of mine. I threw down some notes and I may have trouble reading them, but I did it so quickly. In my opinion, the Mayor and this City Commission has been the best team that I've seen in my 41 years in Millville. I feel Molly will add valuable insight that will enhance your efforts in the future. Your actions have been proactive, progressive and always in the best interest of all of Millville. You have used your excellent staff wisely, in particular, Dr. Warker, Don Ayres, Russ Barringer, just to name a few. I know there are many others. Your successes are numerous. I feel your team has contributed a great deal to improvements created by people like Robin Bell and her mother Peaches, with the Zelphy's Learning Center and Marvin Jones' renovation of the site on Main Street; Rick Abbott, Winfield's Restaurant; Oliver's Twist, The Kavanagh's and the Kavanagh building; Brian Tomlin, The Oar House; The Goodman Project or development I should say; The Arts District with leaders like Marianne Canon. The coudigra may be the Thunderbolt Raceway, if it produces the expected results. By the way, I wasn't in favor of that and still am not in favor of it, but it still maybe one of your major achievements. I don't have to agree with you. Your usage of the UEZ funds to improve the waterfront, to increase the police budget to make improvements in the downtown district as a whole is to be commended. I interact with people from all over New Jersey, as well as several other neighboring states and it's amazing to me how many people have been to Millville and have seen the Arts District, who have seen Wheaton Village and so many others have heard about Millville and their anxious to get here and see our community. That's because of the efforts of you folks right here. They've heard about our 3rd Friday's and Wheaton Village and that type of thing. Your efforts to inspect and rehab the inner City properties is another example of your forward thinking. Donna Turner, Jim Hurley and AHOME should be commended for working with the City in this effort too. I'm proud to say that I raised and educated my children in Millville. You are Millville and I am proud to say I know and respect each and everyone of you. You're good family people doing what you feel is best for Millville. I'll be perfectly honest, I am very disturbed by all of the negative comments that are addressed to this City Commission, you people are doing as fine a job as any Commission ever. I may never see the benefits of all of your accomplishment, but you are on the right track. Unfortunately, taxes have increased, because of the decades of neglect by narrow-minded, pay as you go Commissions that included several leaders of Millville First. They had their chance and they blew it. They have their hidden agenda and that includes trying to bully the present administration. Don't let their negativity deter you. By the way there are good people involved with Millville First, but

there are also some very bad people. There are many people in our town who recognize the fine job you are doing. Please keep up the good work. Thank you.

Paul Porreca: "Good evening, Mr. Mayor and Commissioners. It must be Porreca Drive night. I live there too. Frankly, I would like to join my neighbor Richard Forsythe in commending you on a number of actions that you have taken of late and that's why I'm here, so don't fall over backwards or anything..."

Mayor Quinn: "I'm hanging onto my chair, Judge..."

Paul Porreca: "I was concerned there for a minute. I would like to lump three items together. Tax abatements, Urban Enterprise Zone Loans and Zones and the Sun Bank contract all of which are inter-related. We did a number of studies and issued several reports and requests and suggestions and I want to, I guess, thank you, if that's appropriate or commend you for addressing some of those concerns. It took some time, I'll admit that, but then we know that the wheels of government turn slowly. Sometimes more slowly than we would like and I guess on occasion maybe more quickly than some of us would like. But, with the tax abatements you did in fact tighten up the process and make the applicants comply with the law and rolled back at least for one year on some of those that had been illegally granted, all of which we had suggested and as I said, thank you. We would like you to do more in that area, but we'll continue to press that, but we're appreciative for that which has been done. On the UEZ loans it was somewhat the same thing in the sense that we issued a report, made a number of findings and you adopted some. Commissioner Derella was very receptive to some, we wished he accepted them all naturally, but he's the fellow in charge, so what he says goes. He changed the procedures, you adopted guidelines and you also referred a number of the bad loans to council. On that point we have not received, the City has not received, or maybe you have, but one hasn't been received at a Commission Meeting from Mr. Daniels beyond the first one and we would urge you to continue that practice on a... I know not every month or every meeting, but on a periodic basis to in fact file those reports, so that we have some knowledge of how the bad loans are proceeding, particularly Glass Group, which I know is in the Federal Court. But, there are additional suggestions made that we wish you would consider as well. On the Sun Bank contract you did in fact ultimately, what do I want to say, enter into a new contract and did in fact change the procedure, which canceled out or corrected the illegal practice that had been going on for a number of years, whereby services were paid for that had not been collected. I'm pleased to see that. I understand that the Sun Bank has been requested and has repaid the \$5,000.00 that it was paid for not collecting the Glass Group loan, but that only makes us wonder why the remaining \$35,000.00 or so has not been returned. Lastly, I would like to mention Target. We inquired about the Pilot payment there and shortly after our inquiry the bill for the Pilot payment was sent out and Target promptly paid, which is a good thing and we commend you for taking that action. However, there are still two items that remain incomplete. I inquired about them last, at the April 3rd Meeting of the Millville City Commission and I was assured that these two things had been taken care of. First, the statute and the Ordinance both require that when a business or anybody receives an agreement that results in the payment in lieu of taxes, instead of normal taxes like the rest of us, that business had to do two things.

First, there is a statement of cost that must be filed by an independent licensed architect and secondly, there is an annual financial statement that is required. Now, I haven't checked on it since August, so I may be wrong about the Financial Statement. I'm not sure, but I'm sure somebody will tell me if it has come in. But, as of August the Financial Statement, which is required, had not been filed and I was provided with a number of letters from your staff asking Target to get that in here. So, you know, they're asking and we're pleased about that. Why is this important? It's important, because those conditions, those documents are conditions preceding to Target getting its Pilot. So, my assumption is that if they don't comply, the Pilot may go away which, in my mind, would be a good thing. The other document that was required was a statement of costs of the project to be filed by an independent licensed architect and I was provided with a document from your staff that purports to be that document, but it's not. The staff decided or somebody decided that satisfied the requirement. It does not satisfy the statute. The statute says filed by an independent licensed architect. The statement filed, about six lines, talking about the project costs, is filed by an employee of Target, who is their Project Manager. So, it hasn't been filed and I would urge your, while I commend you, to send in the bill and get the money on each of these things, I'd urge you to continue to follow through with these reports, which apparently you found useful in some way and we're glad to perform that service."

Mayor Quinn: "okay, Judge, thank you."

Bonnie Schwegal: "Good evening gentlemen, ladies. My name is Bonnie Schwegal, 2600 South Second Street in Millville. Gentlemen, Mr. Forsythe said it, that lived on Porreca Drive, that just made the comment about Millville First. You guys have done a lot of great things for the City. I'm not taking any of that away. Okay. I do belong to Millville First and I'm going to give you just a little example. I only saw in the paper, because I wasn't able to make it, I was with 600 children that day. Okay. We were all in red, white and blue and I cried for everyone of those parents that lost a child or a husband that day and I want to give you a little reason why the Arts District and the people at Millville First sometimes knock heads. I'd like to read this to you. This was in the paper by Mr. Carl B. Johnson, Publisher. "Have you been to Millville First website lately, their logo is on a flag background and the music God Bless America plays. Very Patriotic. But, not one member of Millville First honored the fallen firefighters and policemen during Millville's 911 Memorial Service on Tuesday evening. Had they more important things to do? Apparently, they had a meeting. I find that atrocious. This is what is separating the City of Millville. I honor those policemen and I cry for them and I'm proud of our police and our firemen and I find that this is the problem we're having. You know what, they died so that we have freedom to assemble and I thank God for that everyday. But, it's this type of thing that's separating us and I found that uncalled for. I do commend you and it was beautiful, but I wasn't able to make it, but I did honor those fallen soldiers and I found it unfair. Thank you."

Emil Van Hook: "Mayor and Commissioners, Emil Van Hook, Sunset Drive, Millville. I apologize for not being here earlier in the meeting, but I was tied up with business. I wasn't going to say too much tonight, in fact I wasn't going to say anything

at all, but what Bonnie had to say kind of rings a bell. It is unfortunate that there is a rift and that there is some issues between certain individuals within the community, because everyone has a right to voice their opinion, as you have said many times, Jim. Everyone has a right to their thought process and we have a right to agree and we have a right to disagree. That doesn't mean you're a bad person, that means you're a citizen in the United States. Let's not forget that. Along the lines of, just a couple of things. I have some very, probably insignificant questions. Does everyone here believe in free enterprise and capitalism? Does anyone not believe in free enterprise and capitalism? Could somebody respond?"

Mayor Quinn: "I think we all believe in free enterprise and capitalism Mr. Van Hook."

Emil Van Hook: "Okay. And if you look at the history of the United States the economy is based upon free enterprise. Free enterprise serves this country best when it operates freely, openly and without interference from government. Now, it was, there was an email that went around that said come to the City Commission Meeting and fight with Millville First, because Millville First opposes this Ordinance for downtown Millville. The fact of the matter is that Millville First hasn't even considered a position on the Ordinance and yet it was said that we, Millville First, was opposed to this thing. Now, I have to agree with you, that I don't particularly care for certain types of businesses, now this is my personal opinion, certain types of businesses. But, that doesn't mean that I would stand up and say you can't locate in a community unless you have some form of direct and serious detrimental affect on the morals of that community. And by that I'm going to refer more to pornography than I am to Tattoos or check cashing and things of that nature. But, every business, if people go there, there is a demand for the service or services, which they are supplying and it is extremely difficult, I would think and just, because your staff who some of you, one or more of you have said on more than one occasion, if they say this is the way it should be, I'm going to vote that way. Repeatedly, I have said to you, vote your conscience. Think before you vote. Take what they say, but think it over. But, I urge you before you tinker with the economy, tinker with what can and cannot, why type of business can and cannot take place in a particular area, you know think about who's going to make that call. Who's going to make, what's the difference between used furniture and antiques. Where do you draw the line? Where do you draw the line between a Chicken Restaurant and Mexican Restaurant, which if you don't know is about to open on High Street. Where do you draw the line and who makes the call? I submit to you that the marketplace makes the call in the final analysis, the people do. So, I just submit that to you for consideration. Thank you."

Bob Tesoroni: "Good evening again, Mr. Mayor and Commissioners. Bob Tesoroni, Howard Street in Millville. I would like to go to the Ordinance No. 33-2007 on page 6. The \$400,000.00 for the upgraded computer system. Unfortunately, I wasn't here at the last Commission Meeting and I understand, I was briefed that Mrs. Robostello did an excellent presentation on the need for the project and I'm certainly not opposed to it..."

Mayor Quinn: "thank you."

Bob Tesoroni: "but, instead of bonding out \$400,000.00, we probably could have done if for \$100,000.00, if we had done the same thing several months prior on a Command Emergency Vehicle that we're not using and probably don't have the need for. We had this discussion before Mayor and I won't go into the details of that, but I think there needs to be discussion, because I attended the agenda sessions and I attended the Commission Meetings and there was never any discussion and I know this isn't taking place privately, there was never discussion at the agenda meeting on the need for it and there was none at the Commission Meeting. There was absolutely no discussion as to the need for this command center. It's been sitting out there and you can ride by and the bays usually open and you can look at it, \$300,000.00 sitting there and maybe we'll use it once a year at the air show. Well, we were sharing the one we had from Vineland, the one they have in Vineland. We shared services. Why are we always in competition with Vineland? Was it that they had one, then we needed one and if we have something they got to go and buy it? I think we have to stop that, we don't have that kind of money. With that said though, I'm glad to see that we're going in a different direction and hopefully we continue in that direction and that we discuss this. There are needs and there are wants. The wants have to be put away in the filing cabinet until we take care of the needs. The other thing is the Ordinance No. 34-2007, prohibiting certain businesses on High Street. I will reiterate this, I did speak on it at the agenda session, but I don't believe that, for the benefits of those that were in route to the meeting or those that weren't..."

Mayor Quinn: "and don't forget Bob, there's a public hearing at the next meeting and you can speak on it then as well..."

Bob Tesoroni: "Well, I'll be very brief though. My concern with this, as I stated before, we're spending \$50,000.00 to have a company come in and do an assessment on how we can revitalize our downtown district, our business district and prior to them coming in we're going to make major changes. I think, again, we need to wait until we get that report and look at what they say. We seem to keep putting the downtown in competition. You know everybody speaks against Millville First, we were opposed to the UEZ extending out to Nabb Avenue. The company that's coming out there that's going to build already said they're going to build some kind of strip mall out there. If we allow them to have the three and a half, well we have allowed them, the three and a half percent, what's the incentive for them to come in town and spend three and a half percent in here when they can do it out there. If it were seven percent out there, they may look at that and say you know what I can go in town and get it a little cheaper, I can save the three and a half percent. We did the same thing with the Cumberland Mall, whether you agreed or disagreed with that mall, we can't keep putting competition against our High Street and then hope that's going to succeed. It's not going to. Thank you Mr. Mayor."

Kathleen Stiles: "Kathleen Stiles, Cedarville Road. Gentlemen, I'm really concerned about the High Street situation with the Ordinance, as I said at the agenda. I want to commend you, because High Street is beautiful, it looks very nice. I wish we could do the same for 2nd, 3rd, 4th, 5th and 6th and all the way out and down to 10th. You know. Unfortunately, we can't and I don't know what the answer is there. I would also like to commend Commissioner Shannon, because he is a kid person, he

loves the children in this town and he's doing as much as he can to keep them occupied and to provide for them and I think he needs all the support and backing he can get from everyone. There's not a thing that I haven't mentioned to Timmy or to his brother about Cedarville Road. We need a light. It's a dark there. They got a light, so that you can see going in and out of the complex. We need the basketball courts taken care of, they were taken care of. We need the one up to the lake taken care of, it got taken care of. Now, I'm going to tell him something else we need. We need the, and this isn't his department however, but we need the road going back into where the old duck pond was. Are you familiar with the duck pond? I'm a lot older than you guys..."

Mayor Quinn: "I remember it..."

Kathleen Stiles: "You remember it? You must remember it, because you're almost as old as I am..."

Commissioner Parent: "I'm the elder I remember..."

Commissioner Shannon: "Are you talking the old Canal Street..."

Kathleen Stiles: "Where you go up Canal Street and then go in and around and they have a couple of boat ramps..."

Commissioner Parent: "we remember Canal Street very well..."

Kathleen Stiles: "Yes, I'm sure you do. However, it's full of holes and it really need a couple loads of gravel in there, because I go up there now and then just to eat lunch and watch across the lake to see what's going on and it's in bad repair and I guess that would be Mr. Derella's department..."

Commissioner Hollingshead: "No, it's my department and I'll talk to someone about it. I don't know the area, I didn't grow up in Millville, but I'll find out where it is and I'll have someone look into it..."

Kathleen Stiles: "yeah, if those holes could be filled in, it surely would be nice. And I wouldn't be too concerned for the young lady who got up and spoke, about anything that Carl B. Johnson writes, because in my opinion that's a newspaper from hell. He's got it labeled the Inferno and I call it the newspaper from hell. So, I wouldn't be too concerned about anything he writes. I've been around this town, I'm not going to tell you how many years, all my life, as has Mr. Parent. So, we're very familiar with the things in this community and while you are a good Commission, we've had some really good Commissioners. We had Wick Peek, who took care of the sewer plant or we'd be all floating down the river and we might be any day now, if we keep building houses. We've had some really, Ben Corson, was quite a gentlemen and a good Commissioner. We've had a lot of good Commissioners, Chet Goodwin. You know, I'm not saying that this Commission is the best we've ever had, because we've had some good ones in the past and we had a gentlemen who provided for this community, their children and gave away free movies and free bicycles and coats and shoes every Saturday at the matinee. We don't even have a theatre now, at least we did then and we had a skating rink, we had a lot of things in Millville. We had two movie theatres, as a matter of fact. So, I'm really dating myself. So, to say that

we haven't had good in the past, we have had good in the past. Some of it was misdirected and a lot of it the Planning Board misdirected, by allowing the double homes and the lovely homes on 2nd and 3rd Street to have these grotesque stairways coming down and ruining the town. The Planning Board allowed that to happen. So, I'm not putting all the blame on the City Commission, let them take some of the blame. Thank you."

There being no further comments Mayor Quinn declared the public comment portion closed and asked for comments from the Commissioners.

Commissioner Parent: "If I may, Mr. Mayor, in reference to the command unit. I mean, as of Friday of last week the command unit was utilized again Bob and it was at the high school football game and it does serve a major, major purpose out there. Believe me. Also, you know, the command unit is used throughout the neighborhoods. The command unit is used in various homicides. It is important, it was a very important piece of merchandise that the City of Millville does in fact have. It was also purchased by UEZ, but anyway, we will be using the command unit in many other instances, so you know, it is a very, very viable piece of equipment. It really is, when it comes to police work I have all the confidence in the world that when the Police Department requests an item, I see to it that they will get it, the same as I do with the Fire Department. This just wasn't some fly by night decision that was made and recommended by our Police Department. It is used and it will be used and it will be used even more. I just wanted to make that one comment. The thing that I think we all have to try to understand a little bit and I hope this doesn't continue, but you know it probably will from now until 2009, is the bickering going back and forth between citizens of a group, citizens from the public, whether it's citizens from the neighborhoods. You know, the City Commission is here to listen to peoples concerns. I don't think it should be used personally for one group to come out and badger another group. That's my personal feeling. I think that we should try to stick to the business, if there's a conflict or disagreements, I can only see this thing really mushrooming as 2009 approaches. I just hope that we all take a serious look and really see what Commission Meetings are really truly about. It's about the Commissioners trying to answer your concerns and whether we agree or disagree, it is our meeting, this isn't meetings for various groups and organizations to come in and argue with each other. I hope that really doesn't continue."

Commissioner Derella: "I could have sworn, Commissioner Parent, that somewhere along the line Chief Harvey had made comments, retired Chief Harvey had made comments during one of our public meetings. I do know there were articles in the paper where he had discussed the issues on the command vehicle and one of those things had to do with homeland security, to be able to have a mobile emergency management office that could be taken to different areas of the City. A lot of municipalities are going in that direction and we utilized, 80 percent of that cost was through the UEZ funds that we have. So, again I thought there was some discussion there. I will follow-up on the Target bills to make sure that they are paying appropriately, the one's that I do have in my possession for the first half of this year it shows that the bills went out and they were paid in a timely fashion. But, again, it always pays to stay on top of some of the businesses that owe us money across the board. Also, with

the UEZ zone, I've said before that 90 acres of the Camco project was already in the UEZ zone. Yes, we did approve, if, our map adjustments are approved, which will take several months of review by the State of New Jersey. We did approve on that 70 more acres to be added to their commercial corner. We had to wrestle with that on criticisms of traffic coming into town, moving around, was it better to put some opportunity outside the town, if there's going to be housing that will be clustered on the outskirts of the western/eastern side of towns. Do we put some commercial opportunities there to try to have some of the basic amenities for people to go to, rather than making their way into downtown. When they come into downtown, we hope that they come in to spend a continuous amount of time 2, 3 or 4 hours at least of their time walking High Street like we see occurring, especially on Third Friday's, but other nice nights throughout the week."

Molly Hollingshead: "I would just like to say that I think it's unfortunate when you have the bickering going on. I kind of pick up from Commissioner Parent, I think that a lot of times different groups kind of get painted with a broad brush that picks up on people who aren't the people that are the negativity or that it's really about... I think we're up here, I'm up here to do a good job and to work for every citizen here, which I am one of you and all of us live in Millville and we want the best thing for this City, like everyone else. I would just like to see a little less negativity and we all want to hear what is productive for everybody. Progress, Mr. Mayor."

Mayor Quinn: "I just wanted to remind everyone, tomorrow, Mr. Forsythe had mentioned he wasn't in support of it, but certainly talked about the Motorsports Park, there will be the groundbreaking tomorrow at 5 o'clock at the Motorsports Park, the public is invited to come out for that and we hope you'll join us. That will be a wonderful event. I truly think that the wonderful things, the positive things that will come from the Motorsports Park will benefit Millville for many, many years to come. Just seeing what it did to Danville, Virginia, I am sure it will solidify our Arts and Antiques District. It will give us wonderful feet on the street of people that come from all over the east coast of the United States to these parks and it's going to be a tremendous benefit. I don't think today we could even begin to know how much we're going to gain from having the Motorsports Park here, but it will be very beneficial to us all. So, I hope you'll join us tomorrow at 5 o'clock and don't forget tomorrow at 1 o'clock the unveiling of the statue at the Patriot Park right across the river."

There being no further comments the meeting was adjourned, subject to the call of the chair, by the following vote. Yeas: Shannon, Parent, Derella, Hollingshead and Quinn.

Approved:

Mayor

Commissioners

Attest:

City Clerk/Administrator

**BILL LIST
CITY OF MILLVILLE
MEETING OF SEPTEMBER 18, 2007**

ACCURATE LANGUAGE SERVICES	50.00
AGATE CONSTRUCTION CO., INC.	79,380.00
AHOME, INC	150,000.00
AIR POWER INTERNATIONAL, INC.	18.50
ALERT-ALL CORPORATION	5,177.50
A&M PRODUCTS	135.66
AT&T INFORMATION SYSTEMS	446.14
ATLANTIC CITY ELECTRIC	96,445.56
THE ATLANTIC GROUP, INC.	1,200.00
J P BAINBRIDGE & ASSOC., INC.	6,087.50
BERCO FLEET SERVICE INC	2,988.45
BERNAL MECHANICAL CONTR. INC.	5,997.00
BEST UNIFORM RENTAL, INC.	2,473.25
BETHEL DEVELOPMENT CORPORATION	900.00
BIRCH'S COMMUNICATIONS	4,322.64
CAPE MAY COUNTY TRAINING CTR	4,200.00
A.F. CARVOLTH & SON CO.	98.73
JOSEPH M. CHIARELLO, ESQ.	200.00
CITY OF MLVL ANIMAL CONTR FUND	19.40
CITY MILLVILLE PAYROLL DED ACC	28,019.68
CITY OF MILLVILLE-RAD OPERATNG	121,428.21
CITY OF MILLVILLE UTILITY	1,101.00
CLEARY MACHINERY CO., INC.	485.00
CLOUD GEHSHAN ASSOCIATES	8,058.48
J. FRED COLDREN	4,143.75
CUMBERLAND CO. CLERK'S OFFICE	360.00
CCIA	709.34
CUMBERLAND REMINDER	883.00
CUSTODIAN OF SCHOOL MONIES	540,374.00
THE DAILY JOURNAL, INC.	17.08
RICHARD H. DANIELS, ESQ.	2,878.00
DAY FORD, INC.	35,970.00
LINDA A. DEDRICK	400.00
DEERFIELD ELECTRIC	3,896.68
DELTRONICS CORP	1,121.84
EDWARD DUFFY, ESQ.	195.00
JOSEPH C. ELWELL, SR.	250.00
E. SAMBOL CORP.	411,000.85
EXECUTIVE BUSINESS PROD. CORP.	1,090.64
EMERGENCY PRODUCTS INC/FIREPWR	1,122.00
FIRST DUE EMERGENCY SUPPLY INC	332.21
FRO-ME-A-PARTY	160.00
GALLO'S GMC TRUCK SALES, INC.	298.57
GENERAL AIRE SYSTEM, INC.	671.35
GENERAL CODE PUBLISHERS, INC.	1,700.00
GENTILINI FORD, INC.	71.57
GRANTURK EQUIPMENT CO., INC.	209.74
GREENBERG TRAURIG, LLP	7,072.98
HEARTLAND REHABILITATION SERV	545.00
HOWARD HEE	375.00
DANIEL HOFFMAN, ESQ.	400.00
HOLLY CITY DEVELOPMENT CORP.	1,233.33
HOLLY CITY TIRE, LLC	202.88
HOWELL HARDWARE	930.99
HUNTER JERSEY PETERBILT	142.96
ICLE	179.00
INDUSTRIAL SUPPLIES INC	31.50
JRB ASSOCIATES, LLC	2,700.00
KEEN COMPRESSED GAS CO., INC.	257.53
KEY EQUIPMENT FINANCE, INC	1,017.00
KIMBALL INTERNATL MARKETNG INC	2,789.28

LANDSMAN UNIFORMS INC.	720.35
LAURY MACHINE WORKS	220.00
LAWMEN SUPPLY CO, INC.	93.60
LAWN TECH	2,850.00
LILLISTON CHRYSLER/PLYM., INC.	79.08
LOWE'S CO., INC.	967.22
MATTHEW BENDER & CO INC/LEXIS	191.07
RICHARD C MCCARTHY ESQ	16,259.49
MCMANIMON & SCOTLAND, LLC	426.97
METCALF & EDDY, INC.	18,243.00
METROCALL	16.13
MILLVILLE AUTOMOTIVE, INC.	2,563.38
MILLVILLE DEVELOPMENT CORP	8,240.30
MILLVILLE PUBLIC LIBRARY	39,333.33
MOBILE VISION, INC.	462.35
MCAA OF NJ	110.00
NATIONAL FIRE PROTECTION ASSN	520.50
NATIONAL MEDAL OF HONOR INC.	135.85
NATIONAL PEN CORP.	95.10
THE BANK OF NEW YORK	54,671.71
NEXTEL COMMUNICATIONS, INC.	3,383.39
PATRICK NEY	40.00
VERIZON	1,398.86
NJBIZ	49.95
NJ STATE DEPT OF HEALTH	268.20
KEITH O'BRIEN	79.98
SUZANNE L OLAH	397.13
ONE CALL SYSTEMS, INC.	301.86
PACE & ASSOCIATES, INC.	825.00
PEDRONI FUEL CO, INC.	33,041.28
PENN POWER SYSTEMS, INC.	1,139.00
PREMIER CHEMICALS, LLC	5,125.25
QUINLAN PUBLISHING CO., INC.	168.00
REDCORN, INC.	2,250.00
JAMES F. REEVES	375.00
RENTAL MAT SERVICE, INC.	150.51
NED ROGOVOY, ESQ.	1,266.24
ROYCE ROLLS RINGER CO., INC.	217.30
RUTGERS, THE STATE UNIVERSITY	460.00
SCHWAAB, INC.	236.80
THYSSENKRUPP ELEVATOR	1,403.61
SERVICE TIRE TRUCK CENTER, INC	4,450.32
SHARP ELECTRONICS CORP.	175.20
SJ FARMERS EXCHANGE, INC.	2,534.00
SJ GAS COMPANY	1,121.24
SOUTH JERSEY HEALTHCARE	4,162.92
SOUTH JERSEY SANITATION CO INC	97,663.88
STAPLES, INC.	982.20
JOSEPH SUTHERLAND	1,200.00
ROBERT L. TANENBAUM, PH.D.	950.00
TEPS POWER EQUIPMENT, INC.	551.81
THIRD WARD ADVISORY	10,769.33
THIS & THAT UNIFORMS, LLC	779.00
TILL PAINT COMPANY, INC.	1,095.00
THE TRAINING SCHOOL	6,452.00
TREASURER, STATE OF NJ	8,117.01
TREASURER, STATE OF NJ	36,822.63
TRIAD ASSOCIATES, INC.	2,170.00
TRICO, INC.	190.00
TROUT PRINTING & PUBLISHING CO	195.00
MILTON C TRUXTON	43.25
UNITED ELECTRIC SUPPLY, INC.	771.84
URBAN ENTERPRISE ZONE	1,202.69
USPS	3,387.00
VINELAND AUTO ELECTRIC, INC.	218.88
VITAL COMMUNICATIONS, INC.	100.00
WDDS ENTERPRISES, INC.	202.50

KIM WARKER	141.51
WEINSTEIN SUPPLY CORPORATION	290.10
WETLAWN AUTOMATIC SPRINKLER	560.28
WINFIELD'S RESTAURANT	28.90
ALICE E WOOD	150.00
WYBLE ADVERTISING, INC.	2,549.13
ZELPHY'S LIBERATION CENTER	3,600.00
HOLLY CITY SR. HOUSING PTNRSHIP	2,843.35
TOTAL BILLS FOR 09/18/07 MEETING	1,940,213.53
CITY OF MILLVILLE SALARY ACCOUNT	290,083.76
CITY OF MILLVILLE SALARY ACCOUNT	268,172.87
TOTAL SALARY FOR 09/18/07 MEETING	558,256.63
TOTAL BILLS&SALARY FOR 09/18/07 MTG	2,498,470.16