

**TOWNSHIP OF PEMBERTON
REGULAR MEETING**

**January 16, 2019
6:00 P.M.**

FLAG SALUTE

Council President Trueblood led the assembly in the Pledge of Allegiance, announced that notice of the meeting was given in accordance with the Open Public Meetings Act, and followed by roll call.

ROLL CALL

PRESENT

Elisabeth McCartney
Jason Allen
Donovan Gardner
Gaye Burton
Norma Trueblood

ABSENT

Also, present: Mayor David Patriarca, Business Administrator Dennis Gonzalez, Solicitor Andrew Bayer and Deputy Township Clerk, Sunshine Dashiell.

CALL TO ORDER

Council President Trueblood called the meeting to order at approximately 6:00 p.m.

CLOSED SESSION

43-2019 Authorizes Council to go into Closed Session – Not Adopted

Council President Trueblood advised that there would be no Closed Session.

PUBLIC COMMENTS

Council President Trueblood opened the meeting up to general public comments.

Craig Augustoni, Fire Chief – 1. Advised that 10 sets of protective gear that were approved in 2018, were used at a fire last night and that Firefighters were very appreciative. Stated that all had worked out well and hopefully we will move forward with the next round. Stated the new gear can be seen on the Fire Department Facebook page.

Robert Ball, 95 Monroe Ave. – 1. Thanked the town for their response to the issues he was having on his road with potholes. **2.** Stated that his road meets Junction and at that intersection the road has narrowed progressively. Stated there is approximately 4 to 5 feet of dirt on either side and the road is eroding. Commented that he is very concerned that there could be an accident.

Will Smith, 80 Monroe Ave. – 1. Stated he just wanted to piggy back on his neighbors' comments. Noted that the erosion starts by his house and that part of the problem is that the curbing stops there. Stated that the road is getting smaller and smaller on both sides. Stated he called the Township when he first moved here and was told to put curbing in himself. Stated this is very expensive and he cannot do that. Expressed this is an accident waiting to happen and has been going on since he moved here 10 years ago. Councilman Allen asked Administration if there was any reason why the curbing stopped there. Mayor Patriarca advised he was unaware of why it would have been stopped there but that they will look into this. Noted that curbing is not the homeowner's responsibility and they would not expect him to do this. Mr. Monroe stated that he had called Public Works and spoke to the Tax Assessor also.

America Phillips, Presidential Lakes – 1. Asked for an update on the progress of the Firehouse being built in Presidential Lakes for her Civic Association and where the fire vehicles are currently being kept. Mayor Patriarca advised that all of the Township vehicles are assigned to the Fire companies which is governed by the Fire Department and are either located in the Browns Mills or Country Lakes Fire Stations. Ms. Phillips asked if these trucks would be returned to Presidential Lakes once that building is complete. Mayor Patriarca advised that the Fire Chief would assign the appropriate apparatus to that building and what he needs to operate that station will be there. **2.** Asked if the problem at Birmingham Road has been resolved. Mayor Patriarca advised that they have taken all of the necessary actions that we are permitted to take and they are currently in front of the courts. **3.** Advised that there is a home on Florida Trail that had broken windows which have now been boarded up. **4.** Stated that Presidential Lakes has a ballfield and that we are

missing a restroom and asked if the Township could consider getting a Porto pot. Mayor Patriarca advised that as he has explained in the past, we do not provide Porto pots in each residential area for our recreational fields and that this is why they are in residential areas so the people can go home to go to the bathroom. Ms. Phillips stated he did explain that but is talking about people that come from other towns for games. Mayor Patriarca advised that the schedule notes the building should be finalized roughly by May 1st.

Seeing no other residents wishing to be heard, this portion of the meeting was closed to the public.

Consent Agenda: All items listed with an asterisk (*) are considered to be routine by the Township Council and will be enacted by one motion. Should a Council Member wish to discuss a consent agenda item separately, that item can be removed from the consent agenda and considered in its normal sequence on the regular agenda.

CONSENT AGENDA

Councilman Allen asked to pull Resolution 45-2019. Councilman Gardner asked to pull Resolution 44-2019.

***CONSENT AGENDA RESOLUTIONS**

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| 44-2019 | <i>Pulled from the Consent Agenda and considered later in the meeting.</i> |
| 45-2019 | <i>Pulled from the Consent Agenda and considered later in the meeting.</i> |
| 46-2019 | Rejecting the sole bid (2 nd Bid Process) received for the Police Uniform Cleaning Services. |
| 47-2019 | Authorizes the award of a contract for various plumbing supplies in CY2019 to Atlantic Plumbing Supply Corp., in an amount not to exceed \$81,877.05. |
| 48-2019 | Authorizes the assignment of Tax Sale Certificate 14-00204 to Corey Langford in the amount of \$1,192.70. |
| 49-2019 | Authorizes the cancellation of property taxes on property qualifying for a Veteran's Property Tax Exemption for Bowen on Block 645, Lot 22 in the amount of \$44.59, with a refund of \$44.59 of CY2018 taxes paid. |
| 50-2019 | Authorizes the cancellation of property taxes on property qualifying for a Veteran's Property Tax Exemption for Maisonave & Irizarry-Carrero on Block 894, Lot 69.10 in the amount of \$11.37. |
| 51-2019 | Authorizes the cancellation of property taxes on property qualifying for a Veteran's Property Tax Exemption for Longley on Block 685, Lot 13 in the amount of \$146.43, with a refund of \$1,180.08 of CY2018 and CY2019 taxes paid. |
| 52-2019 | Authorizes various routine refunds in the total amount of \$239.50. |
| 53-2019 | Authorizes the use of Regional Contribution Funds (Cinnaminson Township) for the Emergency Housing Program for Copley, Block 267 Lot 33 in the amount of \$6,825.00. |

NEW BUSINESS

***a. 2019 Annual License Renewals*:**

Body Art Establishments: Tattooine Body Art

***b. Purchase over \$2,000**

1. Public Works - Closed Cell Spray Insulation for New Records Storage Area from Coastal Insulation & Installed Products, LLC, in the amount of \$4,540.00.
2. Police Department - Uniforms for new recruits from Samzie's Uniforms in the amount of \$3,286.06.

Motion by Allen and Gardner to approve the Consent Agenda as amended. Allen, yes; Gardner, yes; Burton, yes; McCartney, yes; Trueblood, yes. Motion carried.

MEETING MINUTES

Regular Meeting Minutes of the December 19, 2018 and Reorganization and Regular Meeting Minutes of January 2, 2019.

Motion by McCartney and Gardner to approve the Meeting Minutes. McCartney, yes; Gardner, yes; Burton, abstain 12/19/2018 and yes, 1/2/2019; Allen, yes; Trueblood, yes. Motion carried.

RESOLUTIONS

44-2019 Authorizes the Mayor to execute a license agreement with Marvin & Evealyn Greenberg for access and use of approximately two (2) acres on the southwest section of their property; Block 786.01, Lot 13. *Pulled from the Consent Agenda.*

Councilman Gardner advised that he would need to abstain as he is personal friends with the Greenberg's. Motion by Allen and McCartney to approve Resolution 44-2019. Allen, yes; McCartney, yes; Gardner, abstain, Burton, yes; Trueblood, yes. Motion carried.

45-2019 Accepting a grant from the New Jersey Department of Law and Public Safety, FY2018 State Body Armor Replacement Fund Program in the amount of \$4,776.94. *Pulled from the Consent Agenda.*

Councilman Allen advised that he would need to abstain as this is coming from his employer. Motion by Gardner and Burton to approve Resolution 45-2019. Gardner, yes; Burton, yes; McCartney, yes; Allen, abstain; Trueblood, yes. Motion carried.

ORDINANCES FOR SECOND READING, PUBLIC HEARING AND/OR ADOPTION

ORDINANCE NO. 1-2019

AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY AUTHORIZING ACQUISITION BY THE TOWNSHIP OF BLOCK 511, LOT 11, IN THE TOWNSHIP OF PEMBERTON.

Council President Trueblood opened this portion of the meeting for a public hearing. Seeing no one wishing to be heard, this portion of the meeting was closed.

Motion by McCartney and Burton to adopt Ordinance 1-2019. McCartney, yes; Burton, yes; Gardner, yes; Allen, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 2-2019

AN ORDINANCE ESTABLISHING CY2019 SALARIES FOR CERTAIN EMPLOYEES AND ELECTED OFFICIAL OF THE TOWNSHIP OF PEMBERTON.

Council President Trueblood opened this portion of the meeting for a public hearing. Seeing no one wishing to be heard, this portion of the meeting was closed.

Motion by Burton and Gardner to adopt Ordinance 2-2019. Burton, yes; Gardner, yes; McCartney, yes; Allen, yes; Trueblood, yes. Motion carried.

ORDINANCES FOR INTRODUCTION

ORDINANCE NO. 3-2019

AUTHORIZES THE ACQUISITION BY GIFT OF THE PROPERTY DESIGNATED AS BLOCK 146, LOT 57 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY.

Councilman Allen asked if Administration could provide information on the property. Mr. Gonzalez advised that it is residential zoned property that is vacant. Stated that it is adjacent to a larger parcel that is currently owned by the Township. Noted that the owner had passed away and the Estate wished to provide the property as a gift to the Township as settlement to the Estate. Commented that the land could be of use to the town in the future.

Motion by McCartney and Burton to introduce Ordinance 3-2019 with a Public hearing to be held at the February 6th, 2019 meeting. McCartney, yes; Burton, yes; Gardner, yes; Allen, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 4-2019

AMENDING CHAPTER 3 OF THE CODE OF THE TOWNSHIP OF
PEMBERTON, ALSO KNOWN AS THE ADMINISTRATIVE CODE.
(SECTION 3-15E)

Councilman Allen asked if there were any rules or state Laws that would prevent this change. Mr. Bayer advised this was a policy decision and that you cannot make purchases above the threshold without bidding, but this was well below the threshold. Mr. Gonzalez advised that the bid threshold for us would be \$17,500.00. Stated that the \$2,000.00 amount has been around for a long time and has varied from time to time. Advised that all of the expenses go on the bill list, regardless of the amount, for Council's review. Commented that expenses go up every year and this will give us more room to be efficient and allow for purchasing items needed for operations that would not require waiting for a Council meeting. Noted that this also includes increasing postage from \$5,000.00 to \$6,000.00. Mayor Patriarca noted that these purchases are budgeted items that are already within the budget and this will allow for better management throughout the year.

Motion by Allen and McCartney to introduce Ordinance 4-2019 with a Public hearing to be held at the February 6th, 2019 meeting. Allen, yes; McCartney, yes; Gardner, yes; Burton, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 5-2019
AMENDING CHAPTER 25 ENTITLED 'FIRE DEPARTMENT' OF THE
PEMBERTON CODE.

Motion by Burton and McCartney to introduce Ordinance 5-2019 with a Public hearing to be held at the February 6th, 2019 meeting. Burton, yes; McCartney, yes; Allen, yes; Gardner, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 6-2019
AMENDING CHAPTER 3 OF THE CODE OF THE TOWNSHIP OF
PEMBERTON, ALSO KNOWN AS THE ADMINISTRATIVE CODE.
(SECTION 3-32. FIRE AND EMERGENCY SERVICES DEPARTMENT)

Motion by McCartney and Gardner to introduce Ordinance 6-2019 with a Public hearing to be held at the February 6th, 2019 meeting. McCartney, yes; Gardner, yes; Burton, yes; Allen, yes; Trueblood, yes. Motion carried.

REPORTS & COMMUNICATIONS

a. Engineer's Report – 1/10/2019

Council had no comments.

BILL LIST

Approval by Council required for payment of vouchers on bill list dated 1/11/2019.

Motion by McCartney and Burton to approve the Bill List. Jackson, yes; McCartney, yes; Burton, yes; Gardner, yes; Allen, yes with the exception of any and all grants and bills pertaining to the NJ State Police or the Attorney General's office; Trueblood, yes. Motion carried.

SOLICITOR'S REPORT:

Mr. Bayer reported: Nothing to report.

MAYOR'S AND/OR BUSINESS ADMINISTRATOR'S REPORT:

Mayor Patriarca reported: Stated that the schedule did come in for the Presidential Lakes Firehouse and they are expecting delivery by the end of the month for the Recreation portion of the building. Advised that the building will be brought out in sections with the concrete and block work scheduled for this week, weather permitting. Stated that he is impressed and that they are currently on schedule. Thanked Council for the work they are doing in understanding and making themselves aware of the issues that Administration is bringing them. Stated that it may not be obvious to those that are sitting in the audience that hear Council voting with little discussion. Applauded Mr. Gonzalez for providing Council with a summary of the issues so that they are prepared and can contact Administration with questions and concerns to help them in their decision making.

COMMENTS BY COUNCIL MEMBERS:

Councilwoman McCartney – Thanked the Mayor and Mr. Gonzalez for making sure that Council had the information and answers to their questions. Thanked the Mayor and his sister for the nice spread at the Re-Organization meeting. Stated that all of Council is thinking of the residents and she is honored to be a part of this Council. Stated that there is an event on March 15th for the medical arts students at the High School that are interested in EMT or volunteer fire fighting. Stated that the students will meet with Chief Augustoni and Brian Warrick at the Fire Department for a presentation. Noted that this year is the 100th Anniversary of the BMIA building. Commented that the kick-off would start on 1/27/2019 at 2:00 p.m. with “Decades” being the theme, starting with the 20’s and 30’s. Asked for an update on the old Acme property. Mayor Patriarca advised that the building is gone and everyone is excited. Stated they are exploring options now on how to go about the demolition of the rest of the buildings. Commented that they have some ideas that they are currently discussing. Notes that they are exploring bringing in a professional service to design something that may work for that property moving forward. Added that there was a group of people that asked to hold a celebration on the property and proposed a funeral for the building including tombstones and tailgating. Councilwoman McCartney advised that the event at the Firehouse would be from 10:00 a.m. to 1:00 p.m. at the Browns Mills Firehouse.

Councilman Allen – Thanked all for coming out and for their comments.

Councilwoman Burton – Thanked all for coming out and stated that she also feels honored to be here and work with this group. Stated she is happy that they work together and are well informed. Asked all to have a good night.

Councilman Gardner – Asked for an update on the LED lighting in Sunbury Village. Mayor Patriarca advised that he is concerned with this as the request was put in a long time ago for the upgrade. Noted that they put the initial lights in to test certain areas and that is as far as they have gone. State that the last time he had inquired they advised that they had all of the parts and were just trying to schedule putting them in. Commented that he had just reached out to them again and is hoping to get an answer by the end of the week as it should have been done by now. Councilman Gardner reminded that Monday was the Martin Luther King Day of Service and urged all to go out and do something to help someone or an organization. Noted that Emmons School would be going to Aspen Hills at 10:00 a.m. to hand out tissue boxes and cards to the residents. Stated he has been with the District since 2005 and that this is something that started a while ago and everyone enjoys it. Encouraged anyone to attend if they had nothing to do. Thanked all for coming out.

Council President Trueblood – Thanked all for coming out and stated it is good to see 2 new residents come out and share their experiences. Commended the Mayor for all of the delicious treats at the Re-Organization Meeting. Mayor Patriarca stated he bought a few things but that most was homemade by his sister. Council President Trueblood stated that everyone enjoyed it including the families out supporting the candidates and the residents. Asked all to be safe in the coming cold weather. Noted that there are many events going on Monday for Martin Luther King including an event at 10:00 a.m. at Friendship AME Church. Stated that the kids will be off on Monday and all should spend time with family.

The meeting was adjourned at approximately 6:42 p.m.

Respectfully submitted by,

Sunshine Dashiell

Sunshine Dashiell, Deputy Township Clerk