

**TOWNSHIP OF PEMBERTON
REGULAR MEETING**

**May 15, 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 Township Clerk, Amy P. Cosnoski.

CALL TO ORDER

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

CLOSED SESSION

126-2019 Authorizes Council to go into Closed Session – Not adopted

PUBLIC COMMENTS

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

Annaliese Boland, 226 Filbert St. – 1. Asked why the streets do not have shoulders for people to walk on. Council President Trueblood advised that she thought the same thing when she moved here and some streets have them and some do not, like where she lives.

James Boland, 226 Filbert St. – 1. Noted a few properties he is keeping his eye on that have vacant homes on them including 33 and 41 Bishop Street and 100 and 141 Press Avenue. Stated all are bank owned and have overgrowth. Advised that 141 Press Avenue has had issues over the years with squatters also. **2.** Commented on the Resolution pertaining to spending money for the Water Department. Advised that his impression was that the Township does not actually run that department in house. Stated if that is the case with this department it will be the same with the MUA if it is dissolved. Commented that the cash reserve at the MUA is at stake. Questioned what would happen to the \$6 million dollars if the MUA is dissolved and stated it is rate payer money. Commented on current DPW employees taking over MUA positions and if they are already busy how can they take this on. Noted that the report provided states that MUA has not been maintaining the facility in a timely manner. Commented that it is hard for him to take this seriously because the company that provided the report never actually visited the plant. Stated that he feels that Council will have one more chance to say yay or nay and that he is strongly urge Council to consider his comments.

Mike Kemp, 86 Tensaw Dr. - 1. Noted that he had spoken with both Councilman Allen and Council President Trueblood the other day and had a nice conversation with them. Asked if Council had already had the meeting to introduce the ordinance to dissolve the MUA. Mr. Bayer stated that it was. Mr. Kemp stated that they were adamant that this was passed. Both Council members advised he was incorrect. Mr. Bayer explained the process and that the application is pending before the State Local Finance Board at this time. Mr. Kemp read from the State statute. Mr. Bayer explained the legal process with the Local Finance Board. Councilman Allen advised that he has recused himself from the topic.

Robert Boll, 95 Monroe Ave. – 1. Commented that he does not want a community taking over his community and referenced both Lakewood and Jackson. Commented on the Hasidic Jewish community taking over surrounding communities. Stated he does not want to come across as anti-Jewish and noted that there are religions and then there are cults. Noted an article he had from the Philadelphia Inquirer. Advised

on the various things he feels will change including raised taxes. Commented on some underhanded and sneaky things going on. Commented on a gentleman that was in the meeting last time and left after a few minutes with a thumbs up to someone. Stated he does not know what that means and does not want to be paranoid but what is this. Councilman Gardner asked how he believes they are going to come in and take over the town and does he mean forcefully. Mr. Boll said no, a little at a time in small groups. Mayor Patriarca advised that we are a very diverse community and welcome all walks of life. Discussion on the subject continued.

America Phillips, Presidential Lakes – 1. Commented on Spring Lake Boulevard going to Route 70 and noted there are 3 no littering signs but you can only read 2 of them. Councilman Gardner asked if Ms. Phillips had ever received a speeding ticket and noted that signs do not mean anything to the people that are dumping. Ms. Phillips stated that they do this weekly and feels the fines should be raised and more signs added. Discussion on littering ensued. **2.** Commented that the fire building is coming along. Mayor Patriarca advised that they have had some delays due to weather. Ms. Phillips asked if it will be done by the 4th of July. **3.** Commented on Porto Pots. Councilman Allen asked how far along the building is percentage wise. Mayor Patriarca noted it is approximately 70%. **4.** Commented on a stop sign across from the fire building coming up from Tennessee. Stated that you can not see what is on your left because there is so much over growth there. **5.** Commented on houses the mailman has a hard time seeing on Florida Trail. Stated that Code Enforcement should be giving violations to these people. **6.** Commented on a neighbor she has that is 87 years old and has all his leaves on his property and was given a fine for this and asked how can he can get a fine for this.

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.

Councilman Gardner asked to pull Resolutions 130-2019 and 131-2019. Councilwoman McCartney asked to pull Resolution 127-2019.

***CONSENT AGENDA**

***MEETING MINUTES**

Regular Meeting Minutes of April 17, 2019 and May 1, 2019; Special Meeting Minutes of April 17, 2019 and May 7, 2019.

***CONSENT AGENDA RESOLUTIONS**

- | | |
|----------|---|
| 127-2019 | Authorizes the purchase of two (2) Chevrolet Silverado Dump Trucks with Plow and Spreaders for \$195,527.65 from National Auto Fleet Group through the Sourcewell Cooperative Purchasing Agreement. |
| 128-2019 | Authorizes service agreements with US Sports Institute to provide a turnkey Summer Soccer Camp during the Summer of 2019. |
| 129-2019 | Authorizes a contract with Adams, Rehmann & Heggan for Engineering and Construction Management Services for the Cured-In-Place Storm Water Pipe Rehabilitation Program in the amount not to exceed \$19,800.00. |
| 130-2019 | Authorizes the award of a contract for the provision of Microsoft Hosted E-Mail Exchange Services in CY2019 to LookFirst Technology, in the amount of \$6,480.00. |
| 131-2019 | Authorizes the award of a contract for the purchase and installation of new servers and related equipment to LookFirst Technology in the amount of \$6,944.10. |
| 132-2019 | Appoints Anna Shaker as the BURLCO JIF Safety Coordinator. |
| 133-2019 | Authorizes a contract with 'Revize Software Systems' for the development of a new interactive Township Website in the total amount of \$16,600.00 for a three (3) years. |
| 134-2019 | Authorizes various routine refunds in the total amount of \$125.00. |
| 135-2019 | Amends Resolution 150-2018, as amended which authorized the purchase of a modular building for a firehouse and community center in Presidential Lakes from Modular Genius, Inc. in the amount of \$15,635.00. |

- 136-2019 Authorizes a public auction on June 13, 2019 of municipally owned unimproved land no longer needed for public use.
- 137-2019 Authorizes deposit of premium lien funds bid as to 22 Iris Street at the tax sale held on April 13, 2016, to the Township Miscellaneous Revenue, Not Anticipated Account, in the amount of \$1,500.00.
- 138-2019 Authorizes deposit of premium lien funds bid as to 1302 Hunters Blvd. at the tax sale held on September 30, 2015, to the Township Miscellaneous Revenue, Not Anticipated Account, in the amount of \$13,300.00.
- 139-2019 Authorizes a contract of sale for the purchase of real property known as 4 Jarvis Way, Block 398, Lot 17, in the amount of \$125,000.00.
- 140-2018 Requests permission from DLGS for insertion of a special item of revenue in the 2019 Budget in the amount of \$87,804.00, from the New Jersey Department of Transportation for Phase I - Busansky/Emmons School Multimodal Engineering and Design.
- 141-2019 Requests permission from DLGS for insertion of a special item of revenue in the 2019 Budget in the amount of \$466,000.00 from the New Jersey Department of Transportation for Phase I - Busansky/Emmons School Multimodal Improvements.
- 142-2019 Requests permission from DLGS for insertion of a special item of revenue in the 2019 Budget in the amount of \$286,904.00 from the New Jersey Department of Transportation for South Lakeshore Drive Improvement.

NEW BUSINESS

*1. Purchase over \$3,000

- a. Public Works - Purchase of UCMR4 Water Sampling Services for the Township Water System from Northern Lake Service, Inc., in the amount of \$5,912.00.
- b. Finance - Purchase of Actuarial Valuation Services for the Pension Liability from Summit Benefit Consultants, LLC in the amount of \$7,800.00.

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

RESOLUTIONS

- 127-2019 Authorizes the purchase of two (2) Chevrolet Silverado Dump Trucks with Plow and Spreaders for \$195,527.65 from National Auto Fleet Group through the Sourcewell Cooperative Purchasing Agreement.

Councilwoman McCartney asked if these were new or used vehicles. Mr. Gonzalez advised that they were new. Councilwoman McCartney asked if a comparison was done to see what the cost savings were. Mr. Gonzalez explained the program. Councilwoman McCartney asked how many dump trucks we currently have. Mr. Gonzalez explained what these trucks were for and why they were being purchased. Advised that we have some older trucks that are getting to the point where they will not be working anymore and are getting too old to repair.

Motion by Burton and Gardner to approve Resolution 127-2019, Burton, yes; Gardner, yes; McCartney, abstain; Allen, yes; Trueblood, yes. Motion carried.

- 130-2019 Authorizes the award of a contract for the provision of Microsoft Hosted E-Mail Exchange Services in CY2019 to LookFirst Technology, in the amount of \$6,480.00.

Councilman Gardner asked if the cost was also going to include Office 365. Mr. Gonzalez explained he did not have the answer but is comfortable with tabling this until the next meeting to get Council the answers. Councilman Allen asked who we used prior to host our email. Mr. Gonzalez explained that we hosted ourselves and to continue to do that it would cost approximately \$16,000.00. Advised that this is the same answer for Resolution 131-2019.

- 131-2019 Authorizes the award of a contract for the purchase and installation of new servers and related equipment to LookFirst Technology in the amount of \$6,944.10.

Motion by Gardner and Allen to table Resolutions 130-2019 and 131-2019 to the next meeting. Gardner, yes; Allen, yes; McCartney, yes; Burton, yes; Trueblood, yes. Motion carried.

ORDINANCES FOR INTRODUCTION

ORDINANCE NO. 19-2019

AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON AUTHORIZING THE ACQUISITION OF THE PROPERTY LOCATED AT BLOCK 553, LOT 22 COMMONLY KNOWN AS 11 BANK STREET BY NEGOTIATED PURCHASE OR EMINENT DOMAIN IN AN AMOUNT NOT TO EXCEED FAIR MARKET VALUE PURSUANT TO A PROFESSIONAL APPRAISAL.

Motion by McCartney and Gardner to introduce Ordinance 19-2019 with a public hearing to be held at the June 5th, 2019 meeting. McCartney, yes; Gardner, yes; Burton, yes; Allen, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 20-2019

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTIES FOR REDEVELOPMENT AND/OR PARK EXPANSION PURPOSES, BY AND IN THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$210,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$200,000.00 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.

Motion by Burton and Gardner to introduce Ordinance 19-2019 with a public hearing to be held at the June 5th, 2019 meeting. Burton, yes; Gardner, yes; McCartney, yes; Allen, yes; Trueblood, yes. Motion carried.

ORDINANCE NO. 21-2019

AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON AUTHORIZING THE PURCHASE OF THE PROPERTY KNOWN AS 4 JARVIS WAY, BLOCK 398, LOT 17, FROM MICHAEL P. MCCORMICK IN THE AMOUNT OF \$125,000.00.

Councilwoman Burton asked where this property was located. Mayor Patriarca noted that this is by the BMIA and next to the property authorized at the last meeting.

Motion by Gardner and McCartney to introduce Ordinance 19-2019 with a public hearing to be held at the June 5th, 2019 meeting. Gardner, yes; McCartney, yes; Allen, yes; Burton, yes; Trueblood, yes. Motion carried.

REPORTS & COMMUNICATIONS

- a. Engineer's Report – 5/9/2019 - No discussion.

BILL LIST

Approval by Council required for payment of vouchers on bill list dated 5/9/2019.

Motion by McCartney and Gardner to approve the Bill List. McCartney, yes; Gardner, yes; Burton, 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: Noted that DPW is pushing the 2-mile mark on road paving so far this year. Just finished the area off of Dan's Road where the storage facility is off of Trenton Road. Reminded that May 27th is the Memorial Day event at Veteran's Park and at 10:00 a.m. is the parade. Councilwoman Burton asked if Lakehurst Road would be paved. Mayor Patriarca advised that this is a County Roadway and he has communicated with the County that this road needs paving and striping. Councilman Allen asked if we are going to be paving any of the dirt roads. Mayor Patriarca advised that he had just received a link for a program to evaluate the road system. Stated that paving dirt roads is more difficult because we are in the Pinelands and there is a lot more that has to be done because of Pinelands to get a dirt road paved. Mayor Patriarca noted a meeting that he had attended in Willingboro that was hosted by Senator Singleton. Explained that the meeting was regarding the Opportunity Zone. Advised that there are 75 municipalities that have been chosen with Burlington County having only gotten 5 towns with them. Noted that other

towns have had multiple including Brick who received 5. Explained where the opportunity zone was in our town and gave a brief overview of what it does including tax benefits for investors. Commented that developers are starting to come around and that we are in a better position because we have municipally owned property. Advised that we are a UEZ community which is another incentive.

COMMENTS BY COUNCIL MEMBERS:

Councilman Gardner – Addressed Annaliese and noted that we are a country town and with narrow roads and Pinelands it is difficult to widen roads and up in sidewalks. Commented that the money from the MUA would be used on the infrastructure as the Mayor has previously stated numerous times and that the Mayor has also stated that most of the employees would be brought into the Township. Mayor Patriarca confirmed this and stated most of the employees with the exception of some Administrative personnel will be offered positions. Addressed the comments made by Mr. Boll to keep people out and making laws to keep them out and stated that he takes this personally as there have been many laws that have been made to keep people like him out. Reminded everyone of the Memorial Day parade. Noted that there is something for everyone in this town.

Councilwoman Burton – Commented on the Memorial Day Parade on May 27th. Advised that there is a Dinner Theater that the High School clubs are putting on. Reminded that this Saturday, May 18th is Community Clean Up Day in Country Lakes. Noted that the Recreation Department has a lot of things going. Commented on Mr. Boland's comments on the MUA. Stated that they all read the report and knows that they did not visit the site but that all of the information they used for the report was given to them by the MUA. Stated that if there is a surplus why have they not used it to take care of some of the infrastructure issues. Thanked all for coming out.

Councilman Allen – Stated he had no comment and thanked all for coming out.

Councilwoman McCartney – Stated it is important that the residents come out to share their concerns with Council. Noted on the comments regarding the Hasidic culture as long we stick with what we are responsible for, what our standard of living is and what our ordinances are then there should be no fear. Stated that all here read and research to be sure that they are adhering to our ordinances. Noted that she is concerned about these fears and concerns lighting other fires in our Township. Stated that our town is sound and our ordinances are sound and there should be nothing to fear. Questioned how the paving schedule is developed. Mayor Patriarca explained the process of determining the condition of the roads and then determining which order they get paved in throughout the different areas of the town. Councilwoman McCartney asked if there is something residents can do if they have concerns on their roadway. Mayor Patriarca noted that they can call or fill out a form on our website. Commented that the new program that was approved for a new website will have an option for residents to send information including a location and pictures, directly to Public Works. Councilwoman McCartney thanked the Mayor for following up with concerns regarding a second leaf collection. Noted that it would cost an additional \$83,000.00 for the second leaf collection causing us to lose other things we need for our town. Asked about the possibility of extending the hours. Mr. Gonzalez advised that he will have an answer to Council by the next meeting. Councilwoman McCartney commented on how beautiful the flowers look coming into the building and noted that the BMIA will be planting flowers at the triangle and are trying to raise money by participating in the Clean Communities from 8:00 a.m. to 12:00 p.m. at the firehouse. Thanked all for coming out.

Council President Trueblood – Thanked all for coming out. Wished all the Mothers a Happy Mothers Day. Stated she is looking forward to the parade on the 27th. Agreed with Councilwoman Burton that there is a lot to do on the Recreation website. Stated that this town is moving forward and she knows right now there is a lot of negativity because of the MUA but that we are waiting on the response to come back and for a report to come from the MUA. Asked that all keep in mind that everything being done is for the betterment of this town and to move this town forward. Commented on the lack of sidewalks and appreciated Annaliese's concerns.

The meeting was adjourned at approximately 7:13 p.m.

Respectfully submitted by,

Amy P. Cosnoski, RMC, Township Clerk