

TOWNSHIP OF PEMBERTON

REGULAR MEETING

OCTOBER 15, 2008

6:30 P.M.

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

PRESENT

Ken Cartier
Tom Inge
Richard Prickett
Sherry Scull
Diane Stinney

ABSENT

Also present: Mayor David Patriarca, Business Administrator Chris Vaz, Township Solicitor Andrew Bayer, Township Solicitor Representative Jake Archer, Township Clerk Mary Ann Young

2. Chairwoman Stinney called the meeting to order at 6:30 P.M.
3. Closed Session Res. No. 217-2008

RESOLUTION NO. 217-2008

WHEREAS, SECTION 8 OF THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231, P.L. 1975 PERMITS THE EXCLUSION OF THE PUBLIC FROM A MEETING IN CERTAIN CIRCUMSTANCES; AND
WHEREAS, THIS PUBLIC BODY IS OF THE OPINION THAT SUCH CIRCUMSTANCES PRESENTLY EXIST;
NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, AS FOLLOWS:

1. THE PUBLIC SHALL BE EXCLUDED FROM DISCUSSION OF AND ACTION UPON THE HEREAFTER SPECIFIED MATTERS.
2. THE GENERAL NATURE OF THE SUBJECT MATTERS TO BE DISCUSSED IS AS FOLLOWS:
LITIGATION: MORRISON VS. PEMBERTON TOWNSHIP
LITIGATION: THE ESTATE OF ANTHONY BUSH VS. PEMBERTON TOWNSHIP
3. IT IS ANTICIPATED AT THIS TIME THAT THE ABOVE-STATED SUBJECT MATTERS WILL BE MADE PUBLIC WHEN THE MATTERS HAVE BEEN RESOLVED.

Motion by Cartier and Prickett to approve Resolution No. 217-2008.
Cartier, yes; Prickett, yes; Scull, yes; Inge, yes; Stinney, yes. Motion carried.

4. CLOSED SESSION

Mrs. Stinney convened the meeting at approximately 6:32 p.m. to go into Closed Session. Mrs. Stinney instructed the public to remain seated as Council will be going into the conference room.

5. Formal action as necessary pursuant to closed session.

Mrs. Stinney reconvened the meeting at approximately 7:01 p.m. Chairwoman Stinney advised the public that Council will be returning to Closed Session at the end of tonight's meeting, wherein action may possibly be taken when they get out.

6. Public comments on consent agenda items only.

Mrs. Stinney opened the meeting to public comments on consent agenda items only. There being no members of the public wishing to comment, Mrs. Stinney closed the meeting to public comments.

***7. 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.**

***8. MINUTES FILED BY MUNICIPAL CLERK**

***a.** Regular Meeting, October 1, 2008.

***9. CONSENT AGENDA RESOLUTIONS**

RESOLUTION NO. 218-2008

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY THAT THE CHIEF FINANCIAL OFFICER IS HEREBY AUTHORIZED AND DIRECTED TO REFUND MONIES TO THE FOLLOWING PERSONS FOR THE AMOUNTS AND REASONS SET FORTH:

MARYBARBRA MCDUGAL, \$508.85, CREDIT ON WATER ACCOUNT, BLOCK 186, LOT 71
CCTS TAX LIENS, LLC, \$55.62, OVERPAYMENT OF SOLID WASTE ACCOUNT, BLOCK 626, LOT 11

RESOLUTION NO. 219-2008

WHEREAS, APPLICATION HAS BEEN MADE TO THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON FOR RENEWAL OF A PLENARY RETAIL CONSUMPTION LICENSE FOR THE PERIOD OF JULY 1, 2008 TO JUNE 30, 2009; AND WHEREAS, THE SAME HAS BEEN DULY ADVERTISED AND NO OBJECTIONS HAVE BEEN FILED WITH THE TOWNSHIP CLERK; AND

WHEREAS, THE RENEWAL APPLICATION HAS BEEN COMPLETED IN ALL RESPECTS AND THE BELOW-NAMED APPLICANT IS QUALIFIED TO BE A LICENSEE IN ACCORDANCE WITH ALL STATUTORY, REGULATORY, AND LOCAL GOVERNMENTAL ABC LAWS AND REGULATIONS;

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, THAT THE FOLLOWING LICENSE BE RENEWED FOR THE PERIOD OF JULY 1, 2008 TO JUNE 30, 2009, EFFECTIVE UPON ADOPTION OF THE RESOLUTION HEREIN:

PLENARY RETAIL CONSUMPTION LICENSES:

SGSL ENTERPRISES, INC.
T/A THE COUNTRY HOUSE

#0329-33-010-005

RESOLUTION NO. 220 -2008

WHEREAS, THE TOWNSHIP OF PEMBERTON OWNS NUMEROUS AND VARIOUS PIECES OF PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE; AND

WHEREAS, N.J.S.A. 40A:11-36 PROVIDES THAT ANY CONTRACTING UNIT BY RESOLUTION OF ITS GOVERNING BODY MAY AUTHORIZE BY SEALED BID OR PUBLIC AUCTION THE SALE OF ITS PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT THE PERSONAL PROPERTY LISTED IN SCHEDULES A AND B ATTACHED HERETO AND MADE A PART OF THIS RESOLUTION, ARE HEREBY AUTHORIZED TO BE SOLD IN ACCORDANCE WITH THE FOLLOWING:

1. THE PERSONAL PROPERTY IDENTIFIED IN SCHEDULE A SHALL BE SOLD BY PUBLIC AUCTION METHOD AT A PUBLIC SALE TO BE HELD ON NOVEMBER 1, 2008, AT 10:00 A.M. AT THE PUBLIC WORKS GARAGE, SITUATED BEHIND THE PEMBERTON TOWNSHIP MUNICIPAL BUILDING, LOCATED AT 500 PEMBERTON-BROWNS MILLS ROAD, NEW LISBON, NEW JERSEY.
2. THE PERSONAL PROPERTY SET FORTH IN SCHEDULE B SHALL BE SOLD BY THE SEALED BID METHOD WITH SAID BIDS BEING RECEIVED ON OCTOBER 30, 2008, AT OR BEFORE 10:00 A.M. IN THE OFFICE OF THE TOWNSHIP CLERK IN ACCORDANCE WITH SEALED BID PROCEDURES ADOPTED BY THE TOWNSHIP CLERK.
3. ANY PERSONS WHO DESIRE TO INSPECT THE PERSONAL PROPERTY SET FORTH ON SCHEDULE A ARE INVITED TO ARRIVE AT THE PUBLIC WORKS GARAGE NO EARLIER THAN 9:00 A.M. ON THE DATE OF THE AUCTION FOR PURPOSES OF SAID INSPECTION.
4. ANY PERSONS WHO DESIRE TO INSPECT THE PERSONAL PROPERTY SET FORTH ON SCHEDULE B SHALL CONTACT THE SUPERINTENDENT OF PUBLIC WORKS PRIOR TO THE DATE SCHEDULED FOR THE RECEIPT OF SEALED BIDS FOR PURPOSE OF SCHEDULING AN INSPECTION.
5. NOTICE OF THIS PUBLIC SALE SHALL BE PUBLISHED IN THE BURLINGTON COUNTY TIMES.
6. THE TOWNSHIP BUSINESS ADMINISTRATOR OR HIS DESIGNEE ARE HEREBY AUTHORIZED TO CONDUCT THE PUBLIC SALE PROVIDED FOR IN THIS RESOLUTION.
7. THE TOWNSHIP BUSINESS ADMINISTRATOR SHALL HAVE THE RIGHT TO REJECT ANY AND ALL BIDS IF THE TOWNSHIP BUSINESS ADMINISTRATOR DETERMINES THAT SUCH REJECTION IS IN THE PUBLIC INTEREST.

2008 AUCTION LIST Schedule A

	QTY.	YEAR-MAKE	DESCRIPTION	SERIAL #	MINIMUM BID REQUIRED
1	1	Lawn Chief	push mower	1e068b20585	
2		Lawn Chief	push mower	1a129b20431	
3	1	Murray	push mower	7427827094r00228	
4	1	Lawn Chief	push mower	11060k80192	
5	1	Lawn Chief	push mower	1e058b20433	
6	1	Scott	push mower	74287077q5x90096	
7	1	Sanitaire	vacuum	0425033048	
8	1	Sanitaire	vacuum	904080619	
9	1	Sanitaire	vacuum	9946118172	
10	1	Sanitaire	vacuum	0410010638	
11	1		4 drawer file cabinet black		
12		Blank			
13	1		clock		
14	1		movie projector	rt48616	
15	1		hoffman circuit box	a16n12alp	

16	1		4 drawer file cabinet black		
17	1		4 drawer file cabinet black	pt03649	
18	1		4 drawer file cabinet black		
19	1		4 drawer file cabinet black		
20	1		4 drawer file cabinet black	pt03554	
21	1		3 drawer file cabinet tan	pt01365	
22	1		4 drawer file cabinet gray		
23	1		desk black		
24	1		desk black		
25	1		wall desk cabinet		
26	1		wall desk cabinet		
27	1		wall desk cabinet		
28	4	-	rolling side table	-	-
29	1		desk shelf		
30	3		corner desk wood grain		
31	1		desk black/wood		
32	1		cork board		
33	3		under desk keyboard slide		
34	1		3 drawer file cabinet tan		
35	1		rolling file cabinet black		
36	1		locker gray		
37	1		bookshelf wood grain		
38	1		desk black		
39	1		3 drawer file cabinet tan	pt01473	
40	1		bookshelf tan		
41	1		chair orange	pt01456	
42	1		4 drawer file cabinet		
43	1		2 drawer rolling file cabinet		
44	1		3 drawer metal desk tan	pt07202	
45	1		4 drawer file cabinet tan		
46	1		chair orange		
47	1		exercise bike black		
48	1		exercise bike white		
49	1		chair orange		
50	1	DP Iron Horse	exercise machine		
51	1		exercise machine		
52	1		tread mill		
53	1		2 drawer wood desk		
54	1		book shelf tan		
55	1		wooden desk		
56	1		desk shelf		
57	1	Yard Machine	push mower	1c201c72214	
58	1	Gateway	monitor	mu17026c0461508	
59	1	Acer	monitor	acer es7010200421150018b	
60	1	Hewlett p	fax machine	my11df30ty	
61	1		table top organizer (metal)		
62	1	Dell	monitor	my09wp4663216m80tn	
63	1	Dell	computer	fdzpro1	
64	1	Dell	computer	8pzpro1	
65	1	Dell	computer	4pzpro1	
66	1set		speakers	cn06941v477v11546110	
67	1 pr.	Harmon K	speakers	cn06941v4778115u6062	
68	1 pr.	Harmon k	speakers	cn06941v4778115u0176	
69	2		computer mouse	97599	
70	1	Gateway	computer w/monitor	00050	
71	1	Acer	monitor	al1711	
72	1	Gateway	laptop	0010283466	
73	1	Gateway	monitor	pmv1448n1	
74	1	ATT	speaker phone	h107te	
75	1	Panasonic	telephone	kxt3150	
76	1	Motorola	telephone	t11380ae	
77	1	Motorola	telephone	t1380ae	
78	1	Panasonic	portable date terminal	55499	
79	1	Acer	monitor	es71102018252000doed02	
80	7		keyboards		
81	1		docking station		
82	1	Smile	monitor	201491	
83	1		desktop space saver		
84	1	Compac	monitor	929cd61sm005	
85	1	Compac	monitor	903bf28dr077	

86	1	Nec	monitor	6043co1937	
87	1	Lexmark	printer	1804966	
88	2	Dell	monitors	8040984 and my095wup466321678361	
89	1	Dell	monitor	myo95wup4663216m80sr	
90	1	Gateway	keyboard w/mouse	ho35523	
91		BLANK			
92	2	ATT	cordless telephone	2701003001194001	
93	3		ink jet toner cartridge	03A	
94	1	Boston	(2) speakers w/subwoofer	0464256	
95	1	Epson	printer	3fx0015629	
96	1	Swintec	typewriter	7000	
97	2 bxs		desk trays		
98	1	Swintec	calculator	0520928	
99	1	H.P. Scanjet	tma negative scanner	cm31b133ks	
100	1	Olympia	typewriter	ew1000	
101		BLANK			
102	1	Epson	printer	fbly945535	
103	1	Electr Par	power module		
104	1		desk - gray		
105	1	Acer	monitor	es71102018	
106	1	Sharp	fax machine w/toner	78113020	
107	1	Hoover	vacuum		
108	1	Hoover	vacuum		
109	1	Sanitaire	vacuum		
110	1	Panasonic	transcriber		
111	1	VSC	transcriber		
112	1	Sharp	calculator		
113	1	Sharp	calculator		
114	1	Canon	calculator		
115	1	Sony	transcriber		
116	1	Harris	recorder		
117	1	Sony	transcriber		
118	1	Panasonic	telephone		
119	1	AT&T	telephone		
120	1	Bell Atlantic	telephone		
121	1	Micro comp	system sweeper		
122	1	Polaroid	camera		
123	1	Gateway	tower		
124	1	Office Connect	Hub TP1200		
125	1	Office Connect	Hub TP 1200		
126	1	Gateway	Monitor		
127	1	Gateway	keyboard		
128	1	Acer	keyboard		
129	1	Burroughs	keyboard		
130	1	Gateway	keyboard		
131	1	Gateway	tower		
132	1	Honeywell	air filter		
133	1	H.P.	printer		
134	1	Olympia	typewriter		
135	1	Micro	universal		
136	1	Micro	universal		
137	1	Gateway	tower		
138	1	Dell	tower		
139	1	Texas Instruments	coper		
140	1	GBL	shred master		
141	1	Compaq	monitor		
142	1	ACER	monitor		
143	1	Xerox	copier		
144	1	Hp	printer		
145	1	Logitech	keyboard		
146	1	Dell	monitor		
147	1	Acer	monitor		
148	1	Canon	printer		
149	1	Gateway	keyboard		
150	1	Gateway	tower		
151	1	Hp	printer		
152	1	Box	computer speakers		
153	1	Gateway	monitor		

154	1		2 drawer file cabinet		
155	1		2 drawer file cabinet		
156	1		file cabinet		
157	1	Canon	printer		
158	1	Compaq	keyboard		
159	1	Micro universal	computer power controller		
160	1	Hp	printer		
161	1	Dell	tower		
162	1	Dell	tower		
163	1	Dell	tower		
164	1	Dell	tower		
165	1	Packard Bell	tower		
166	1	Sharp	fax machine		
167	1	Gateway	tower		
168	1	Compaq	Prosignia server		
169	1	Compaq	monitor		
170	1	Dell	tower		
171	1	Acer	monitor		
172	1	Gateway	monitor		
173	1	Gateway	tower		
174	1	Compaq	tower		
175	1	Hp	printer		
176	1	Dell	monitor		
177	1		book shelf/cart		

ITEM #	QTY.	YEAR	MAKE	MODEL	SERIAL NUMBER
1	1	1983	CHEVY	DARE CAMARO	1G1AP87H5DN144025
2	1	1989	FORD	BUCKET TRUCK	1FDKF37MILNA54041
3	1	1990	BANDIT	CHIPPER	BRU376390
4	1	1990	CHEVY	DARE CAPRICE	1G1BL5378MR148574
5	1	1978	MASSEY FERGUSON	TRACTOR W/SIDE MOWER	9A289278
6	1	1984	CATERPILLAR	ROAD GRADER	61M10851

SCHEDULE B
CATEGORY:1

QTY.	YEAR	MAKE	MODEL	SERIAL NUMBER
1	1979	INTERNATIONAL	VAC-ALL	D1032JCA21114
1	1984	FORD	B700 BUS	1FDNJ74NOEVA01608
1	1986	FORD	AMBULANCE	1FDKE30LXHHA26314
1	1989	FORD	BRONCO	1FMCU14T3KUC52862
1	1992	FORD	CROWN VIC	2FACP72W3NX234988
1	1992	FORD	AERO STAR VAN	1FTDA34U8NZA43212
1	1993	FORD	DUMP	1FDYK84E7PVA23804
1	1993	JEEP	CHEROKEE	WRECKED
1	1993	CHEVY	BLAZER	1GNDT13W5P2209383
1	1993	JEEP	CHEROKEE	1J4FJ28SOPL645159
1	1993	JEEP	CHEROKEE	IJ4FJ68SXPL645127
1	1993	FORD	F150 PICK UP	1FTEF15N8RNA78783
1	1994	FORD	CROWN VIC	2FALP71WXR198854
1	1994	FORD	CROWN VIC	2FALP71W6RX198866
1	1997	FORD	CROWN VIC	2FALP71W9VX208171
1	1998	FORD	CROWN VIC	2FAFP71W3WX191818
1	1998	FORD	CROWN VIC	2FAFP71WXWX191816
1	1998	FORD	EXPEDITION	1FMRU18W6WLC36603
1	2000	FORD	CROWN VIC	2FAFP71W71X187134
1	2004	FORD	CROWN VIC	2FAFP71W04X105927
1	2004	FORD	CROWN VIC	2FAFP71W54X169509
QTY.	YEAR	MAKE	DESCRIPTION	
2		MEYERS	9' SNOW PLOW	
4		GOODROADS	10' HIGHWAY PLOWS	
4		SWENSON	STEEL V-BOX SANDERS	
4		SWENSON	TAIL GATE SPREADERS	
1		FORD	8' TRUCK BED	
3			STORM DRAIN GRATES	

RESOLUTION NO. 221-2008

WHEREAS, PEMBERTON TOWNSHIP MUNICIPAL ALLIANCE HAS BEEN ORGANIZED TO PROVIDE PROGRAMS TO ENCOURAGE DEVELOPMENT WITHOUT DRUGS BY VIRTUE OF CARE, EDUCATION AND VIGILANCE; AND WHEREAS, THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE IS A POTENTIAL SOURCE OF FINANCIAL SUPPORT AND THE PEMBERTON TOWNSHIP MUNICIPAL ALLIANCE HAS APPLIED TO RECEIVE A SHARE OF THIS FUND FOR LOCAL PURPOSES.

11. NEW BUSINESS

***d.** Applications submitted for memberships, licenses, permits:

***1. Loud Speaker Permit Application: Robert Kinslow:** 1. Wrestling organization fund raiser with DJ at Dominique Johnson Center, 11/1/08, from 7PM-10PM. 2. Karen Hopkins: Birthday party with sound system at BMIA, 10/19/08, from 2PM-6PM.

***12.** Approval by Council required for payment of vouchers on bill list dated **10/10/08**.

Mr. Cartier requested the special meeting minutes from September 29, 2008 be pulled from the agenda. Mr. Prickett asked for the Cherry Finish Bookcase and Storage File Cabinet, PO# 20080607 for \$742.00 and \$594.50 on page 17 of the bill list be pulled as well as Resolution No. 219-2008 which authorizes the renewal of the plenary retail consumption license for the Country House. Mrs. Stinney noted for the record that she would like to abstain off of 1 of 19, invoice number 169441. Mr. Cartier asked to pull under New Business the #2, special use permit American Cancer Society. Mrs. Scull informed she would like to abstain on page 1 of 19, under General Administration, bill #169441. Mrs. Stinney asked Mr. Cartier if it is the same with him. Mr. Cartier replied no. Mr. Cartier asked Mr. Prickett to clarify what he had requested to be pulled from the bill list. Mr. Prickett advised Mr. Cartier what he had requested to be pulled.

Motion by Cartier and Prickett to approve the Consent Agenda as amended. Cartier, yes; Prickett, yes; Scull, yes; Inge, yes; Stinney, yes. Motion carried.

SEPTEMBER 29, 2008 SPECIAL MEETING MINUTES PULLED FROM THE CONSENT AGENDA:

Mrs. Stinney asked Mr. Cartier to comment on his request to pull the Special Meeting Minutes from September 29, 2008. Mr. Cartier advised he would like a separate vote as he was not in attendance at that meeting.

Motion by Scull and Prickett to approve the Special Meeting Minutes from September 29, 2008. Scull, yes; Prickett, yes; Cartier, abstain; Inge, yes; Stinney, yes. Motion carried.

10. ORDINANCES FOR SECOND READING, PUBLIC HEARING AND/OR FINAL ADOPTION

a. ORDINANCE NO. 18-2008 (PUBLIC HEARING HELD 8/20/08-FINAL ADOPTION TABLED) TITLE READ BY MRS. STINNEY.

BOND ORDINANCE OF THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,525.00 AND AUTHORIZING THE ISSUANCE OF \$1,525.00 BONDS OR NOTES FOR THE PURPOSE OF ACQUIRING A RADIO READ METER SYSTEM

Mayor Patriarca advised that Administration is requesting this be tabled until another meeting as they are still awaiting a report from the Water Department that is working with the Engineering Department to put a report together.

Motion by Prickett to adopt Ordinance No. 18-2008.

Motion by Scull to table Ordinance No. 18-2008.

Mr. Prickett advised there is a motion on the floor.

Mr. Inge seconded Mr. Prickett's motion.

Mrs. Scull and Mr. Cartier start to speak that a motion to table.....Mr. Bayer interjected that a motion to table.....Mr. Prickett interjected the motion was not made by a Council member; it was made by the Mayor. Mrs. Scull clarified that she made the motion. Mayor Patriarca asked if Mr. Prickett still wanted the report. Mr. Prickett confirmed he does along with the other reports he requested. Mrs. Stinney spoke of the motion by Mrs. Scull and asked if there was a second on the table. Mr. Inge informed he made a second on the motion to approve. Mr. Bayer explained that under law, the motion to table trumps other motions. If there is a second that would need to be heard before the ordinance itself. Mrs. Stinney clarified the table is first. Mr. Bayer agreed but added only if there is a second. Mrs. Stinney asked if there was a second on the table. Mr. Cartier asked when the report will be ready and added that Council has been waiting a month for the report. Mayor Patriarca replied that he is working with the department of engineering and that department is going to put a proposal together for that report. The engineers have done this type of work in other towns and are going to make a recommendation to provide them with a report but to do that it would incur a cost. Mr. Cartier stated Council will not get any answers to Mr. Prickett's questions until they hear that and in essence this ordinance should be tabled indefinitely and bring it back next year because they are not going to have anything before the end of the year.....Mrs. Stinney interjected that Mr. Cartier is right and.....Mr. Prickett interjected questioning why Council doesn't just defeat it instead of tabling it; to just end it and have it come back some other time. Mr. Cartier commented it has to be heard by the end of the year and asked if that were correct. Mr. Prickett replied yes and added that he wants to end it. Mr. Bayer responded that if it is not voted on by the end of the year, it will die. Mr. Inge asked why Council doesn't just make a motion.....Mr. Prickett interjected to remind that there needs to be four votes for this to take place. Mrs. Stinney confirmed and added for the record it takes four to pass this bond. Mrs. Stinney stated Mr. Prickett is waiting for his answers. Mr. Prickett added that his questions are certainly important and a number of people from the community has asked questions and their questions have not been answered yet. Mr. Prickett remarked that he had a call from a man today that had questions and he couldn't answer his questions because he didn't have the answers. Mrs. Stinney reiterated that Council is waiting for the questions to be answered. Mr. Prickett expressed that Council should end this and if Administration wants to bring this out again next year, that's fine. Mrs. Stinney indicated there is a motion on the floor to table and asked if that has been seconded. Mrs. Scull replied no. Mr. Bayer advised there are a first and a second on the ordinance itself. Mrs. Stinney remarked that Mr. Prickett has the first and Mr. Inge has the second on the ordinance itself. Mr. Bayer added now there would be discussion or a vote. Mr. Prickett conveyed that as he has heard here tonight and this has been going on for quite a while and the questions have been asked and the questions need to be answered. Just to continue this at this point is just going to continue to stress some of the people in the community like the person that called him today about their water bill. Mrs. Scull commented that she is very disappointed because they have already spent money to have an ordinance drawn up. This was discussed at budget hearings and she found papers in her desk the other day that talked quite a bit about what this was all about. Mrs. Scull agreed that there are problems that this system would correct if it is put in place. She would not feel the way she did had this been defeated when it was brought up at budget hearings because it seems to her that they spent an awful lot of money in having Ray Williams go through all the time and effort to put everything together

and the attorneys and it was a waste of money so far. She expressed they have wasted money and this decision should have been made months ago. Mrs. Stinney thanked Mrs. Scull and asked Council for any other comments. Mr. Inge relayed that on September 17th, Council President Diane Stinney stated to a resident, George Petronis, that before this matter comes back up for a vote the information would be placed on the Township's website. Mr. Inge informed that he has been checking everyday on the website, and he has not seen any information posted yet. If it is going to take Administration longer to find out the cost and the answers to the questions that Mr. Prickett asked, then he doesn't think they really researched this in the very beginning. If they had researched this in the very beginning, they wouldn't have to be looking for the answers to the questions because they would already have them. Mr. Inge noted it doesn't take three months to get answers to questions especially when spending this type of money. Mr. Inge suggested that if they want the ordinance to be brought back up, do it with the new budget hearings when they know how much more money the state is going to take away from them next year. Mr. Inge expressed not seeing Council go any further. He noted they keep going on and it is still going to cost money. Mr. Cartier informed his comments have been made already. Mrs. Stinney commented that she is very sad that these residents; many of them it was a disgrace to have a budget and have a few people to come out and not make comment and discussion and those sorts of things. Mrs. Stinney thanked Mr. Prickett for bringing many of the questions forward that the residents have come to him and asked him and he has asked of Administration. Mrs. Stinney thanked Administration for taking the time and having the water department so politely get those questions answered. Mrs. Stinney stated it really saddens her and suggested that perhaps with this lesson to be learned that we will have more out during public hearing during the budget time. Mrs. Stinney thanked everyone for having input and asked for a roll call. Mrs. Young clarified that the last motion that stands is to adopt. Mr. Bayer confirmed, noting that the motion to table had died.

Prickett, no; Inge, no; Scull, no; Cartier, no; Stinney, no. Motion carried.
(REFERENCE NOTE: ORDINANCE 18-2008 WAS DEFEATED)

- b. ORDINANCE NO. 19-2008 (PUBLIC HEARING REQUIRED) TITLE READ BY MRS. STINNEY. AN ORDINANCE AMENDING ORDINANCE NO. 1-2004, AS SUBSEQUENTLY AMENDED, RELATING TO WAGES AND SALARIES WITHIN THE TOWNSHIP OF PEMBERTON

Mrs. Stinney opened the meeting to the public for public comments. There being no members of the public wishing to comment, Mrs. Stinney closed the meeting to public comments.

Motion by Cartier and Prickett to adopt Ordinance No. 19-2008. Cartier, yes; Prickett, yes; Scull, abstain; Inge, yes; Stinney, yes. Motion carried.

11. NEW BUSINESS

- a. Request from Public Works to expend funds in excess of \$2,000.00 for pump maintenance and testing to NFPA specifications for six fire trucks #1812, #1831, #1841, #1847, #1852 and #1856, by Fire Apparatus, in the total amount of \$2,400.00.

Mr. Prickett commented that this happens on a yearly basis to have the pumps tested and this is important to have done and to appropriate this money.

Motion by Prickett and Scull to approve the request from Public Works to expend \$2,400 to test the six fire trucks. Prickett, yes; Scull, yes; Cartier, yes; Inge, yes; Stinney, yes. Motion carried.

- b. Discussion regarding possible resolution authorizing staff from Pemberton Borough to serve in connection with construction or sub-code conflicts.

Mr. Cartier commented that he would like to hear from Mr. Bayer as to where Council stands on this as this was approved earlier. Mr. Bayer informed that the Borough's attorney is stating that this does not have to be done by contract but that each town could assign staff and asked Mr. Vaz if that is what they stated. Mr. Bayer continued that he is not sure why the Borough is adverse to signing an agreement but if the result is accomplished and each side is happy with that result and that is conflict services are provided that would be amendable from a legal perspective. He would prefer the agreement which is why it was recommended but at the end of the day, and asked Mr. Vaz how the Borough is proposing those services will be paid for. Mr. Vaz advised they would be on a voucher and added that he is going to reach out to Manchester Township. They might be a little more sophisticated in the area of inter-local service agreements and doing things the way Pemberton Township is accustomed to doing it. Mr. Prickett asked about Southampton also. Mr. Vaz indicated he can reach out to them as well. Mr. Bayer commented it is certainly legally cleaner and doesn't think it is fatal not to have it but this way the rights and responsibilities are clearly set forth in the agreement so there is no question should something happen. Mr. Cartier commented that they should investigate other townships. Mr. Prickett added Eastampton and Springfield as well. Mr. Cartier added Woodland. Mr. Bayer commented to look at every town in Burlington County. Mayor Patriarca noted there are forty towns they can start with and will have them employed by this time next year. Mrs. Stinney commented the Business Administrator will get back to Council.

- c. Authorization requested for Clerk's office to solicit RFPs for Reorganization Professionals Appointments.

Motion by Cartier and Prickett to authorize the Clerk's office to solicit RFPs for Reorganization Professionals Appointments. Cartier, yes; Prickett, yes; Scull, yes; Inge, yes; Stinney, yes. Motion carried.

ITEMS PULLED FROM THE CONSENT AGENDA:

- *d. Applications submitted for memberships, licenses, permits:

- *2. **Special Use Permit: American Cancer Society:** Walkathon at Rails-to-Trails and use of Train Station facility, 10/25/07, starts 10AM.

Mr. Cartier explained that he requested item #2 from Applications submitted for memberships, licenses and permits are pulled from the Consent Agenda for a special use permit for the American Cancer Society. Mr. Cartier noted the Mayor raised a good point in that the Township has a lease with the Historic Trust for the train facility and he does not believe the Township has the lawful right to negotiate with another entity for the use of that building. Mrs. Scull asked if they are using the building or the trail. Mr. Cartier replied train station facility. Mr. Prickett pointed out that this is not the first year this has taken place. Mr. Cartier acknowledged it may not be the first year but it doesn't necessarily mean it was right in the past for them to enter into an agreement with these people. The Mayor advised that Administration would recommend Council grant the use of the trail to the organization and perhaps Administration can put a request to the Historic Trust

to see if they can man it that day to have it open because there may be plenty of visitors for them that day and that would probably solve that. The Mayor added that he does not believe it should be added into the agenda as an approval to something that they are selling the place twice. Mr. Cartier commented that is basically what he said; they lease to the Historic Trust and they don't have the right to lease it to another entity. Mayor Patriarca added that they can't give it away twice. Mrs. Scull remarked that in the past the Historic Trust has worked because it does benefit them to have the station open so they can use the restrooms and she is sure they have probably already contacted them to make sure that happens. The Mayor reflected that if no one shows up that day, they certainly don't need the American Cancer Society coming back saying, "you told us we could use it and no one was there" or call up in the middle of the afternoon and want Public Works to open it up because they are having a walk. It is cleaner if it's not in there. Mr. Prickett commented if it is just left with the rails for trails, it shouldn't be a problem. Mr. Cartier advised that is what the recommendation is; to take out the facility and leave it for rails to trails. Mr. Prickett was sure the Historic Trust will have the facility open anyway. Mr. Prickett commented he doesn't think it is an insurance issue because it is insured through the Township. Mrs. Scull asked to move to strike the use of Train Station facility. Mrs. Young advised that Council can phrase their motion in any fashion.

Motion by Scull and Cartier to approve the Use Permit for the American Cancer Society Walkathon at Rails-to-Trails on 10/25/07 at 10 AM. Scull, yes; Cartier, yes; Inge, yes; Prickett, yes; Stinney, yes. Motion carried.

VOUCHERS PULLED FROM THE BILL LIST OFF CONSENT AGENDA:

Mr. Prickett asked for the Cherry Finish Bookcase and Storage File Cabinet, PO# 20080607 for \$742.00 and \$594.50 on page 17 of the bill list to be pulled. Mr. Prickett reminded that at the last meeting these two pieces of furniture were pulled from the bill list and there was a discussion about it. At the end of the discussion, there was the conclusion that Administration would get back to Council. Mr. Prickett conveyed that he assumed at that time that it would be with a page of information on these two pieces of furniture. Mr. Prickett asked if this was just an accident that this was placed on the bill list or did he miss the information on these two pieces of furniture. Mayor Patriarca replied it was no accident and they have to pay the bill. As stated before at the last meeting, he looked it up on line then and found that the items that they purchased were purchased cheaper than they could buy them off of state contract and the information that they have here indicates that they actually bought them at half price. He explained that they are Haan furniture but they did not purchase them from Haan. They are twice as much from that company and they do have comparable pieces of furniture that are all higher than what they purchased. Mr. Prickett then asked if the bill would have been somewhere around \$2,600 as opposed to \$1,300. Mayor Patriarca responded that the one piece of furniture that was purchased for \$594.00 is sold by Haan for \$1,260 and the other piece that they purchased four of for \$185 and Haan sells for \$739. The Mayor added that the company that they deal with is considerably lower on the state contract than what they could go out and buy this type of furniture any where else. Mr. Prickett asked if there was an agreement at the last meeting that the Mayor was going to provide some additional information or if he misunderstood that. Mayor Patriarca replied he said Administration would look in to it and we have and that's the information they have come up with. The Mayor informed Mr. Prickett that he is welcome to look at the file that reflects the prices. Mr. Prickett informed Mrs. Scull that he is finished. Mrs. Scull confirmed that there were four bookcases because that is one of the things that were asked at the last meeting. Mrs. Scull conveyed that she figured when it was back on the agenda that the Mayor had checked it out or it wouldn't have been put back on there.

Mayor Patriarca informed that he would not have put it on the agenda the first time if he hadn't checked it out. Mrs. Scull stated she realizes that. Mrs. Scull continued that Council just approved a list of items to be sold and there were bookcases on there as well as a desk. Mrs. Scull then asked when they do this, do they have their offices check to see if they need any of those items before they go out to the public. Mayor Patriarca replied absolutely and added that Council has experienced this evening, the furniture that was being used in the Room 9 Conference Room was all acquired furniture and they do that regularly. If something is here and can be used, they will move it from one office to another. But if it's not feasible to do so, the furniture is weak, not put together well and has seen its day, they get rid of it. Mrs. Scull commented that maybe Council could have used some of that in the Council office. Mayor Patriarca replied that some of the items in the Council office have been acquired from other areas. Mrs. Scull expressed she is glad to have her desk back and her chair but just thought there was a request for a desk and it might have worked in there too. Mrs. Scull thanked the Mayor for that information. Mayor Patriarca informed that Council is welcome to come to the auction and if they see something they need for the office, they can pull it off the auction block. Mrs. Scull thanked the Mayor again.

Motion by Prickett and Scull to approve the two items he pulled from the bill list on page 17. Prickett, no; Scull, yes; Cartier, no; Inge, no; Stinney, yes. Motion denied.

Mayor Patriarca advised that eventually they will end up getting sued by the company and it will cost them probably three times as much as the furniture did. Mr. Prickett stated to the Mayor to get Council the information. Mrs. Stinney remarked that they will talk about it after Council comments.

GENERAL PUBLIC COMMENTS:

Mrs. Stinney opened the meeting up to public comments. Mrs. Stinney advised the public that if she did not have the answers to their questions, she would get the answers for them. Those wishing to comment were:

Robert Cushmeyer: 1. Asked the Business Administrator through the Mayor regarding the draft copy or real copy of the new master plan from Ragan Associates and asked if there is any documentation or any discussion that is available to the public. Mayor Patriarca advised that Administration does not have any documents on that yet. He informed that Administration recently met with the Planner and they are hoping to see something soon but they have not received it yet. Mr. Cushmeyer asked if the Planner has given a projected date when he might have something available. The Mayor responded that he thought the Planner advised it would be closer to the end of the year and the draft should be sooner and it's on its way. Mr. Cushmeyer noted the contract is only for one year and it has to be provided by the end of the year. The Mayor confirmed. Mr. Cushmeyer added that it just actually has to be provided and doesn't have to have either gone through the Planning Board or back to whoever gets it by the end of the year; it just has to be provided to the Township. Mayor Patriarca informed that the Planner has to provide it to the Planning Board. Mr. Cushmeyer commented that he has been asking to get a draft copy as soon as he can and Mr. Vaz has been very good about getting things on the Pemberton Township website. Mr. Cushmeyer then asked the Mayor if the draft copy of the master plan could be put on the website so the residents of the Township could see it. He expressed that it is the master plan for the people of the Township and he thinks they deserve to see it as soon as it is available to the town. Mayor Patriarca expressed that with no disrespect to Mr. Cushmeyer but thinks he is at the wrong location and thinks he needs to come to the Planning Board and ask these requests because that is where the master plan will be submitted and that is where he needs to go and make these requests, not at a Council meeting. Mr. Cushmeyer agreed and informed that he plans on doing that once it shows up but he is curious as to where it is in the process now. The Mayor

reiterated to show up at the Planning Board. Mr. Cushmeyer again agreed. **2.** Has had a few people contact him regarding phase III on COAH and the petition that is available to try to get it deferred from December of this year when they have to file for the new COAH restrictions to get it put off for a year. Mr. Cushmeyer advised that he has signed the petition and doesn't know if it is appropriate or proper for him to leave a copy here to make sure maybe someone in the Township could try to pass it around because it could save the Township some aggravation and grief. Mrs. Stinney advised Mr. Cushmeyer to leave it with Mrs. Young. Mrs. Stinney thanked Mr. Cushmeyer. There being no additional members of the public wishing to comment, Mrs. Stinney closed the meeting to public comments.

SOLICITOR'S REPORT:

Andrew Bayer: Mr. Bayer had nothing to report in public session.

ENGINEER'S REPORT:

Representative from ARH Kelly Willis: 1. Reported that there was an issue with Clematis Street and they received prices from the contractor for the 2006 Road Program. After conferring with Administration, apparently there are no funds available now to award a change order. She explained that that is one of the reasons they haven't seen back up documentation on that and it is a closed issue for now. They will have to open it up when funds are available. Mr. Prickett asked if that was the topic discussed at the last meeting; the change order. Ms. Willis replied yes.

MAYOR'S REPORT:

David Patriarca: 1. Announced they conducted the Clean Communities clean up on October 4th in Sunbury Village. He noted they had a light showing and was actually the lightest showing this year. They were still able to accomplish quite a bit of work with the volunteers that came out. The Sunbury Village section, Kinsley, Norcross and Lemmon Avenue were done. During their clean up, they actually picked up about 8 volunteers; kids that all came out and they supplied them with t-shirts and grabbers and they all helped pick up the litter in the neighborhood. **2.** Attended a Country Lakes Homeowners Alliance meeting and met with the residents and discussed concerns regarding the dams and lakes in their area on October 7th. **3.** Went to Camden High on October 8th where there was a public meeting held by the Commissioner of Education. It was put out to discuss the construction projects that were currently on the board that are upcoming but what they soon found out was that it was more of a pep rally for the four projects of Camden and Pemberton's project wasn't even discussed there. Mayor Patriarca noted that their project is underway and they should be seeing some movement on the early childhood center on Arney's Mount Road shortly. **3.** Attended the Fort Dix Gate Ceremony and it was very well attended. The gate was dedicated to Major Dwane Kelly who was also Detective Sergeant from the NJ State Police, and he died in Iraq. The state actually lost two fold; they lost an individual that was in the Guards putting his life on the line for his country and an individual who was a career law enforcement officer that was also putting his life on the line daily when he was at his regular job. They dedicated the Juliustown, Pointville Road Gate to Major Dwane Kelly. **4.** Advised he has a meeting tomorrow with Dam Safety with the Engineers to discuss the Presidential Lakes earthen embankment and to go over some issues concerning that area and hopefully they will get some direction from them that they can bring back to Council at the next meeting. **5.** Reminded that Community Day is Saturday which starts at 11:00 am at the schools off Trenton Road. The Mayor encouraged everyone to attend. **6.** Announced that their fall leaf pick up starts November 1st. They will start going through the areas. The schedule is on the website and if residents can't get to the web, just call them and they'll get the schedule out to them. Mr. Cartier asked Mrs. Stinney and commented that he should have brought this up during the Engineer's report but forgot all about it until the Mayor mentioned dam safety but in regards to the email

Council received today from DEP regarding the Mirror Lake Dam's emergency action plan, he asked where they stand on that. Mr. Cartier recalled Council approved that earlier this year getting that up to date; the EMP for Mirror Lake. Mr. Prickett replied that Council approved the dam to be evaluated because there were some problems with that. Mr. Prickett stated he is not familiar with what he is talking about. Mayor Patriarca relayed that this has been discussed in Administration and what they are intending to do at this point is check with Alaimo Engineering who was the engineering firm that submitted this report and find out where the missing documents are that Dam Safety is requiring. It would be Administration's position that the documents should have been submitted with the original report and now should be submitted with no extra costs. That is the direction Administration intends to take. Mr. Prickett stated he remembers and yes they did.....Mr. Cartier interjected, right and he would have brought this up earlier but he forgot about it. Mrs. Stinney noted their deadline is NovemberMr. Cartier responded that he does not remember the date but it is fast approaching. Mrs. Stinney thanked the Mayor. Mr. Inge indicated that he attended a meeting in Room 10 on October 7th on the Downtown Revitalization Study and he had asked a question regarding Township parking behind the Emergency Squad in Browns Mills and the Mayor made a statement that the Planning Board does not have the authority to give permission to use Township parking and asked the Mayor if that was what he stated. Mayor Patriarca responded that the Planning Board can approve a plan with the inclusion of Township municipal parking, but if the Township doesn't agree to the individuals using that parking prior to then the Planning Board doesn't have the authorization to arbitrarily just dish out all of the municipal parking spaces in the Township that the Township may designate for something else. An individual, the steps that he believes would have to be taken is to make an application to the Council to get approval for the use of those spots and then bring that to the Planning Board with their plans as submission for the application for x amount of parking spots to supplement what they are short on their plan. Mr. Inge commented that on September 17th, Mr. Cartier stated that he is a member of the Planning Board and they gave with an agreement with Dr. Sadiq that they would grant his approvals for his addition with the guidelines that they would use Township parking for employees and doctors for the doctor's office. Mr. Inge did not recall seeing any information in their packet where they went to Council and had approval from Council to use these parking spots. Mayor Patriarca asked Mr. Inge what his point is. Mr. Inge explained his point is that the Mayor stated at a public meeting that it is Council's responsibility to authorize businesses to use Township parking. The Mayor responded that he stands by that. Mr. Inge asked if the Planning Board did something illegal by authorizing Dr. Sadiq to use Township parking. Mayor Patriarca stated Mr. Inge is using the word illegal and he doesn't know if illegal would be the term to use; and asked if the Planning Board could have improperly granted an application to this applicant and answered possibly but he would not know unless he looked at the case and saw what the approvals were for. The Mayor continued that he does not know if that would be illegal and if the Council did not approve that, the Council would be able to say they could not use that spot. Mr. Inge asked the Mayor if he was on the Planning Board at that time. Mayor Patriarca asked what time and what date. Mr. Inge replied when it was approved. The Mayor asked for the date. Mr. Inge answered for Dr. Sadiq. Mr. Cartier interrupted and stated that was prior to this Administration and this Council. Mr. Inge replied yes. Mr. Cartier repeated it was prior to this Administration and this Council. Mr. Inge answered yes it was. The Mayor stated no, he would not have been on the Planning Board. Mr. Prickett stated he was on the Planning Board at that time and what he remembers from that was that it probably was an agreement between Dr. Sadiq and the Planning Board and doesn't know that it could hold any water but it was just an agreement that the employees would park in the municipal lot. Mr. Prickett added that it would be kind of like a gentleman's agreement and it is a good question and the Solicitor at the time, hopefully would have caught it and did whatever needed to be done at

that time if there was something else that needed to be done. Mr. Prickett continued that he thought that application failed and it came back to the Planning Board but he guesses it didn't. It was approved but he thought it came back because of some other changes. Mayor Patriarca indicated that obviously they can see how important parking is and he can refer to that particular application because he gets complaints weekly on that property and the employees are parking now on a public road along side there, Brook Street. The residents on Brook Street are complaining that the employees from the doctor's office are taking up all of the parking on the street. It is a public street and they can't tell them they can't park there but that is why it is important when they review applications in the Township on the Planning Board that the Planning Board takes into consideration the parking needs not only at that time but for the future of that particular property. Mr. Prickett agreed. Mr. Inge remarked that he was just going by the statement that the Mayor had made at that meeting that it is the Council's responsibility to issue the approval for residents or businesses.....Mayor Patriarca asked Mr. Inge if he is saying that the Council doesn't have the authority to deny someone the use of Township parking spots and if he is saying that the Council doesn't have the authority to stop the Planning Board from just giving away all of the parking spots. Mr. Inge replied his question was to the Planner in why he would suggest charging a business if there is already parking available and why it would be a problem to a business not to be able to use that parking. Mayor Patriarca interjected that he is getting on to something totally different now. Mr. Inge continued that he was talking to the Planner and the Mayor was the one that interrupted him talking to the Planner. Mr. Inge stated he was here as a resident having questions about the downtown shopping center. Mayor Patriarca stated to Mr. Inge that he is here as a resident, as a Council person and as a business person and asked him what is he; what hat is he putting on now. Mr. Inge conveyed that when he was sitting in the audience, he was here as a resident. Mayor Patriarca replied that it is Council's authority to decide who parks where in Township parking and that is Council's authority and that is what he said. He noted that when Mr. Inge was discussing to the Planner, he was talking about the Planning Board giving the applicant his application with the use of Township parking in the rear. The Mayor continued that his comment was the Planning Board cannot do that because they do not have authorization to give away Township parking spots. Mrs. Stinney commented to the Mayor that she does not want to cut him off but she does not think this is Council business. The Mayor agreed and stated not at all. Mrs. Stinney continued that it would seem very, very unfair to the other Council members who are not at whatever meeting he was talking about. Mrs. Scull informed she was there. Mr. Inge stated to Mrs. Stinney that she was there. Mrs. Stinney clarified that she said other members and didn't say Diane Stinney. Mr. Inge then asked Mr. Bayer if he can look into this and see if the Planning Board was appropriate by allowing Dr. Sadiq and employees to park in Township parking. Mr. Bayer replied he can do whatever is the Council's pleasure. He would be happy to do it but Mr. Inge would probably need a consensus. Mrs. Scull asked how much it would cost. Mr. Bayer answered he does not know and he has no idea what is involved and this is the first he is hearing about this. Mrs. Stinney asked Mr. Bayer to get back to Council with a price. Mr. Vaz commented that he is forgetting something and that is why he wants to remind him; after that meeting.....Mrs. Stinney interjected that she does not know, she did not stay for the whole meeting and is just trying to figure out what part she came in on noting she was in and out. Mr. Vaz continued that the issue of the parking so the public is aware and they are not talking about businesses having their employees and patrons just go park at the municipal parking lot and it is a public parking lot and that is not the issue. Mr. Vaz explained the issue is that there is a requirement in the Land Use Ordinance that a business has to have x number of parking spaces and that they can use available spaces in the municipal parking lot towards that requirement. Mr. Vaz wanted to clarify that first and continued that after that meeting, the Downtown Browns Mills Revitalization meeting and Mrs. Stinney will remember this; she

came to him and asked him to discuss this with the Planner. He explained that was because Mr. Ragan was the one that Mr. Inge was initially having the dialogue with and Mr. Ragan had stated that from the perspective of planning a downtown area, you don't want to see cars parked in front of the business like they are now. He noted that the better solution is to have parking in the rear so people can go park and walk. Mr. Vaz explained that Mr. Ragan also liked the idea that it is a good idea to use municipal parking towards those requirements to encourage business. He advised that Mrs. Stinney, the Mayor and he had a brief discussion and he got on the phone with Mike Wisnewski in particular from Ragan's office and this was actually done in another town by ordinance. It is changing the Land Use Ordinance and Mr. Wisnewski was going to get the ordinance for Administration so it can be presented to Council to look at and see how to go about using it in Browns Mills as a way to attract business and use the limited space that they all know is down there to it's best maximum use. Mrs. Stinney indicated she will try to get to the next meeting and reiterated that she was in and out during this one due to her busy schedule.

COUNCIL MEMBER COMMENTS:

Ken Cartier: 1. Asked where they stand with the RFP review. He expected to see it on tonight's agenda. Mrs. Stinney answered that is under her comments. Mr. Cartier apologized. Mrs. Stinney explained she has asked Mrs. Young to contact Mr. Prickett and Mrs. Scull and set up times. Mrs. Young checked into the times of the Review Committee meeting and also Mrs. Brown who advised that Mr. Prickett was not available to meeting on October 3rd or 9th for which he originally tried to set up a meeting and gave a date of October 8th which was not included in the set of requested dates. Ms. Brown emailed Mr. Prickett on October 3rd and she also bumped into him on October 8th asking him for a response to the dates and she has not yet heard back from them. Mrs. Stinney asked Mrs. Scull how they were doing. Mrs. Scull replied the last she emailed back she was waiting to hear from the Mayor and Mrs. Young as to when Mr. Prickett can meet with them. Mrs. Stinney asked Mr. Prickett if he had any time. Mr. Prickett answered he will discuss this during his comments. Mrs. Stinney stated Mr. Prickett will discuss it during his comments but what they need to do is, he accepted to serve on a committee and.....Mr. Prickett interjected that he does not need a lecture on it and he will certainly come up with dates.....Mrs. Stinney interjected that she is not trying to lecture him but rather they are trying to get a job done and he made a statement about a month ago that there is poor planning and they prolong and they are just trying to get something done. Mr. Inge asked Mrs. Stinney if it is her Council comments now. Mrs. Stinney replied no, but it is not Mr. Inge's. Mr. Cartier stated Mrs. Stinney is answering his question. Mrs. Stinney reiterated she is answering Mr. Ken Cartier and out of due respect, please respect the chair. Mrs. Stinney commented that she is sure Mr. Prickett will say what he needs to say under his comments. Mr. Prickett replied he will. Mrs. Stinney thanked Mr. Prickett. **2.** He noted that it is nice to see the scattering of the public out here again this evening and thanked them for coming out. **3.** Announced "Go Phillies" and wished everyone a good night.

Tom Inge: 1. Expressed that the last comments were well rehearsed. He expressed there was a lot of talk before this and they made sure they had their "t's" crossed and their "i's" dotted. Mrs. Stinney asked Mr. Inge if he was speaking to her noting that Mr. Inge probably forgot what she said. Mrs. Stinney reiterated that she stated she asked Mrs. Young to find out about the RFP's and as professional as Mrs. Young is she certainly takes care of checking into the things that Council constantly asks.....Mr. Inge asked if he was finished. Mrs. Stinney replied no, she was just answering him. Mr. Inge stated he was not talking to Mrs. Stinney. Mrs. Stinney asked who he was talking to. Mr. Inge replied he was talking to the residents of the Township and he was not talking to her. Mrs. Stinney replied she

doesn't think the residents can answer him out there. Mr. Inge asked if he said Diane Stinney. Mrs. Stinney replied no, but she chairs the meeting and she doesn't think the public can come forward. Mrs. Stinney noted Mr. Inge needs to have his answers and it was not very rehearsed. She is speaking of Mrs. Young how efficient she is and she is speaking on Mrs. Young's behalf of the information she gave her. Mr. Inge asked if he can continue. Mrs. Stinney replied he sure can. Mr. Inge continued that it just shows what goes on; there is nothing that has changed in this Township. He doesn't see anything changing anytime soon. Mr. Inge stated to the residents that it's a shame but that's just the way it is up here. Mr. Inge indicated that Mrs. Stinney stated it was not rehearsed but the people in the audience can see through that too just as he sees through it. **2.** Thanked everyone for coming out tonight. He thanked the Fire Departments for their open houses and taking the time out from work and going to the schools. They put a lot into the Township and a lot of residents came out Monday night to all of the Fire Departments and showed their support to their Fire Departments. **3.** Hopes everyone has a safe ride home.

Sherry Scull: **1.** Enjoyed stopping at the Country Lakes Fire Department and is very happy to have received her new smoke detector. **2.** Appreciates all of the hard work the Fire Departments do and hopes there are a lot of people that come out for Community Day. **3.** Thanked the Mayor for attending the Hall of Fame induction ceremony last Saturday night where Pemberton Township High School inducted 13 individuals into the hall of fame. Ten graduates of Pemberton High School and two graduates from the old Pemberton High School that were corn huskers; eleven Pemberton High School Hornets. It was a very nice event and it proves there are many individuals in this community that have gone through Pemberton Township Schools, received a great education and continue today to contribute to their country, state and community. One of the individuals she had the pleasure of introducing was Lieutenant Edwin Torres who graduated in the 1980's, who went on to become the lead expert on gangs in New Jersey. He is renowned nationwide as an expert on gang activity; right out of Pemberton High School. Mrs. Scull expressed that she doesn't want to hear that they don't have the quality education here; it's here if they want to get it. **4.** She is looking forward to Saturday, for the International Festival. Their schools have been very hard at work developing their countries. Tomorrow the Senior Citizens are having their international festival and that should be a lot of fun. **5.** She relayed that unfortunately, she has to say that she has to agree with Mr. Inge on one thing; things are not going to change. She expressed that when they have individuals who have no intention of working together to make positive changes for this community, they are not changing. She reflected that they have that problem and it is very frustrating. Mrs. Scull advised that she has dedicated and donated her time for this community for over 25 years and has always said that she doesn't care what it is; she will be there but don't waste her time. Mrs. Scull expressed feeling very strongly that her time is being wasted here; instead of doing things that benefit their community and the public, they are sitting here caught in between bickering of people who want to make the Mayor look bad and who want to make the Council look bad for their own benefit. She noted they are doing a great disservice to their community and she wishes once again that members would work together. She reflected that they complain nobody will work with them but that's not the truth. The truth of the matter is hands have been extended; they have offered to work with individuals since they were elected and they have had backs turned on them and refusal to work with them and they are not benefiting the community. **6.** Thanked everyone for coming out and hoped to see everyone Saturday. Mrs. Stinney thanked Mrs. Scull for her kind comments and thanked her again for mentioning their fine graduates from Pemberton and their International Festival for their seniors.

Richard Prickett: 1. Expressed that he wants to talk a little about the fire prevention open house that the fire companies held last Monday. They were terrific and the dedication of the volunteers and the fire companies was amazing and the responsibilities that they undertake to protect them and help them in those times of needs is just really remarkable. The one example he can think of was with Chief Sean Davis at Browns Mills standing amidst a circle of little kids and talking to them about fire prevention. He noted the Chief was enthused and the kids were even more enthused than he was. It was wonderful. Country Lakes had the same thing. It really is all about the kids getting interested in the Fire Companies and learning about fire prevention and one of the things he asked them was if they are being signed up and getting commitments from them to become volunteers when they get big. Mr. Prickett knows this is going to work out because kids remember those things. 2. Managed to get away last week but did see Mrs. Brown at a key communicators meeting last Wednesday. He advised that she did ask him to contact her and he said he would do that but he was able to take a vacation which is the first time in about three years. He went to Yorktown and enjoyed it and also went to Williamsburg. He informed that what he remembered at Yorktown which he thought was so interesting is when the British surrendered, they either sang a song or they played the song, The World Turned Upside down. He thought it was a pretty song and kind of interesting. Mr. Prickett continued that when he got back from Williamsburg, VA and came into the building to pick up his packet, that indeed a world was turned upside down. Mr. Prickett added that his packet was now found in the Mayor's office and the Mayor is now found in the Clerk's office. Mr. Prickett commented that the world has changed and it is kind of interesting that the Clerk is a Council employee and the Council is now in Administrative offices. Mr. Prickett asked if they should exchange seats; maybe. Mayor Patriarca asked Mr. Prickett if he was in his office. Mr. Prickett replied he was saying the Mayor might want to come over to Council's side. Mayor Patriarca commented that Mr. Prickett stated he was in the Mayor's office and wanted to make sure he wasn't there and if he catches him in his office, they'll talk. Mr. Prickett assured that he doesn't think the Mayor has to worry about that. Mayor Patriarca clarified that Mr. Prickett was in a different room; he wasn't in his office and he wasn't in the Mayor's office. Mr. Prickett reiterated that the world had been turned upside down. 3. Mr. Prickett expressed he hopes Council does see the report on the radio water meters as it is important because of the number of people that have asked for it besides the Council and thinks that is a part of the Faulkner Act that Council can ask for information and they should get it hopefully in a timely manner. 4. Mr. Prickett apologized to Mrs. Young and anyone else if he has in any way slowed down this process and will certainly contact her tomorrow and finalize the dates so they can all meet. He thanked everyone for coming out. He suggested listening to the song, The World Upside Down noting it's probably on the internet somewhere and they might enjoy it. Mrs. Stinney thanked Mr. Prickett for his kind remarks and she might look up the song and try to learn it and sing it. Mr. Prickett commented that Mrs. Stinney has a beautiful voice and he would love to hear it. Mrs. Stinney thanked Mr. Prickett.

Diane Stinney: 1. Announced that Council will volunteer to help serve the seniors tomorrow for the International Festival. She is excited about that and the different dishes they have been asked to bring. The seniors are very, very excited about it as well. She noted that she has not missed one. She advised that the International Festival will be at the Stackhouse School on Saturday and it's always very, very exciting. 2. Reminded everyone about breast cancer awareness month. There are many things going on in their County and there is a walk on the 26th at Cooper River Park in Camden. She suggested going on line and looking up the information and giving an hour towards the walk of a dollar. 3. Thanked their finest, the fire companies for their excellent work in preparing for fire prevention week and for preparing for Monday night when all of the Council members attended. As she promised she would try to set the paces and being the example

that she was starting from Goodwill, Magnolia and Presidential Lakes. It was so exciting in Presidential Lakes; they were showing movies, drawing raffles on smoke detectors and it was really excellent. Then she went to Fort Dix and one of their highlights they had many and many children as Mr. Prickett stated, was the unit from Fort Dix. It was a unit that taught the children how to stop, drop and roll. One of the firemen's sons was there and he asked her to take a trip with him in the unit. She recalled how a four year old was teaching her the proper stop, drop and roll technique. She is proud of these students. She then noted that speaking of shared services, she is speaking to the Mayor and hopes he doesn't mind, but she asked Fort Dix if they would get involved with their International Festival and heard that the Fort Dix unit will come to the International Festival and will share the same experience. Mrs. Stinney spoke with the Chief about that noting it was a positive thing. 4. Commended the Businessman Of The Year, Paetzold Construction. She attended the dinner this past Thursday where the Lion's Club honored Paetzold Construction. It really took her back in history. Mrs. Stinney congratulated them, thanked them; they are residents of the Township, their children and grandkids all graduated here and they are looking at Mrs. Eden, one of their family members as well. Mrs. Stinney conveyed they had many dealings with the Paetzold's father and Mr. George Estelle. The family continues to contribute to Pemberton Township and that is an excellent thing. 5. Thanked everyone for coming out.

Mrs. Stinney then advised the public that Council will be returning to Closed Session. Mrs. Stinney explained that she has recused herself regarding the litigation of Morrison vs. Pemberton Township and will not be participating during that discussion or further discussions on that matter. The consensus of the group to have someone....Mr. Bayer interjected that there needs to be a Council person to chair the executive session. Mr. Prickett suggested Mr. Cartier. Mrs. Stinney asked Mr. Cartier if he will accept. Mr. Cartier accepted. Mr. Bayer advised Council may take formal action after the executive session. Mrs. Stinney thanked the public again for coming out and wished them a blessed evening.

Mrs. Stinney convened the meeting at approximately 8:10 p.m. to go into Closed Session. Mr. Cartier reconvened the meeting at approximately 9:06 p.m. and advised there is no formal action at this time.

The meeting was adjourned at approximately 9:08 p.m.

Respectfully submitted:

Mary Ann Young, MMC
Township Clerk