

TOWNSHIP OF PEMBERTON

REGULAR MEETING

MARCH 3, 2010

6:30 P.M.

1. Council President Scull 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 Andy Bayer, Township Engineer Representative Kelly Willis, Township Clerk Mary Ann Finlay

2. Chairwoman Scull called the meeting to order at 6:30 p.m.
3. Closed Session Res. No. 73 -2010

Council President Scull advised that Resolution No. 73-2010 is not necessary as there is nothing for Closed Session.

Council President Scull recessed the meeting at approximately 6:33 pm for a short break and reconvened the meeting at approximately 7:00 pm.

4. **CLOSED SESSION:**
There was no closed session held at this meeting.

5. Formal action as necessary pursuant to closed session.

Council President Scull advised there will be no formal action necessary.

6. Public comments on consent agenda items only.

Council President Scull opened the meeting to public comments on consent agenda items only.

- *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.**

Those indicating a desire to be heard were: **Steven Skulimoski:** Asked if Resolution No. 76-2010 also increases the threshold. Mr. Bayer and Mrs. Scull advised it does. Mr. Bayer informed the bid threshold amount will change every year.

There being no additional members of the public indicating a desire to be heard, Council President Scull closed the meeting to public comments on Consent Agenda items.

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

***a.** Regular Meeting, February 3, 2010; Regular Meeting, February 17, 2010.

***9. CONSENT AGENDA RESOLUTIONS**

RESOLUTION NO: 74-2010

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON AUTHORIZING THE TOWNSHIP TAX APPEAL/FORECLOSURE ATTORNEY TO INSTITUTE IN REM FORECLOSURE PROCEEDINGS AGAINST CERTAIN PROPERTIES, PURSUANT TO N.J.S.A. 54:5-104.29, ET. SEQ.

WHEREAS, THERE EXISTS IN THE TOWNSHIP OF PEMBERTON CERTAIN TAX LIENS WHICH HAVE BEEN CERTIFIED BY THE TAX COLLECTOR PURSUANT TO N.J.S.A. 54:5-104.29 ET SEQ. AS BEING ELIGIBLE FOR FORECLOSURE; AND

WHEREAS, THE TAX COLLECTOR HAS PROVIDED THE TOWNSHIP COUNCIL WITH A CERTIFIED LIST OF TAX SALE CERTIFICATES HELD BY THE TOWNSHIP OF PEMBERTON WHICH ARE ELIGIBLE FOR SUMMARY PROCEEDINGS, SAID LIST HAVING BEEN PREPARED IN ACCORDANCE WITH N.J.S.A. 50:5-104.35; AND,

WHEREAS, THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON HAS DETERMINED THAT IT IS IN THE BEST INTERESTS OF THE TOWNSHIP OF PEMBERTON TO AUTHORIZE COMMENCEMENT OF *IN REM* TAX FORECLOSURE PROCEEDINGS PURSUANT TO N.J.S.A. 54:5-104.29, ET. SEQ.; AND,

NOW, THEREFORE BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PEMBERTON, BURLINGTON COUNTY AND STATE OF NEW JERSEY, THAT THE TAX SALE CERTIFICATES AS SHOWN ON THE ATTACHED FORECLOSURE LIST NOW HELD BY THE TOWNSHIP OF PEMBERTON BE FORECLOSED BY THE SUMMARY PROCEEDINGS *IN REM*, AND AS DESCRIBED IN N.J.S.A. 54:5-104.29 TO 54:5-104.71 AS AMENDED, AND PURSUANT TO THE RULES OF CIVIL PRACTICE OF THE SUPERIOR COURT OF NEW JERSEY.

CERTIFIED LIST OF PROPERTIES TO BE FORECLOSED

<u>SCH. NO.</u>	<u>CERTIFIC ATE NO.</u>	<u>NAME OF OWNER AS IT APPEARS ON LAST TAX DUPLICATE</u>	<u>DESCRIPTION OF LAND AS IT APPEARS ON TAX DUPLICATE AND IN CERTIFICATE OF TAX SALE</u>	<u>DATE OF TAX SALE</u>	<u>AMOUNT AM'T OF OF SALE TAX LIENS ACCRUING SUB. TO TAX SALE INCL'G INT. 2010 PEN. & COSTS TO 3/31/2010</u>	<u>AMOUNT TO REDEEM AS OF MARCH 31, 2010</u>	<u>DATE OF RECORDING CTF.</u>	<u>INSTRUMENT NO. IN COUNTY CLERK'S OFFICE (OR BOOK & PG.)</u>	
			<u>BLOC</u> <u>LOT</u>						
1	197-44	MARY COPE	492 37-38	12/16/19 44	\$4.88 (8%)	\$2,277.05	\$2,281.93	02/23/2010	MB12179-665
2	373-1970	UNKNOWN	492 35-36	10/31/19 70	\$7.84 (8%)	\$1,755.78	\$1,763.62	11/28/2005	MB10688-243
3	2007-0008	COHEN, EDWIN B&HILDA EST C/O G GALLAGHER	23 43-46	05/22/20 07	\$90.16	\$682.81	\$772.97	06/22/2007	MB11481-125
4	2007-0042	MARY NYE RICHARDSON	150 13-16	05/22/20 07	\$50.61	\$266.97	\$317.58	06/22/2007	MB11481-131
5	2007-0043	M. LAINO C/O HOMESTEAD AT MANSFIELD	150 17-20	05/22/20 07	\$164.68	\$2,605.45	\$2,770.13	06/22/2007	MB11481-134
6	2007-0051	D. QUIGLEY	188 21-24	05/22/20 07	\$164.68	\$4,030.85	\$4,195.53	06/22/2007	MB11481-137
7	2007-0093	HEFT, E&LYMAN, W C/O GARCIA FRANCISCO	282 3-4	05/22/20 07	\$29.22	\$1,877.53	\$1,906.75	06/22/2007	MB11481-140
8	2007-0101	ERIN B. KARSCHNER	319 13	05/22/20 07	\$68.37	\$372.66	\$441.03	06/22/2007	MB11481-143
9	2007-0110	JOHN S. WALL	346 55-56	05/22/20 07	\$18.46	\$137.01	\$155.47	06/22/2007	MB11481-146
10	2007-0111	BROWNS MILLS CO.	346 57	05/22/20 07	\$18.46	\$143.28	\$161.74	06/22/2007	MB11481-149
11	2007-0154	RUTH M. FRANCIS	479 16-17	05/22/20 07	\$18.46	\$3,224.71	\$3,243.17	06/22/2007	MB11481-152
12	2007-0174	MINNIE E. HARRIS C/O JEROME	512 13	05/22/20 07	\$124.18	\$976.14	\$1,002.32	06/22/2007	MB11481-167

RESOLUTION NO. 75-2010

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:

ROBERT MICK, OVERPAYMENT OF WATER BILL, \$234.00, BLOCK 806, LOT 1.01

RESOLUTION NO. 77-2010

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A DRUNK DRIVING ENFORCEMENT FUND GRANT

WHEREAS, THE TOWNSHIP OF PEMBERTON WISHES TO APPLY FOR FUNDING A PROJECT UNDER THE DRUNK DRIVING ENFORCEMENT FUND; AND

WHEREAS, THE TOWNSHIP OF PEMBERTON HAS REVIEWED THE ACCOMPANYING APPLICATION AND HAS APPROVED SAID REQUEST; AND

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY HEREBY AUTHORIZES THE APPLICATION FOR THE DRUNK DRIVING ENFORCEMENT FUND GRANT.

13. NEW BUSINESS

c. Requests from various departments to expend funds in excess of \$2,000.00:

***1. PUBLIC WORKS:** Purchase of Cat 3306 engine assembly for the Township Motor Grader from RJ Performance, in the amount of \$7,950.00.

***14.** Approval by Council required for payment of vouchers on bill list dated 3/1/10.

Mr. Prickett requested to pull Resolution No. 76-2010 and the Imagination Kingdom bill, #200915 for \$96,489.04.

Motion by Cartier and Stinney to add to the bill list through Administration, the Presidential Lakes Firehouse 2008 payment in the amount of \$24,000. Cartier, yes; Stinney, yes;

Mr. Prickett confirmed with Administration that this has already been budgeted and approved.

Prickett, yes; Inge, yes; Scull, yes. Motion carried.

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

ITEMS PULLED FROM THE CONSENT AGENDA:**Resolution No. 76-2010:**

Mr. Prickett expressed that it is important that the public sees where their money is being spent, that the transparency stays in tact and that it's not easier for council to spend funds. He noted that Council could be polled if an urgent issue came up in between meetings. He is opposed to making a change in the agreement with Administration and will not be voting to approve this resolution. Mr. Cartier conveyed that it was determined that polling Council outside of a public forum was not proper.

Motion by Cartier and Stinney to approve Resolution No. 76-2010. Cartier, yes; Stinney, yes; Inge, no; Prickett, no; Scull, yes. Motion carried.

RESOLUTION NO. 76-2010

A RESOLUTION OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, ESTABLISHING A PROCEDURE REQUIRING PRE-APPROVAL OF CERTAIN PURCHASES WHEREAS, THE TOWNSHIP COUNCIL HAS PREVIOUSLY EXPRESSED ITS DESIRE THAT PURCHASES OVER \$2,000 BE APPROVED BY COUNCIL BEFORE A PURCHASE ORDER IS PREPARED AND APPROVED BY THE MAYOR OR BUSINESS ADMINISTRATOR; AND WHEREAS, ADMINISTRATION HAS ATTEMPTED TO HONOR THAT PRACTICE, AT LEAST SINCE 2007; AND WHEREAS, IT IS THE DESIRE OF TOWNSHIP COUNCIL TO EXPRESS THAT PRACTICE IN THE FORM OF A RESOLUTION THAT CONTAINS CLEARLY IDENTIFIABLE THRESHOLDS TIED IN WITH THE LOCAL PUBLIC CONTRACTS LAW AND WHICH PROVIDES FOR EXEMPTIONS. NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY, AS FOLLOWS:

1. EXCEPT AS OTHERWISE PROVIDED BELOW, ANY PURCHASE OF SERVICES OR GOODS THAT ARE 15% OR MORE OF THE BID THRESHOLD ESTABLISHED BY THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-3), AS AMENDED FROM TIME TO TIME BY THE GOVERNOR IN ACCORDANCE WITH N.J.S.A. 40A:11-3(C), MUST BE PRESENTED TO TOWNSHIP COUNCIL FOR APPROVAL BEFORE FUNDS ARE EXPENDED.
2. CERTAIN PURCHASES ARE OF A NATURE THAT TOWNSHIP COUNCIL HEREBY WAIVES THE PRE-APPROVAL REQUIREMENT AS DESCRIBED IN PARAGRAPH NO. 1 ABOVE. THOSE PURCHASES INCLUDE:
 - A. GASOLINE & DIESEL FUELS
 - B. HEATING OIL
 - C. NATURAL GAS
 - D. TELEPHONE SERVICES
 - E. WATER & SEWER SERVICES
 - F. POSTAGE COSTS (CHECK NOT TO EXCEED \$5,000)
 - G. PERMIT FEES
 - H. TIPPING FEES (TRASH DISPOSAL)
 - I. SODIUM CHLORIDE
 - J. SAND FOR MIXING
 - K. NEW JERSEY DIVISION OF MOTOR VEHICLE FEES, PERMITS AND VEHICLE REGISTRATION COSTS (CHECK NOT TO EXCEED \$500).

BE IT FURTHER RESOLVED, THAT A CERTIFIED COPY OF THE WITHIN RESOLUTION BE FORWARDED BY THE TOWNSHIP CLERK TO THE FOLLOWING:

1. BUSINESS ADMINISTRATOR
2. CHIEF FINANCIAL OFFICER

Council President Scull advised Mrs. Finlay that she voted yes on the bill list but abstains for voucher 05-2010-0001-0500-2-04300 for \$100.

Mr. Prickett stated the voucher for Imagination Kingdom, #200915, for \$96,489.04 is part of a \$136,000 contract for the cushioning material on the ground and asked why they are paying two thirds of the bill before the service has been completed. Mayor Patriarca informed this is a partial payment for work that is already done.

Motion by Prickett and Cartier to authorize payment for Imagination Kingdom, #200915 for \$96,489.04. Prickett, yes; Cartier, yes; Inge, yes; Stinney, yes; Scull, yes. Motion carried.

10. ORDINANCES FOR INTRODUCTION

a. ORDINANCE NO. 2-2010 (Title Read By Mrs. Scull)

BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 13-2009 HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP ON MAY 20, 2009 ENTITLED, "BOND ORDINANCE PROVIDING FOR ROAD AND DRAINAGE IMPROVEMENTS, BY AND IN THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$705,450 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$670,178 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF," TO INCREASE THE APPROPRIATION THEREIN BY \$444,000 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$442,704 TO FINANCE PART OF THE ADDITIONAL COSTS THEREOF

Mr. Vaz advised that their bond attorney recommended amending the ordinance and the auditor recommending canceling the Chapter 159 resolution. He explained that under Ordinance 13-2009 which was approved last year addressed the road

program including the Lemmon Avenue project. He noted the intent was for the grant money received was to be used to pay down the debt however the CFO submitted a Chapter 159 for the money which thereby inserted the money into the general fund. He further explained that this ordinance would amend that so that the money received from D.O.T. could be used to pay back the Lemmon Avenue amount and they could do a resolution cancelling the Chapter 159.

Motion by Stinney and Cartier to introduce Ordinance No. 2-2010 with a public hearing on April 21, 2010. Stinney, yes; Cartier, yes; Inge, yes; Prickett, yes; Scull, yes. Motion carried.

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

a. ORDINANCE NO. 1-2010 (Title Read By Mrs. Scull)

AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON ESTABLISHING REGULATIONS FOR FAIR AND SAFE TOWING OPERATIONS IN THE TOWNSHIP

Council President Scull opened the meeting to public comments on Ordinance No. 1-2010. Those indicating a desire to be heard were: **Andy Mull:** Has a business in Browns Mills for 29 years towing trucks. He is one of four towing companies that are currently being used in Pemberton Township. He expressed that the ordinance is a good idea but recommended the following changes:

1. State in the ordinance that towing businesses must be located in the Township with property storage facilities at the towing business. Business must be registered and trucks licensed in the Township.
2. Section 170-9, Item 9, Would like the storage facility business office hours changed to 5:00 p.m. instead of 6:00 p.m.
3. Section 170-14, Item A1, Suggestesd if a vehicle is not picked up after 20 days, it should be auctioned off.
4. Section 170-14, Item B1, He does not agree with requiring businesses to be open on Saturday and Sunday with no charges if the business is not open on Saturday or Sunday. Currently if the customer picks up the release on Friday after they are closed, they don't charge them for the weekend when they pick up on Monday. If the customer does not pick up their release until Monday, they would like to get paid for Sunday.
5. Section 170-18, Item A1. Currently the rates up to medium trucks are \$85.00 for daytime plus \$3.50 per mile. After hours is \$105.00 plus \$3.50 per mile. They would like this to continue.
6. Section 170-18, Item A2. Would like this to be the same as A1.
7. Section 170-18, Item A3. No one in the Township can handle trucks over five tons, buses, tractor trailers and heavy equipment. It is currently contracted out to Hainesport Auto.
8. Section 170-18, Item A4. Would like changed to \$80.00 per hour after the first 30 minutes.
9. Section 170-18, Item D2. Would like changed to \$40.00 per day for up to a 10,000 pound vehicle.
10. Section 170-18, Items E1 and E2. Would like changed to \$75.00 for daytime rate and \$100.00 for nights, weekends and holidays.
11. Section 170-18, Item D4. Would like changed to \$60.00 for storage of a tractor without a trailer as opposed to \$35.00.
12. Section 170-18, Item C1. Opposed to free mileage in the Township.

13. Section 170-6, Item 3. Light duty trucks are not needed. Suggested two medium duty trucks are sufficient.

Mr. Cartier and Mr. Mull discussed the number of towing companies in the Township as well as the number of trucks each tower has. Mr. Mull also suggested a weekly rotation list versus monthly rotation. **Scott Hamilton:** Commented that Mr. Mull's statement regarding rates is the accepted standard for what insurance companies are paying. Mr. Hamilton noted the 10 mile radius and suggested keeping things in the Township. Suggested Council consider gas and fuel prices. Mr. Prickett asked if the 10 mile radius could be changed to a 5 mile radius. **Rachel Dudley:** She is a brand new company and would like a fair shake at towing. She does not have two trucks and suggested requiring only one truck. Ms. Dudley advised that she is not included in the four towers that tow for the Township, and she has a lot being built that could house more than 25 vehicles but is currently held up by the Pinelands. **George Petronis:** Commented that he would like a fair shake for vehicle owners also. Stated the ordinance should be properly defined as it is a contract between the government of this Township and the towing operators to require the vehicle owners to foot the bill for the contract. Mr. Petronis suggested Section 170-14, Item B2, Non-abandoned vehicles be modified giving the vehicle owner the right to inform the Police Officer on the scene that he has already called a towing company. Mr. Inge suggested the Police Officer ask the vehicle operator if they have someone to tow their vehicle. There being no additional members of the public indicating a desire to be heard, Council President Scull closed the meeting to public comments.

Mr. Prickett suggested tabling the ordinance indefinitely until it is adjusted. Mr. Bayer advised these would be substantial changes and suggested reintroducing and re-advertising the ordinance. Council, the Solicitor and Administration discussed bidding, meeting with the towing association and tabling the ordinance. Council President Scull advised there will be no action on Ordinance No. 1-2010 and it will be brought back at a later date with changes.

12. UNFINISHED BUSINESS

- a. Approves PTMUA's award of 2010 professionals' contracts for Attorney, Auditor and Engineer, as to the fees.

Council and Mr. Bayer discussed the statutory reference provided to Council regarding approval of MUA professional fees. Mr. Bayer informed there is nothing in the Municipal Utilities Authority law that requires or allows for local governing bodies to approve MUA contracts, and the MUA is a separate legal entity. Mr. Bayer stated the municipal code is inconsistent with state law.

Motion by Inge and Prickett to approve the PTMUA's award of 2010 professionals' contracts for Attorney, Auditor and Engineer as to the fees. Inge, yes; Prickett, yes; Stinney, yes; Cartier, yes; Scull, yes. Motion carried.

Mr. Bayer informed he will look into amending the MUA ordinance.

13. NEW BUSINESS

- a. Selection of dates for Council budget hearings.

Mayor Patriarca stated the Governor extended the date to the 19th, and he thinks there will be extensions after that. Council agreed to discuss possible budget hearing dates on March 17th.

- b. Review of draft ordinance deleting portion of Chapter 145 entitled Property Maintenance.

Council President Scull advised that 37 individuals had received tickets, with no prior warning, at \$250.00 each for not removing snow and ice in a timely fashion from the sidewalks and businesses in town. Mrs. Scull asked Council to consider removing or amending 145-35. Mrs. Scull would like to see a warning given (ie., door knocker with a 12 hour warning) before a ticket is issued. Mrs. Stinney and Mr. Prickett agreed. Mr. Prickett expressed concern with deleting 145-35 completely as Section B has to do with individuals that are repeat offenders. Mr. Bayer suggested he review the other sections to see how they relate and redraft a more formal ordinance which incorporates the concept of a 12 hour warning before a summons is issued for snow or ice removal.

Council President Scull recessed the meeting for a short break at approximately 8:30 pm and reconvened the meeting at approximately 8:41 pm.

GENERAL PUBLIC COMMENTS:

Council President Scull opened the meeting to public comments. Those indicating a desire to be heard were: **George Petronis:** Asked who has oversight over the MUA. Council President Scull advised that the MUA is responsible to uphold the laws of the state, the MUA Board and the rate holders. Mrs. Scull encouraged Mr. Petronis to attend the MUA meetings on the first Tuesday of each month at the Municipal Building. There being no additional members of the public indicating a desire to be heard, Council President Scull closed the meeting to public comments.

SOLICITOR'S REPORT:

Mr. Andy Bayer: Reminded that at a previous meeting he had reported that the Appellate Court had upheld the Council's ordinance regarding landlord registration; however, Lake Valley has filed an appeal to the NJ Supreme Court. The initial question is if the NJ Supreme Court decides to hear it.

ENGINEER'S REPORT:

Ms. Kelly Willis: Advised they had nothing to report. Mrs. Stinney thanked ARH for their clarification regarding the safety surface at Imagination Kingdom. Mr. Prickett spoke of the DEP notice on the Township's website that indicated there was a violation that took place and asked if the Township will be receiving another violation notice/fine from the DEP as they did with Lake Valley for \$3,500. Mr. Pantalone advised there should not be any additional fines. Mr. Prickett confirmed there is quarterly monitoring done on all of the active wells and asked if there is a yearly report card done for the municipality. Mr. Pantalone advised it is a Consumer Confidence Report issued by regulation by the Township Water Department on an annual basis. Mr. Prickett asked if all of the wells are listed on the report with their evaluations. Mr. Pantalone confirmed all wells within the Township under the Township's permit have to be tested for the various levels and depending on the permit and the schedule pertaining to the permit, the testing could be quarterly, semi annual or annual testing. In the case of radium, particularly at well #11, it is presently a quarterly test. Mr. Pantalone added that the reports are on file at the Township and can be reviewed by the public. Mr.

Prickett referenced an article in the Burlington County Times that commented on the DEP fine that the Council approved payment for at the last meeting. Mr. Prickett stated the fine was for not monitoring and asked if there were contaminates or if it was just that monitoring did not take place. Mr. Prickett read part of the article. Mr. Pantalone explained it was a notification sent out by the DEP regarding the failure to report test results at the particular time. It did not have anything to do with a contaminate in as much as they did not report their findings on the testing at the applicable time, noting that he will clarify that. Mr. Prickett then asked if he knows of any contaminates that were in place with the last report or the final report after this incident. Mr. Pantalone relayed that the only contaminate he is aware of is associated with radium at well #11. Mr. Cartier clarified the fine was for the Lake Valley part of the water system.

MAYOR'S REPORT:

Mayor David A. Patriarca: 1. Received a Transportation and Community Development Incentive Grant through the Delaware River Regional Planning Commission for \$28,400 for their Planners to continue to work on the next phase of the redevelopment zone. 2. Receiving a lot of complaints regarding pot holes in the town. DPW is addressing daily. 3. Noted the importance of spreading the word of the Live Where You Work program. 4. March 9th is the date they are scheduled to be substantially complete on the court room project. Mr. Inge asked the Mayor if Live Where You Work includes Fort Dix and McGuire. The Mayor replied he will confirm that is an option. Mr. Inge stated he received an email from a resident that claims their mail box was purposely knocked down by Public Works. Mayor Patriarca advised that Administration is addressing the issue. Mr. Prickett asked if the Mayor had any update on the possibility of the Cookstown Road closure. The Mayor did not have any updates. Mrs. Stinney spoke of getting their local congressmen involved regarding the closure. 7. Commented on Saturday's open house at Deborah Hospital for their new emergency room. 8. Attended Read Across America at the Crichton School.

COUNCIL MEMBERS' COMMENTS:

Ken Cartier: 1. Asked for an update on rent control. Mr. Bayer informed he would have an ordinance prepared by the next meeting. 2. Wished everyone a safe trip home.

Rick Prickett: 1. Expressed that Deborah Hospital is an important entity in Pemberton Township. Their grand opening of their emergency room was held on Saturday, and on Sunday they provided a presentation at the BMIA on their balance center. It is non-invasive and informed that there are ways to address problems for individuals with "balance" issues. He spoke of balance having to do with visual clues as well as sensory clues from your feet and inner ear. It is usually the inner ear that causes problems of feeling dizzy and sick. The non-invasive methods are basically physical therapy. Mr. Prickett provided a check off list from Deborah for individuals to see if it would benefit them. 2. Spoke of an editorial in the Burlington County Times called "The Grand Plan". It has to do with the Grand Marketplace which is the establishment of an outdoor peddler's market in Willingboro. It helps veterans who are eligible to receive a special vending license that allows them to sell merchandise in the state. He expressed that there are a lot of veterans in Pemberton Township that could avail them of this possibility. He noted that the outdoor market is open on Saturdays and Sundays from April to November. Mr. Prickett suggested seeing something similar at Reflections Park or

the Noteboom area as it is something within their economic scheme. **3.** Thanked everyone for coming out.

Tom Inge: **1.** Noted that he was here on Monday when many business owners were voicing their opinions regarding receiving fines. Mr. Inge suggested making sure that they set their standards so that if there are sidewalks on their property they do get cleaned so the Township will not have a lawsuit against them. He expressed that ultimately the residents end up paying any fines that the Township receives. He relayed that once the ordinance is amended, they won't have the problems like they had this past week. **2.** Thanked everyone for coming out and wished them a safe trip home.

Diane Stinney: **1.** Stated how proud she was at Deborah's ribbon cutting on Saturday for the opening of their emergency room, and expressed that Pemberton Township is a fine place to live and go to school. She noted that Ms. Forman is present tonight and that her son was in a concert during the Christmas holiday and it was touching. She commented on a signing with football player, Cory Reader from Villanova University. She advised that Cory Reader received a full academic scholarship. John Alfred and James Monroe were also present for signing. She expressed that they do a good job in Pemberton Township in their schools, noting that their teachers do a wonderful job in educating their students. Mrs. Stinney thanked the parents of the fine students. She also noted that four of the children also attend her church, the St. Mark's Baptist Church. **2.** Wished everyone a good evening and thanked everyone for coming out tonight. Thanked everyone for their participation in tonight's meeting and wished everyone a blessed and safe trip.

Sherry Scull: **1.** Reported they had the Deborah Heart Challenge and their kids did a great job, noting that lot of the artwork and winners are on display in Deborah's lobby. The artwork is outstanding and is from Burlington County students including Pemberton. She relayed that the same school won again for the Heart Challenge. Pemberton did an outstanding job and it was a proud day for Pemberton that hosts students, parents and staff throughout the county. Many times she heard comments regarding how beautiful our schools are and the wonderful work. Students were there from Beauty and the Beast which will be presented at the high school this month. **2.** Expressed concern regarding the Cookstown Road closure. Deborah's emergency room is depending on the residents coming our way from North Hanover, New Hanover and New Egypt. Their stores such as the Acme and Dollar Store depends on them as well. **3.** Spoke of being challenged last month by a member of the public who stated they talked with an MUA official who told them if they added anymore capacity to the MUA that they would have to go out and buy another farm because they don't have the capacity in order to spread the sludge. Mrs. Scull stated she asked at the MUA meeting if that was true and was told absolutely not. The MUA still has plenty of capacity and room on the farm for more sludge. **4.** Pemberton Township was featured in NJ Monthly magazine listing Pemberton Township as number 94 in the top 100 communities in which to live in New Jersey. She advised they are not surprised by that and have known it for a long time that they are one of the best but to be recognized in the magazine is a shot in all of their arms and they should be very proud. She reported that they are also number 7 out of the top 10 in the state for big towns. She expressed that they are a beautiful community and need to be more proud and should spread the word. It made her feel good to see that somebody else is realizing this. **5.** Spoke of the Live Where You Work program and getting houses sold so that they don't have empty houses. She expressed that

they are facing some hard economic times with the government cutting their funds and taking surplus out of the schools which in the long run impacts negatively the finances of the schools. She is worried with what will happen with the finances of the Township. She questioned what they are going to take and then tell them it won't cost them any jobs or cause the taxes to go up. 6. Thanked everybody for coming out and wished everyone a safe trip home.

The meeting was adjourned at approximately 9:27 p.m.

Respectfully submitted:

Mary Ann Finlay, MMC
Township Clerk