

**TOWNSHIP OF PEMBERTON
REGULAR MEETING
MAY 16, 2012
6:30 P.M.**

FLAG SALUTE

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

ROLL CALL

PRESENT

Diane Stinney
Jason Allen
Ken Cartier
Richard Prickett

ABSENT

Sherry Scull

Also present: Mayor David Patriarca, Township Solicitors Andrew Bayer and Jaclyn Baker of GluckWalrath, Township Engineer Kelly Willis, Township Planner Rick Ragan, and Township Clerk Mary Ann Finlay.

CALL TO ORDER

Council President Cartier called the meeting to order at 6:30 PM.

CLOSED SESSION

Council President Cartier noted there was no closed session tonight and therefore recessed the open meeting at approximately 6:30 PM and reconvened the open meeting at approximately 7:00 PM.

President Cartier advised the public that no formal action was necessary since they did not have closed session.

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.

PUBLIC COMMENTS ON CONSENT AGENDA ITEMS ONLY.

Council President Cartier opened the meeting to the public for comments on the Consent Agenda items. There being no members of the public indicating a desire to comment on the consent agenda, he closed the meeting to public comments.

Mr. Prickett asked to pull New Business item a.1. from the consent agenda. Mrs. Stinney asked to pull Resolution No. 112-2012 from the consent agenda. Mr. Allen asked to pull New Business item no. a. 3. from the consent agenda. Mr. Cartier then asked to have Resolution No. 115-2012 added to the consent agenda. He noted that it was a resolution passed out to Council tonight commemorating Deborah Hospital for 90 years of service in Pemberton Township.

Motion by Prickett and Stinney to add Res. 115-2012 to the consent

agenda. Prickett, yes; Stinney, yes; Allen, yes; Cartier, yes. Motion carried.

CONSENT AGENDA ITEMS:

***MINUTES FILED BY MUNICIPAL CLERK**

Regular Meeting, May 2, 2012.

***CONSENT AGENDA RESOLUTIONS**

RESOLUTION NO. 113-2012

RESOLUTION REDUCING THE BID THRESHOLD FOR PURCHASES WHEREAS, P.L. 2009, C. 166 AND LOCAL FINANCE NOTICE 2011-15 ADVISED CONTRACTING UNITS THAT DID NOT HAVE A QUALIFIED PURCHASING AGENT (QPA) THAT THEIR BID THRESHOLD WAS REDUCED TO \$17,500 PENDING THE CONTRACT UNIT APPOINTING A QPA; AND WHEREAS, IN THE ABSENCE OF HAVING A QPA ON STAFF, PEMBERTON TOWNSHIP MODIFIED ITS BID THRESHOLD ACCORDINGLY; AND WHEREAS, THE DIVISION OF LOCAL GOVERNMENT SERVICES RECENTLY ANNOUNCED ADOPTION OF A NEW RULE, N.J.A.C. 5:34-5.4, THAT ALLOWS MUNICIPALITIES TO TEMPORARILY APPOINT INDIVIDUALS AS QPA PROVIDED THAT THEY ARE QUALIFIED TO SIT FOR THE QPA EXAMINATION, AND WILL COMMIT TO SITTING FOR THE EXAMINATION, ONCE THE DIVISION SCHEDULES THE EXAMINATION; AND WHEREAS, AS A RESULT OF DESIGNATING A TEMPORARY QPA, THE CONTRACTING UNIT'S BID THRESHOLD MAY BE INCREASED TO \$26,000 (THE BID THRESHOLD FOR CONTRACTING UNITS WITHOUT A QPA PRIOR TO JANUARY 1, 2011); AND WHEREAS, THE TOWNSHIP'S FORMER BUSINESS ADMINISTRATOR, CHRISTOPHER J. VAZ, SATISFIED THE CRITERIA FOR SITTING FOR THE QPA EXAMINATION AND WAS APPOINTED TO THE POSITION OF TEMPORARY QUALIFIED PURCHASING AGENT PENDING THE TAKING OF THE EXAMINATION; AND WHEREAS, ON APRIL 23, 2012, CHRISTOPHER J. VAZ RESIGNED AS BUSINESS ADMINISTRATOR AND TERMINATED EMPLOYMENT WITH THE TOWNSHIP OF PEMBERTON RELINQUISHING ANY AND ALL DUTIES HELD TO INCLUDE, BUT NOT LIMITED TO TEMPORARY QUALIFIED PURCHASING AGENT. 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 TOWNSHIP OF PEMBERTON CURRENTLY DOES NOT HAVE A QUALIFIED PURCHASING AGENT ON STAFF THEREFORE, THE BID THRESHOLD SHALL BE MODIFIED FROM \$26,000 TO \$17,500 IN ACCORDANCE WITH PERTINENT STATE LAW AND REGULATIONS AND LFN 2011-27.
2. THAT NOTHING CONTAINED HEREIN SHALL MODIFY THE TOWNSHIP COUNCIL'S PREVIOUS DIRECTION THAT PURCHASES OVER \$2,000 REQUIRE THE PRIOR APPROVAL OF THE GOVERNING BODY.
3. THAT A CERTIFIED COPY OF THIS RESOLUTION SHALL BE FORWARDED TO THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES IN THE DEPARTMENT OF COMMUNITY AFFAIRS.

RESOLUTION NO. 114-2012

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:

SHARON WILLIAMS, \$100.00, REFUND OF RENTAL DEPOSIT ON THE COUNTRY LAKES RECREATION BUILDING.

RESOLUTION NO. 115-2012

WHEREAS, NINETY YEARS AGO NEW YORK CITY PHILANTHROPIST DORA MONNESS SHAPIRO SPEARHEADED THE DEBORAH JEWISH CONSUMPTIVE RELIEF SOCIETY AND PURCHASED NEW JERSEY'S FIRST LICENSED SANATORIUM IN BROWNS MILLS FROM LOCAL PHYSICIAN MARCUS W. NEWCOMB, M.D.; AND

WHEREAS, SHE BEGAN BRINGING TUBERCULOSIS PATIENTS OUT OF THE CITY AND INTO THE COUNTRY FOR TREATMENT AND HEALING. HER COMPASSION AND CARING, AS WELL AS HER FOUNDATION MOTTO "THERE IS NO PRICE ON LIFE" BECAME A LEGENDARY CORNERSTONE OF DEBORAH; AND

WHEREAS, FROM THE 1940'S TO THE 1950'S DEBORAH EVOLVED FROM A TB SANATORIUM TO ONE OF THE NATION'S FIRST CARDIAC CENTERS; AND

WHEREAS, DURING THE LAST NINE DECADES DEBORAH HAS GONE THROUGH MANY CHANGES, AND HAS SEEN ITS SHARE OF HISTORY; AND

WHEREAS, IN THE 1950'S PIONEERING HEART SURGEON DR. CHARLES BAILEY BUILT DEBORAH INTO ONE OF THE COUNTRY'S LARGEST AND MOST INNOVATIVE CARDIAC SURGERY PROGRAMS, WHERE EARLY LIFE-SAVING ADVANCES IN CARDIAC SURGERY WERE QUICKLY FOLLOWED BY THE FIRST HEART CATHETERIZATION IN 1959, THE FIRST PACE MAKER IMPLANTED IN 1961, THE FIRST NUCLEAR STRESS TEST IN 1977, THE FIRST BALLOON ANGIOPLASTY IN 1980, THE FIRST HUMAN VALVE TRANSPLANT IN 1986 AND THE IMPORTANT TRANSFORMATION IN CARDIAC CARE THAT OCCURRED IN THE 1990'S AS RAPID ADVANCES STOKED A REVOLUTION TOWARDS CATHETER-BASED INTERVENTIONS FOR HEART PROCEDURES; AND

WHEREAS, THE TURN OF THE CENTURY HAS CONTINUED TO SEE DEBORAH FORGING AHEAD WITH THE MOST ADVANCED STATE-OF-THE-ART TECHNOLOGIES THAT CONTINUE TO MAKE HEART, LUNG, AND VASCULAR PROCEDURES EASIER AND MORE EFFECTIVE FOR PATIENTS, AND GREATLY EXTENDING PATIENTS' QUALITY OF LIFE.

WHEREAS, OVER THE DECADES DEBORAH HAS WON NEARLY EVERY MAJOR MEDICAL, STATE AND FEDERAL QUALITY RECOGNITION AWARD AND ACHIEVEMENT; AND

WHEREAS, PEMBERTON TOWNSHIP AND ITS RESIDENTS HAVE BEEN HONORED AND PRIVILEGED TO PROVIDE THE HOME FOR DEBORAH AND THE PATIENTS THEY HAVE SERVED NATIONWIDE AND WORLDWIDE.

NOW, THEREFORE BE IT RESOLVED, THAT THE PEMBERTON TOWNSHIP COUNCIL OF BURLINGTON COUNTY, STATE OF NEW JERSEY, HEREBY CONGRATULATES DEBORAH FOR THEIR 90 YEARS OF REMARKABLE ACHIEVEMENTS AND MOST NOTABLY THE LIVES THEY HAVE TOUCHED WITH THEIR HUMANITY AND SUPERIOR MEDICAL CARE.

NEW BUSINESS

***Purchase over \$2,000: Administration Department:** purchase of annual software license for GPS tracking system of township vehicles from WPCS International in the amount of \$7,110.00.

***Acknowledgement of fire co. membership/relief association applications:** for Tab Tuckman, Presidential Lakes Fire & Rescue; Timothy Warnock, Country Lakes Fire Co.

***Approval by Council required for payment of vouchers on bill list dated 5/11/12.**

Motion by Prickett and Stinney to approve the consent agenda as amended. Prickett, yes; Stinney, yes; Allen, yes; Cartier, yes. Motion carried.

President Cartier expounded on Res. 115-2012, noting that on June 6th they will be celebrating 90 years at Deborah, at 11 AM and encouraged everyone to attend.

RESOLUTION NO. 112-2012 (Pulled off consent agenda)

RESOLUTION NO. 112-2012

WHEREAS, NJSA 40A:4-87 PROVIDES THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES MAY APPROVE THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY WHEN SUCH ITEM SHALL HAVE BEEN MADE AVAILABLE BY LAW AND THE AMOUNT WAS NOT DETERMINED AT THE TIME OF THE ADOPTION OF THE BUDGET; AND

WHEREAS, THE DIRECTOR MAY ALSO APPROVE THE INSERTION OF AN ITEM OF APPROPRIATION FOR EQUAL AMOUNT, NOW, THEREFORE, BE IT RESOLVED, THAT THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON IN THE COUNTY OF BURLINGTON, NEW JERSEY, HEREBY REQUESTS THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO APPROVE THE INSERTION OF AN ITEM OF REVENUE IN THE BUDGET OF THE YEAR 2012 IN THE SUM OF \$56,390.13., WHICH IS NOW AVAILABLE FROM THE CLEAN COMMUNITIES GRANT 2012 IN THE AMOUNT OF \$56,390.13.

BE IT FURTHER RESOLVED, THAT THE LIKE SUM OF \$56,390.13 IS HEREBY APPROPRIATED UNDER THE CAPTION CLEAN COMMUNITIES 2012 GRANT.

BE IT FURTHER RESOLVED, THAT THE ABOVE IS THE RESULT OF FUNDS FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION THE AMOUNT OF \$56,390.13.

Motion by Stinney and Prickett to adopt Res. 112-2012. Stinney, yes; Prickett, yes; Allen, abstain; Cartier, yes. Motion carried.

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

ORDINANCE NO. 8-2012 (Title read by President Cartier)

CAPITAL ORDINANCE APPROPRIATING \$115,000 FROM THE CAPITAL IMPROVEMENT FUND TO PAY FOR THE ACQUISITION OF TRACTORS, IN AND BY THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY

Motion by Allen and Stinney to adopt Ordinance No. 8-2012.

President Cartier opened the meeting to the public for comments on Ordinance No. 8-2012.

Clare Wadsworth, Browns Mills – 1. She reminded that at the last meeting she specifically noted that she is working on her fourth year of a mowing contract which is why she has concerns about the purchase of this equipment. She asked how the make and model of each tractor is decided. Mayor Patriarca explained that the supervisor of Public Works makes the determination. She asked where this equipment will be used in the Township and whether it's being purchased for a specific section of town. The Mayor noted it was not purchased for use in a specific area but rather wherever it will be needed. She then reminded that at the last meeting Mr. Prickett spoke of three relatively new tractors that were

purchased in recent years and asked if anyone knew the hours on those mowers. President Cartier shared that Council received a report today and the tractor is from 2008, the hours were not given but they were told they are in good condition. He noted that anything they have that they were given an inventory on is older than 1998. Ms. Wadsworth asked if any of the mowers have a boom attachment or mot mower attachment which is the type that has a side arm that drops down that mows. President Cartier noted that one does the 2008 vehicle. The Mayor further noted that the John Deere does, the Massey Ferguson has a boom. One of them they acquired from the County has an old used attachment that no longer works. Ms. Wadsworth noted having done a lot of riding around the Township in the past two weeks and saw no where in this Township where the terrain was worse than what she mows on a daily basis at her job. She shared that none of her mowers are four by fours and none have any side arm attachment. She passed out pictures to Council and expressed hope that they reflect the size of the hills and the height of the grass her employment is mowing. As far as a Mott mower attachment the ditches reflected in the pictures are taken care of on a regular basis with weed whackers. Ms. Wadsworth noted having visited Kennedy Lane, reminding that there was a gentleman at the last meeting that expressed that she was wrong in that Kennedy Lane needed a mower with the Mott attachment or boom attachment. She rode to the end of Kennedy Lane and back and there is no where on Kennedy Lane that could not be mowed with the mowers they already have. She relayed that the mowers are X mark laser models, with instant turn; turn on a dime. They are \$13,000 and contacted the people they purchase them from that offer municipalities \$1,000 off the cost of any mower purchased. She noted they have a life expectancy of 5000 hours. She pointed out that two of the mowers they have are working on their fourth year with 2064 hours on average every year. She acknowledged the mowers they now own have had repairs. She referred to the ditches they weed whack reflected in the pictures noting the weed whackers they use are model T282, wherein one bolt removes the head and one bolt will attach a saw that will take down small saplings. She shared that not only do they mow the fields in the pictures but they also mow gravel parking lots that have grass growing through them. They also mow muddy areas and soaking wet areas. She then asked if the purchase of this equipment will eliminate the need for the Township to sub out any mowing work this year. The Mayor advised that they did not budget anything this year for sub-contracting mowing service. Ms. Wadsworth reflected that they plan on spending \$115,000 for the cost of this equipment. She relayed that the town's tax increase this year is 1.8%, and \$115,000 is 1.3% of that increase. She relayed that on the radio station 101.5 they gave statistics last week that the average New Jersey workers raise last year was four tenths of a percent which is less than half a percent. She expressed not understanding how they can justify this expense in this economy. She stated that they have weed whackers, chain saws, mowers and other options of less expensive mowers.

There being no other members of the public indicating a desire to comment on Ord. 8-2012, President Cartier closed the meeting to comments on said ordinance.

Mr. Prickett spoke of doing his homework before making a decision especially one involving \$115,000. He recalled when Council voted to purchase a sidewalk sweeper and a trash can vacuum and reflected that one can go view that they have not been used. He indicated not knowing if this equipment will be used and noted only having received the briefing on this tonight, so he has not been able to

do his homework. He expressed that it's too big of a purchase just to burden the tax payers with something like this in all good conscience without knowing what he's supporting or not supporting.

Mr. Allen expressed that based on the capital purchases description that was provided by the Mayor he thinks it is justified as to why the tractors are needed. He advised that last night he went on tractors.com and reviewed the Kubota and Massey Ferguson tractor which both received very good reviews and the names were listed in the top 10 tractors of 2011.

Mr. Prickett noted that he too has gone on-line and looked at the models but he did not know what model was being proposed to be purchased tonight and did not have that information. He did note having heard that the Kubota. He reiterated having done his homework as best he could but did not have all the information he needed.

Allen, yes; Stinney, yes; Prickett, no; Cartier, yes. Motion carried.

ORDINANCE NO. 9-2012 (Title read by President Cartier)
AN ORDINANCE ESTABLISHING SALARIES, COMPENSATION AND
BENEFITS WITHIN THE TOWNSHIP OF PEMBERTON

Motion by Allen and Stinney to adopt Ord. 9-2012.

President Cartier opened the meeting to the public for comments on Ordinance No. 9-2012. There being no members of the public indicating a desire to comment on said ordinance, he closed the meeting to public comments on Ordinance No. 9-2012.

Mr. Prickett noted that in this ordinance salaries are established for Council position and the Court Recorder position listed and asked why the Mayor's minimum and maximum salary isn't part of this ordinance. President Cartier proposed that perhaps it did not need to be in this ordinance because his salary could be within the range already established. The Mayor noted he will look into and will be having another salary ordinance shortly for another union and will try to incorporate his in that one if necessary.

Allen, yes; Stinney, yes; Prickett, yes; Cartier, yes. Motion carried.

ORDINANCE NO. 10-2012 (Title read by President Cartier)
AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON VACATING THE
DEDICATED RIGHT OF WAY OF WILLOW BOULEVARD FROM
SCRAPETOWN ROAD NORTHWESTWARDLY TO LOT 1, BLOCK 827.03
AS SHOWN ON THE TAX MAP OF PEMBERTON TOWNSHIP,
BURLINGTON COUNTY, STATE OF NEW JERSEY

Motion by Prickett and Allen to adopt Ordinance No. 10-2012.

President Cartier opened the meeting to the public for comments on Ordinance No. 10-2012. There being no members of the public indicating a desire to comment on said ordinance, he closed the meeting to public comments on

Ordinance No. 10-2012.

Mr. Prickett expressed his understanding that this ordinance is for the vacation of the road on Scrapetown Road and the property that the Township has been involved in purchasing for the Dominique Johnson Community Center and feels this is a good thing.

Prickett, yes; Allen, yes; Stinney, yes; Cartier, yes. Motion carried.

NEW BUSINESS (Items pulled from consent agenda)

Purchases over \$2,000.00

***a. 1. Recreation Department:** purchase of design, preparation and printing services of the township newsletter from Deans Graphics in the amount of \$3,618.00

Mr. Prickett explained that he pulled this request because he had concerns, foremost that there are 12,000 copies being sent out and wanted to make sure they were not being sent out by mail and if so how much the postage would cost for the mailings. Discussion ensued regarding how the mailings will be done. The Mayor noted this is being charged to the recreation trust and is not a budget item. Mrs. Stinney agreed that she too would like to know the cost. Mr. Allen expressed it's a good venture but also agreed they should know the cost. President Cartier asked what the purpose of this mailing is for. The Mayor noted it's something they used to do here years ago and something the Recreation Department has been trying to put together. He reminded that for about three budgets in a row they tried budgeting for it through the Recreation Department, and they are still trying to accomplish it. He noted that many towns do it and it's basically an informational letter that informs the residents of activities, services and programs throughout the town. He advised that each department is offered the opportunity to share information about their departments. Mr. Prickett addressed President Cartier noting that the 12,000 mailing of newsletters perhaps has to do with putting them in envelopes and putting on labels but does not include the postage. He guessed at the cost of approximately \$7,000. President Cartier asked if program participation is down. The Mayor explained that this newsletter is not primarily geared toward the recreation department, although they will play a big part in this. He noted that all the departments will have information. Mrs. Stinney agreed that information is key, but she noted that throughout the proposal it indicates prices do not include postage. She would like to see the cost for postage even though they may have money in the recreation department. Mr. Allen agreed it would be good for the residents but it would be beneficial for them to know the postage costs.

President Cartier asked if there was a motion on this request to which there was none. He therefore noted this request was not approved.

***a. 3. Administration:** Per ARH, request for Cultural Resource Stage I Survey, by R. Alan Mounier, Archaeologist, in the amount of \$3,832.00, in connection with Ashton Street, Dearborn Ave., Elm Street and Sunset Avenue road project.

Mr. Allen noted that in the description for the Cultural Resource Survey, Mr. Mounier offers a turn around that best meets the needs of the project and he believes there's a two week difference between Mounier and Richard Grubb and

Associates and noted having spoken with Ms. Willis earlier about this. He asked if Ms. Willis could explain why the two weeks would be beneficial. Ms. Willis relayed having had this application in to Pinelands prior to putting the 2011 Road Project out to bid. She shared that in one of their most recent correspondence from the Pinelands; they requested this Cultural Resource study. When this came about they requested three proposals and with those two respondents the two week turn around was beneficial in order to keep the project moving. She informed that in her report today she was going to report that the contractor had already started College Drive today. In order to keep the project within the 120 day time limit they would have to give them the “go ahead” on these remaining roadways as soon as possible. She affirmed that being able to turn this Cultural Resource study around and send back to Pinelands would allow them to keep on schedule for the 2011 road program. She shared that ARH, in order to keep the process moving has taken the risk to allow for Mounier to move forward and do the study. She informed that he has completed it and found no problems and issued a report they received today and they will turn that over to Pinelands tomorrow morning to keep the process moving as they don’t want to hold up any of the roadways or extend the length of the contract. President Cartier asked if they are new paving roads to which she noted they were. Mr. Prickett reminded that he is a commissioner on the Pinelands Commission and this is an item that goes to the staff on the Commission and does not come before the Commissioners for a vote. He reaffirmed that anything that comes before the Commission on Pemberton Township, he would abstain/recuse himself.

Motion by Prickett and Allen to approve the Cultural Resource Stage I Survey. Prickett, yes; Allen, yes; Stinney, yes; Cartier, yes. Motion carried.

General Public Comments

John Shaw, Browns Mills – 1. Reiterated the lighting issue he brought up a few meetings ago on Texas Avenue and would like to know what is going on with it. He noted that the issue starts at the 7’11 and should not cost the Township any money and can’t see why it would not be taken care of. President Cartier asked why he believed it should not cost the Township any money. Mr. Shaw stated that the problem arose when someone hit the light pole in the 7’11 parking lot. He advised that ever since then the lights have been out all the way down from the Stackhouse School to the 7’11. He expressed that 7’11 should be responsible since the problem began at their property. President Cartier asked why 7’11 should be responsible for actions from someone patronizing their store. Mr. Shaw felt it was because it was their pole on their property. President Cartier expressed that it should be the person who hit the light pole. Mr. Shaw said he understands that and that eventually they would go after that person, but that 7’11 initially be responsible since it’s their property. Mr. Allen shared that earlier he was talking with the Mayor about street lights that are out throughout the Township and asked if that would be covered in the survey being conducted. The Mayor affirmed that it should show up in the report the Chief is preparing for him that he should be receiving this week. President Cartier noted to Mr. Shaw that apparently Administration is working on it. The Mayor is waiting on the report so they can start addressing it and he received an email from the Chief today noting that he completed it last night and he will be getting him the report. Mr. Shaw questioned if the 7’11 has been contacted to see if they have any information regarding this. The Mayor stated that it’s his understanding that the 7’11 incident is due to

construction work the 7'11 did to their driveway which damaged the line and Administration is looking into that. Mr. Shaw then reflected on the missing light bulb on Broadway and the other couple that are out that he takes is involved in the other matter.

America Phillips, Presidential Lakes – 1. Noting that summer is coming she asked if the porto pots have been put out in all the parks yet. President Cartier asked the Mayor if the porto pots have been budgeted for this year. The Mayor expressed belief they were but is uncertain if they have been put out yet. **2.** Advised that whenever it rains they always have lakes especially at the main entrance near Rhode Island and expressed there may be an accident there one day. She noted knowing that a Council member brought it to the Mayor's attention but realizes that right now they do not have a Business Administrator. She expressed hope that sooner or later they will look into that. She stated there is no drainage there and it is the same problem she has with her street. Ms. Willis asked her if she is saying it's a drainage issue to which Ms. Phillips stated there is no drainage there. She informed that half of the block has five drains and the other half has none, as with her street. Ms. Willis noted this is for Rhode Island and asked what the connecting street is, to which Ms. Phillips noted it was Connecticut. **3.** Reiterated her previous complaints regarding leaves and trees noting that when she leaves her home coming up to the stop sign at Tennessee and New York she is not able to see the people coming to her left due to numerous branches there. She advised that there are people living there. She had been told three times it would be looked into and once again the leaves are back. She asked if anyone was going to bring it to the attention of those residents. The Mayor advised that he will again pass it on to Public Works. Ms. Willis noted that it's very difficult with regards to some of the older neighborhoods and the site triangles because site triangles were not put into effect when a lot of these places were built and some of these trees were planted and fences installed. She noted that as existing homes come back to Planning and Zoning Boards they are handling those issues to open up the site triangle, but people who installed things previous to the ordinance going into effect it is very difficult to tell these residents that they have to remove something that was allowable when they did it. Ms. Willis advised that they can trim up to the right of way line and request the owners to cut back further but she needs to talk to the Zoning Officer to see how much further they can actually go with regards to them. President Cartier asked if there is a maintained site triangle on that property across the street from the fire house. Ms. Willis noted that there is no dedicated easement and the way the ordinance is written if the owner were to come in for an application they would have to ask them to remove their fence and plantings to a certain elevation but they can't just go out and tell them to do so. President Cartier asked if there has ever been an application to which Ms. Willis noted she would take a look at it. **4.** In regards to Lakehurst Road near Mid-town Plaza there was a house across the street there that the Township or County was working on roads there for over a month. She commented the town can't afford to pay for her drainage issues but they can afford to pay for all that work on the road. President Cartier explained that it was not the Township, but rather the MUA that had a broken pipe and explained that the work is paid for through the rate payers. **5.** Asked if Buttonwood Hospital was sold. Mr. Bayer and President Cartier explained that the County accepted the offer of the one bidder but have not gone to closing and it will amount to a change in ownership. Ms. Phillips expressed hope for the workers noting that many of them worked for more than 20 years. **6.** Expressed sadness over the train station issue and noted that in 1982 was the last time a train came through there and in 1984 they removed the tracks. She

expressed sadness that they have nothing to show for outside of the blue berry and cranberry bogs. 7. In regards to baseball and the two teams, she suggested they should all unite as one. She then expressed that Presidential Lakes should have everything the other communities have. She asked why the fire truck was moved to Country Lakes and replaced with another. She advised that residents are upset about that. She then noted that recently she did not pick up a stranger that was walking from Presidential Lakes to Browns Mills since there is no transportation there.

Tom Maahs, Presidential Lakes – 1. Noting that he is supposedly the one that is always “bashing” the fire department, he wanted to explain that the Chief has that privilege to move the fire trucks wherever he wants to move them. As a life member of Presidential Lakes he looks at it as they got the new fire truck and the other company can have the old problems.

Mrs. Stinney asked the Mayor how soon the porto pots get there. The Mayor stated that he will look into the need for them, noting they were put there for the baseball teams that were using the fields, and they don't arbitrarily put porto pots throughout the town so people have places to go. They were using it for the one league that was using that field and will look into it.

Ray Wells, Pemberton – 1. As the liaison of the school he has a personal request. He noted that at the last meeting there were several statements made that were questionable in his mind and half truths and were said at a time that he was not permitted to speak. He requested that if that happens again that he has the ability to get up and answer specific comments like that. President Cartier noted that it's up to Council if they want to open the meeting back up to public comments. Mr. Wells explained that the comments were made after public comments had closed and they were severe and they were very negative about their school system. He questioned if they want to have that go for three weeks or to have dialogue about it. He noted it's a tough question but if they are going to work together and he is here as the liaison to take things back and forth, which is what he thought his purpose was, but to him, apparently its not. President Cartier stated that normally if Council has made a specific request to take something back to the school board he has. He noted the comments came from someone else who is not here tonight and it would be unfair for him to make those comments but it troubles him when statements are made by someone that's being paid by both of them and the comments are made at a time when he cant answer to it and he takes offense to it especially since it's untrue. He offered to give an example of one of the comments which was that a starting teacher would start at \$40,000 and spend ten years before they got to \$60,000. He noted that the truth is that they start at \$52,000 and it takes ten years because the union sets the tiers that they are given raises and the first few years are very low tiers. He expressed that the person that made the comment as a negative comment is actually responsible for making that happen or not allowing that to happen. He noted it was a cheap shot and does not appreciate it. He reiterated that his question still stands as to if there is an avenue when something like that is said or does it just go. President Cartier explained that there is nothing after Council comments for open public comments. Mr. Wells said that then the “battle begins” noting he sits on the school board and they have the same format as Council does, so he can expect to make statements like that at a school board meeting and not have anyone answer it. Mr. Prickett told Mr. Wells that he does not think that he would be that unprofessional to make comments about the Council, and believes that any comments he would make would be based on fact.

He relayed that as far as what happened at the last meeting he would think that the Council President in the future might realize it might be something he could refer back to him now that they know that he has that concern. President Cartier advised he is correct but he asked that they not categorize the comments as being unprofessional, they were personal opinions and he does not think they were an unprofessional statement relating to the one she was talking about. He personally, disagreed with her comment, but he does not think it was unprofessional. Mr. Prickett noted that if the number is wrong they need to be accurate in their comments. Mrs. Stinney noted there was a time she commented on them being an Abbott district and he corrected her at a future meeting and she proposed that they all should try to be as accurate as they possibly can and if there is a correction needed that he could come forward like he has done tonight during the next public comments. She pointed out that many residents bring their notes to public comments and address matters they wanted to comment on from previous meetings. She noted not wanting anyone to hold anything against her if she is not as accurate as she would like to be, reminding that once she gave an incorrect figure regarding a matter and she appreciated the correction. Mrs. Stinney addressed Council President that if Mr. Wells does not have that opportunity to come back up to the mic, after Council comments then at their next meeting, he can correct or clarify anything at that time as many people do so often. She noted that personally if there is a back and forth dialogue it can turn out ugly and she believes in peace and harmony. So to resolve this he can come at a future meeting and make any comments or corrections he chooses. Mr. Wells stated that what he is hearing is that if it happens again he would not be permitted to speak up at that time. So he again asked that he would not be able to answer or address allegations at that time. President Cartier explained that no, he would not because they are during Council comments, and they are Council members' opinions and not necessarily the opinions of the entire Council. At this time Mr. Prickett addressed Mr. Wells and apologized and clarified that when he used the word "unprofessional" when speaking with him earlier he felt it was the wrong word to use when responding to what Mr. Wells said. **2.** Mr. Wells passed out a book to Council noting that it was put together by their students. He explained it was a series of poems written by Juniors and Seniors, noting that it is just a sample of what is going on at their schools. **3.** He announced that they had an official opening of the Early Childhood Education Center, noting a four year old singing a memorable rendition of the National Anthem. **4.** He shared that they have a professional type bakery and people can order items on line from this bakery. He noted that the bakery department made a 4 foot high panda bear cake that was totally edible. Mrs. Stinney asked him to congratulate them. She then noted that one of the things that the School Superintendent ask them to do was to get involved with the second school at the Denbo Crichton School before the State takes the funding away that was allocated for it. **5.** Mr. Wells advised that what Mrs. Stinney had indicated is that the Superintendent asked for help from the SCC. He informed that when it was first proposed it was going to be a Second Early Childhood Development Center, but the need does not exist to build an entire school for that so they are going to combine the Denbo Crichton schools area into one, redo it and double the size so it will accommodate approximately the same number of schools. Mr. Allen thanked Mr. Wells for this edition of the Silent Sting magazine. He noted that when he was in High School this was one of his favorite things since he used to write poetry. The Mayor asked if he could request for an item to be taken back to the Board. He noted that the residents of Pemberton would like to know what's going on with "Lake Arney" and if the school is going to address that issue. Mr. Wells noted that when the building was

built the engineering on the job was not adequate enough and they are not doing the job for getting rid of the water. They do have some standing water for some period of time. He advised that letters go out both from their Engineer. They actually took action to fix it, but it did not change other than raising the level by putting the sand on it. President Cartier asked if they are still on bond, to which Mr. Wells explained that there is no bond because the builder went bankrupt. He assured they are investigating the matter.

There being no other members of the public indicating a desire to comment, President Cartier closed the meeting to general public comments.

Solicitor's report

Mr. Bayer noted that he had nothing new to report tonight.

Engineer's report

Kelly Willis reported: **1.** Work on the road program has started. They have pipe out on College. She explained that the contractor is going to do all of the drainage work first then come back for paving. **2.** In regards to Lemmon Ave. Phase III project the contracts are completed and they will have a pre-construction meeting hopefully sometime next week. **3.** They received structural plans from their structural engineer for Country Lakes 1, 2 and 3 and they are reviewing those plans. She advised that they will be submitting the appeal for Bayberry Dam next week. She informed having had a meeting with the State Offices of Emergency Management on Monday who were able to give great feedback as to who certain documentation needs to go to and where it needs to move. She relayed that they already sent a portion of the appeal up and they will be sending the formal appeal next week. **4.** In regards to Well 6 Council approved a project to be completed at that well as to install the new pump and motor. She reminded that Well 6 only had produced only 175-180 gallons per minute. They had hoped with the new pump and motor was to hopefully get this up to approximately 230 gallons per minute. She advised that after the testing last week they have 276 gallons per minute which is going to give them a greater free board on their source capacity. She explained that means that will allow more development in the Township than they previously had with Well 6. President Cartier asked what it was permitted for, to which Ms. Willis explained that it is permitted for 500 gallons per minute but the aquifer hasn't been able to pull 500 gallons per minute in quite a long time.

Mr. Prickett asked in reference to an email he received from ARH regarding a letter from NJDEP which was a draft notice with the intent to delete the property that is part of Ft. Dix from a superfund site. He noted they want to delete it because Pemberton Township had a quit claim deed on it and Council voted a number of years ago to acquire that piece of property. He noted that in the email there is reference to him being able to find the map that shows where all the pollutions are coming from on the property. He asked Mr. Allen that works for DEP if he had a better feel for where that map could be found. Mr. Prickett suggested that they can OPRA different agencies. Ms. Willis noted she was able to locate the well protection area and the CEA, WPA, those areas, and was able to find metadow which is what is used to pull together the GIS map. Their GIS department is trying to take Meta data so it's something they all can use, review and see where those areas are in the Township as a whole and understand what each superfund site, they may have to use their licensed certified site remediation

specialist take a look at it. Mr. Prickett noted that if he understands the letter correctly, the DEP there are still pollutants that are going to be here. Ms. Willis agreed that she received the same understanding from the letter but they are looking into it further because if it is a contaminant they want to know how its being handled out there, and if they are removing it from a well protection area that means that someone can drill a well out there and they obviously don't want that to happen. Mr. Prickett noted wanting to know what kind of pollutants there are and where they are coming from and suggested that perhaps Mr. Allen can help them with this. Mr. Allen advised Ms. Willis if she is unsuccessful with the GIS coverage that a David Sweeney is his Assistant Commissioner for certain mediations so if she is unsuccessful he can reach out to him and see if they can get a copy of the map.

Mayor's report

Mayor Patriarca reported: **1.** He has been interviewing extensively for a Business Administrator and hopes to have someone for them at the next meeting for Council's advice and consent. **2.** He announced that on Monday, the 28th there will be a Memorial Day Parade starting at 10 AM from Stackhouse School, down Trenton Road, to the Memorial where the Veterans are planning a Memorial service there. He urged the residents to attend.

Council Members' Comments

Jason Allen: **1.** Thanked Mrs. Scull for attending the Township Alliance Group meeting they had on May 3rd and provided valuable input and great ideas. He informed that TAG will be having some upcoming events. The first is that they will be partnering with a church on June 23rd to have a youth explosion to be held at the High School and he will have more information on that event at the next meeting. **2.** He recalled that at the last meeting they talked a little about community service, and noted that he was able to attend two clean ups last week, one was the Barnegat Blitz held in Lakehurst that was well attended and the second was the Country Lakes Clean Communities clean up which was last Saturday which was also very well attended with over 100 participants. **3.** He relayed that last week he was able to attend the Dominique Johnson after school program and talked with the children a little about Council meetings since they wanted to understand the structure and what goes on. **4.** He then thanked everyone for coming out and looks forward to seeing them at the next meeting.

Diane Stinney: **1.** Thanked everyone for coming out tonight and her Council members noting that it's really nice to all come together sometimes for a little laugh. **2.** She noted that she and Mr. Prickett that approximately 15 years ago while she was on the School Board and he was on Council and they all came together and the Early Childhood Center has come to fruition and has made the Township and Board of Education a proud site for all to see. She expressed hope that they could all work together again on the second building. She expressed belief that the Mayor and Superintendent will be meeting shortly in regards to seeing how they can push that effort to the top at the State level.

Richard Prickett: **1.** Commented also in regards to working on the State level to advance the second project here in Pemberton Township financed by the bonding that the State did. He suggested that they go through Pat Austin, noting that he spoke with the Superintendent and Business Administrator months ago about a

resolution coming from not only the Board but also the Council and he thinks that really needs to be coordinated and they are probably the ones to know when is the best time to do that. He believes there is a certain window of opportunity to push this matter and would certainly like to see Council pass a resolution to send to Trenton in support of this second project. **2.** In regards to the Presidential Lakes Fire Truck noting that he was glad that Chief Maahs came up and expressed his point of view. He explained that he called Mr. Maahs Chief because he remembers how well the Presidential Lakes Fire Company took care of the fire truck and kept it clean and functioning and how proud they were of the old. He noted he does not know anything about the new one but knows they will take as good care of it as they did with the one they had before. **3.** He shared that he looks forward to seeing everyone at the Memorial Day Parade noting that it is very important to get out there and participate in the memory of their veterans. **4.** He expressed hope that Mrs. Scull who injured herself earlier today before coming to the Council meeting is feeling okay at this point and he wishes her the best. **5.** In regards to the bakery program at the High School he noted their food is always so good and recalls the opening of the constitution center, he believes they baked a Liberty Bell cake that was video taped and Pemberton Township was recognized for that wonderful accomplishment.

Kenneth Cartier: **1.** Reminded everyone that Memorial Day is coming up and it's the traditional start of the summer season and asked that everyone be safe. He also reminded that Memorial Day is more than just being about parties and barbeques and the start of summer but rather a time to stop and reflect about those that have paid the ultimate sacrifice for this country that they live in. He urged everyone to take a moment and think of about those that have gone and defended this country and paid the ultimate sacrifice. **2.** He thanked everyone for coming out and wished everyone a safe trip home and to enjoy their holiday.

The meeting was adjourned at approximately 8:30 p.m.

Respectfully submitted by,

MARYANN FINLAY, MMC, TOWNSHIP CLERK