

**TOWNSHIP OF PEMBERTON**  
**REGULAR MEETING**  
**March 5, 2014**  
**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**

Jason Allen  
Kenneth Cartier  
Sherry Scull  
Diane Stinney

**ABSENT**

Norma Trueblood

Also present: Mayor David Patriarca, Business Administrator Dennis Gonzalez, Solicitor Andrew Bayer, Township Engineer Kelly Willis, Township Planner Rick Ragan, and Township Clerk Amy P. Cosnoski.

**CALL TO ORDER**

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

**CLOSED SESSION**

Resolution 73-2014 Authorizes Council to go into Closed Session.  
Workers Compensation Settlement – Major  
Employee Grievance – Doyle  
Employee Grievance – Brewer (PBA)  
Worker’s Compensation Settlement – Glendon (*added by Administration*)  
Attorney Client Privilege – Browns Mills Shopping Center  
Redevelopment (*added by Council*)

Motion by Scull and Stinney to adopt Resolution 73-2014. Scull, yes; Stinney, yes; Allen, yes; Cartier, yes. Motion carried.

**PRESENTATION**

Pemberton Township School Diploma Presentation and School Introduction Video, presented by Pemberton Township School District Students

Mr. Ray Wells addressed Council explaining the short video they would be viewing was done while preparing for the Middle States Accreditation process and advised that Pemberton Township School District is the first full school system in the State of New Jersey that is certified by MidStates. The School District had to go through the same process as the colleges go through to get certified. Mr. Wells introduced Dylan Marlin and Sarae Nixon who appeared in the video. Dylan expressed it has been great growing up in this school district and everyone is kind and helpful and do what is the best for the students. Sarae explained she learned a lot about how the schools worked and learned a lot of unique things our schools do.

At the completion of the video, Mr. Wells passed out diplomas to all of Council that listed colleges that Pemberton Township graduates will attend. Additionally he advised that this year they will have a student that graduates from Burlington County College a week prior to graduating from the high school. Mr. Well reported that Pemberton has won their district in basketball. Councilwoman Stinney congratulated the students and noted the importance of the early childhood programs. Mr. Wells noted the school also has a free lunch and breakfast program that is done all year because there are so many situations they can help. Councilwoman Scull noted there were disadvantages of being an Abbott District but we also had a huge advantage with the Early Childhood Center and the monies it has helped provide to keep our taxes lower.

**Consent Agenda: All items listed under the consent agenda are considered to be routine by the Township Council and are 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. There being no members of the public indicating a desire to be heard, the meeting was closed to the public for comments on the Consent Agenda.

Councilwoman Scull requested to pull Resolution 76-2014 from the Consent Agenda.

**CONSENT AGENDA ITEMS**

**MINUTES FILED BY CLERK**

Regular Meeting, February 19, 2014.

**CONSENT AGENDA RESOLUTIONS**

- 74-2014 Authorizes person-to-person transfer of Plenary Retail Consumption License from Magnolia Road Tavern, LLC to Browns Mill Associates LLC.
- 75-2014 Cancels taxes and authorizes refund for Block 407, Lot 13, property qualifying for Veterans' Property Tax Exemption for Michael and Elizabeth Lang.
- 76-2014 *Pulled from Consent Agenda and considered later in the meeting.*
- 77-2014 Authorizes submission of an Emergency Housing Repair Fund Application for 4 Vanilla Lane, William and Veronica Hearney.
- 78-2014 Authorizes various routine refunds.
- 79-2014 Resolution Authorizing purchase of 2 Police Vehicles from Winner Ford by way of State Contract.

**NEW BUSINESS**

Approval by Council of New Jersey Fireman's Association Application for Robert Wyckoff Jr.

Approval by Council of PTMUA's Professionals appointments (as to fees only) for 2014.

**BILL LIST**

Approval by Council required for payment of vouchers on bill list dated 2/28/2014.

Motion by Allen and Stinney to adopt Consent Agenda as amended. Allen, yes; Stinney, yes; Scull, yes; Cartier, yes. Motion carried.

**OTHER RESOLUTIONS**

- 76-2014 Calls on the Legislature to make permanent the 2% cap on Interest Arbitration Awards. *Pulled from Consent Agenda*

Councilwoman Scull advised she requested this resolution be pulled as she cannot support it. Resolution died for lack of motion.

**GENERAL PUBLIC COMMENTS**

Council President Cartier opened the meeting to the public for general comments. Those commenting were:

**Lester Griffith, Pemberton – 1.** Commented that he has lived in Pemberton for 42 years and he wanted to find out what was going on with the sewer system. Mr. Griffith explained he has had numerous sewage backups into his home. Councilwoman Scull advised he need to contact Ms. Scull and Mr. Vester at the MUA and he could come to the April 1<sup>st</sup> MUA meeting.

**Rhonda Simms, Lake Valley – 1.** Explained she was home on Monday due to the snow and received a ticket for parking on the wrong side of the street. She expressed her concerns over the placement of the no parking signs and the police being sent out to issue tickets before the roadways were even plowed. **2.** Commented on the poor job done plowing the roadways and most times not being plowed until after noon on the local roadways and the County roadways being terrible until you cross over

Route 206. Mayor Patriarca explained that it becomes a state roadway once you cross over Route 206 and is handled by a different government agency. Councilwoman Scull noted that the Township does have a large amount of roadways and Councilman Allen asked about getting additional signs posted.

Seeing no other residents wishing to comment, Council President Cartier closed the meeting to public comment.

#### **SOLICITOR'S REPORT:**

**Mr. Bayer reported:** 1. Reported he has been working with the Police Department on an ordinance and will be getting that to Council for consideration at the next meeting.

#### **ENGINEER'S REPORT:**

**Ms. Willis reported:** 1. Reported the Dialysis Center and Dollar General are getting back out to do the site work since the weather is improving and they are working with the contractors to keep the projects moving.

#### **PLANNER'S REPORT:**

**Mr. Ragan reported:** 1. Reported he, Mayor Patriarca, David Benedetti and Mike Wisnosky of his office met with the Pinelands to discuss certification of the Township's zoning ordinances and they are in general agreement that the ordinances out of the Browns Mills area are fine and they should proceed with the certification of those ordinances. They discussed the question of residential density in regards to Browns Mills and the Pinelands has discontinued any residential permitted in the R-80 zoning. Mr. Ragan noted that was the zoning prior to the designation for the Town Center and there is no residential allowed in the Town Center. Payment of Pinelands Developmental Credits would be required for any future residential development in those areas, which creates an undue burden on creating housing opportunities. Mr. Ragan noted it was important to create some housing opportunities so as to have life in the downtown area after 5pm. Mr. Ragan noted that conversation will be ongoing with the Pinelands. 2. Reported they met with the Joint Base regarding noise from the ACUS landing pattern and a new noise study had been released to neighboring towns for their comments. The study included potential noise from different fire arm and munitions. The base contends the noise remains within their borders, however the residents can attest they can hear the guns going off on the weekends, especially during guard weekends. 3. Advised the Dialysis Center has put plastic up in the windows and they are working on the inside and the lights are on. 4. Reported the Dollar General is proceeding quickly on the inside and the grading appears to be ready for stone which is a big step forward.

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

**Mayor Patriarca reported:** 1. No report.

#### **COUNCIL MEMBER COMMENTS:**

**Diane Stinney** – Thanked Mr. Wells for the presentation and thanked the public for coming out.

**Sherry Scull** - Reported she attended a Valentines Dinner for the Seniors that was provided by the Interact Club from the high school and the kids were phenomenal. Thanked everyone for coming out.

**Jason Allen** – Thanked Mr. Wells for the presentation and congratulated the Pemberton Township Hornets Basketball on their first play off win. Reported he attended the Re-Grand Opening for Brother's Diner which had been closed for a few weeks due to freezing pipes. Noted he went to White Bogs on Saturday for a tour which they do the first weekend of every month from 1pm – 3pm. Wished Ms. Scull a Happy Birthday tomorrow and thanked everyone for coming out.

**Ken Cartier** – Wished Ms. Scull a Happy Birthday and thanked everyone for coming out and wished them a safe drive home.

Council President Carter advised Council would be going back into Closed Session and formal action may be taken afterwards.

Council came out of Closed Session and Solicitor Bayer announced that a settlement was reached with the PBA on behalf of Patrolman Doyle with respect to his grievance. Additionally with respect to the PBA grievance the Council and Mayor recognize the PBA as the bargaining unit for the PBA membership and the current agreement provides that an employee can personally file a grievance or the PBA can file on behalf of an employee. Further the Mayor and Council will recognize and abide by those provisions of the agreement and will work with the PBA to ensure the contract is followed as it provides for. Council was in agreement with the statement made by Mr. Bayer.

The meeting was adjourned at approximately 8:33 p.m.

Respectfully submitted by,

*Amy P. Cosnoski*

Amy P. Cosnoski, RMC, Township Clerk