

**TOWNSHIP OF PEMBERTON  
REGULAR MEETING**

**April 6, 2016  
6:30 P.M.**

**FLAG SALUTE**

Council President Allen 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**

Jack Tompkins  
Letha Jackson  
Norma Trueblood  
Kenneth Cartier  
Jason Allen

**ABSENT**

Also present: Mayor David A. Patriarca, Solicitor Andrew Bayer, Engineer Bill England and Deputy Township Clerk Sunshine Dashiell.

**CALL TO ORDER**

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

**CLOSED SESSION**

78-2016 Authorizes Council to go into Closed Session  
Attorney Client Advice - Towing Contracts

Motion by Cartier and Trueblood to approve Resolution 78-2016. Cartier, yes; Trueblood, yes; Jackson, yes; Tompkins, yes; Allen, yes. Motion carried.

Council President Allen advised that there would be no formal action pursuant to Closed Session and that Resolutions 83-2016, 84-2016 and 85-2016 will be held until the next Council meeting on April 20th, 2016 for the Towing contracts as Council will be requesting a more detailed inspection report from the Police Department.

**PUBLIC COMMENTS**

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

**Anne Quinn, Country Lakes - 1.** Noted that taxes are again going up with little to no return on taxpayer dollars. **2.** Stated she is concerned over the safety of the town with the Police Department being low on officers. Stated that 39-40 officers is not adequate staffing for a population of 28,000 residents. Commented she feels that hiring officers should be a priority for this budget. **3.** Noted various things we do not have and the lack of economic growth in the Township and urged Council to rethink the budget. Commented on the \$50,000 that is in the budget for bonding and asked if this is standard. Council President Allen advised it is there in the event that we need to bond. **4.** Noted that \$300,000 was spent in overtime for the Police Department and again stated we need more officers. Stated it is fine to fund improvements but the safety of this town needs to be at the forefront. Commented that she thinks that everyone should be working together and all she sees is her taxes going up and ordinances being passed to borrow money with little or no explanation to the public. **5.** Questioned what Resolution 79-2016 was. Council President Allen advised this was to preserve 2 farms that are listed on the resolution. It was noted that the 20% fee is waived annually. **6.** Asked about the property listed in Ordinance 6-2016. Mr. Bayer advised it was a gift to the Township and it can only be accepted through an ordinance. Council President Allen advised the property is located off of Hanover Boulevard. **7.** Questioned Resolution 80-2016 and if this is behind the building. It was noted it was. Ms. Quinn asked if this is an ongoing issue. Council President Allen explained the remediation process to ensure there is no contamination. Councilman Cartier stated this was talked about before they started rebuilding the fuel facility which was quite a few years ago. Noted that the DEP requires continuous groundwater testing. Council President Allen advised that Council receives more information in preparation for the meeting. **8.** Noted that the Township bond rating stands at BAA1, which she understands to not be a good rating. Asked if there has been any discussion on how to make this better and build an economic base in the town. Council President Allen stated that this question was asked at the Budget meeting and will see if Administration can provide something in writing. Asked Council not

to pass this budget.

**Bob Pelletier, Pemberton - 1.** Questioned the possibility of posting signs to stop engine breaking or Jake breaking under the new Noise Ordinance as he notices it is getting worse in Browns Mills. Explained the reasons for engine breaking and that it is mostly done by tractor trailers and dump trucks. Noted signs posted on Route 533 prohibiting engine breaking. Noted this is needed for emergency purposes as a safety measure and asked that Council look into this. Councilman Tompkins stated he hears it all the time as well. **2.** Stated that he did not get any answers from the Planning Board on the sewer easement in front of his property. Councilwoman Trueblood advised him that there was a meeting tomorrow evening. **3.** Commented on the Towing Ordinance and his thought that it does not need to be regulated as they are all subject to the uniform code. Stated he feels this is an overreach of government.

**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.**

Councilwoman Jackson asked to pull Resolution 80-2016. Councilman Cartier asked to pull Resolutions 90-2016 and 93-2016 and from the Bill List, page 8 all bills for the Fire Department.

## **CONSENT AGENDA**

### **CONSENT AGENDA RESOLUTIONS**

- |         |  |
|---------|--|
| 79-2016 | Final approval of Farmland Application.  |
| 80-2016 | <i>Pulled from the Consent Agenda and considered later in the meeting.</i>   |
| 81-2016 | Authorizes the refund of fifteen (15) tax overpayments.  |
| 82-2016 | Authorizes the award of a contract for the provision of various plumbing supplies to Atlantic Plumbing Supply Corp. in an amount not to exceed \$69,040.44.  |
| 83-2016 | Authorizes a contract with Andy's Pro Auto Repair, Inc. for the provision of Towing services in the Township.  |
| 84-2016 | Authorizes a contract with Ridge Auto Body & Repairs for the provision of Towing services in the Township.   |
| 85-2016 | Authorizes a contract with Craig's Auto, Inc. for the provision of Towing services in the Township.  |
| 86-2016 | Authorizes the use of Small Cities Community Development Block Grant funds for the Housing Rehabilitation Program, Evans.  |
| 87-2016 | Authorizes the use of Small Cities Community Development Block Grant funds for Housing Rehabilitation Program, Hopkins.  |
| 88-2016 | Authorizes the use of Small Cities Community Development Block Grant funds for Housing Rehabilitation Program, Otis.   |
| 89-2016 | Authorizes the use of Small Cities Community Development Block Grant funds for Housing Rehabilitation Program, Wilson.   |
| 90-2016 | <i>Pulled from the Consent Agenda and considered later in the meeting.</i>   |
| 91-2016 | Authorizes the award of a contract to Water Remediation Technologies of Arvada, Colorado for the equipment purchase and operating/maintenance contract portion of the Radium Removal Treatment Project at Well #11 in the Township of Pemberton. |
| 92-2016 | Authorizes the award of a contract to TKT Construction of Williamstown New Jersey for the construction contract portion of the project to install Radium Removal Treatment at Well #11 in the Township of Pemberton.                             |
| 93-2016 | <i>Pulled from the Consent Agenda and considered later in the meeting.</i>   |
| 94-2016 | Authorizes the omission of the property located at 238 University Avenue from tax sale and authorizing the execution of an agreement for monthly installment payments for unpaid water charges for Richard Yensen.                               |
| 95-2016 | Authorizes the Mayor to execute a discharge of a mortgage and note for Linda Rosmini at the premises known as 508 North Carolina Trail, Browns Mills, New  |

Jersey, Block 690, Lot 9 in the Township of Pemberton.

96-2016 Authorizes the Mayor to execute a discharge of a mortgage and note for Kimberly Lenski and Jesse Brandt at the premises known as 308 Cheyenne Trail, Pemberton, New Jersey, Block 611, Lot 7 in the Township of Pemberton.

**NEW BUSINESS**

a. Purchases over \$2,000

1. Public Works - for the purchase of 280' pipe, Pop-It Plugs and 4 Boxes Sealant Tape from Old Castle Precast in the amount of \$5,180.75.
2. Public Works - for the purchase of Dump Truck Removal from ditch from Hainesport Auto & Truck Repair in the amount of \$2,400.00.
3. Public Works – for the purchase of fuel pump and repair of DPF sensor from Blaze Emergency Equipment in the amount of \$3,372.63.

\*b. 2016 Used Automobile Licenses

1. Browns Mills Coaches Sales & Service Inc., Belaire Trailer Park
2. Hilltop Mobile Village

**\* BILL LIST**

Approval by Council required for payment of vouchers on bill list dated 4/1/2015.

Motion by Tompkins and Jackson to approve the Consent Agenda as amended. Tompkins, yes; Jackson, yes; Trueblood, yes; Cartier, yes; Allen, yes. Motion carried.

**RESOLUTIONS**

80-2016 Authorizes Adams, Rehmann & Heggan to perform Environmental Engineering Services with respect to soil and groundwater remediation investigations at the Township Fuel Facility in an amount not to exceed \$12,150.00. *Pulled from the Consent Agenda.*

Council President Allen advised that he asked Councilwoman Jackson to pull this on as it will be submitted to his employer and he will need to abstain.

Motion by Trueblood and Jackson to approve resolution 80-2016. Trueblood, yes; Jackson, yes; Tompkins, yes; Cartier, yes; Allen, abstain. Motion carried.

90-2016 Authorizes the award of a contract for the rental of a Leeboy 8515C Asphalt Paver. for six weeks from U.S. Municipal of King of Prussia, PA for paving work in the Township of Pemberton. *Pulled from the Consent Agenda.*

Councilman Cartier asked if there was something wrong with our current paver. Mayor Patriarca advised that there was not and that the plan is to do 2 larger roads along with the other roads they are doing. Noted renting the paver would save time and would allow them to get it done cheaper. Noted that the 2 large roads were Hunter Boulevard and Ridgeview Avenue. Noted that our paver is currently paving Belleview Avenue.

Motion by Trueblood and Cartier to approve Resolution 90-2016. Trueblood, yes; Cartier, yes; Tompkins, yes; Jackson, yes; Allen, yes. Motion carried.

93-2016 Authorizes a contract with J&J Staffing Resources of Cherry Hill New Jersey to provide hourly rate Leaf Collection Laborers to perform work in the Township of Pemberton. *Pulled from the Consent Agenda.*

Councilman Cartier stated that this was for the use of funds from the Clean Communities Grant that we do not have yet and asked how we can anticipate something we do not have. Mayor Patriarca stated that this authorizes the contract but does not allow them to contract until they actually get the funding in place. Councilman Cartier questioned if the funding never came through they would not follow through with this contract. Mayor Patriarca stated they would not be able to because there would be no funding source available to charge it to. Councilman Cartier asked if there was a back up plan for leaf collection. Mayor Patriarca stated they did and that it would require them to reorganize their operation. Commented that it is more cost efficient to hire a temp service than a part time worker. Noted that Clean Communities is usually there from recycling but hypothetically if it didn't happen they would make adjustments and get it done. Council President Allen asked

if this allowed for the staffing agency to be used for the entire year. Mayor Patriarca stated they could but it is limited funds, which is used for leaf pick up in the fall. Councilman Tompkins questioned if this would cause union issues. Mayor Patriarca stated that it has not caused any in the 3 to 4 years since they have been doing this. Councilwoman Trueblood stated we are just being proactive.

Motion by Cartier and Trueblood to approve resolution 93-2016. Cartier, yes; Trueblood, yes; Jackson, yes; Tompkins, yes; Allen, yes. Motion carried.

### **OTHER RESOLUTIONS**

97-2016 Authorizes the 2016 Municipal Budget to be read by title only.

Motion by Tompkins and Cartier to approve Resolution 97-2016. Tompkins, yes; Cartier, yes; Trueblood, yes; Jackson, yes; Allen, yes. Motion carried.

66A-2016 Adopts 2016 Municipal Budget. *Approval has been received from the State.*

Council President Allen opened the meeting to the public for comments. Seeing no one wishing to be heard, Council President Allen closed the meeting.

Council President Allen asked if Council had any discussion for this resolution. Councilman Tompkins stated he was still not happy with it.

Motion by Trueblood and Cartier to approve Resolution 66A-2016. Trueblood, yes; Cartier, yes; Jackson, yes; Tompkins, no; Allen, yes. Motion carried.

### **ORDINANCES FOR INTRODUCTION**

#### **ORDINANCE 6-2016**

AUTHORIZING THE AQUISITION BY GIFT OF THE PROPERTY DESIGNATED AS BLOCK 182, LOT 15 (FORMERLY BLOCK 182, LOTS 15 AND 16) ON THE OFFICAL TAX MAP OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, NEW JERSEY

Motion by Cartier and Trueblood to Introduce Ordinance 6-2016 with a Public Hearing on April 20, 2016. Cartier, yes; Trueblood, yes; Jackson, yes; Tompkins, yes; Allen, yes. Motion carried.

#### **ORDINANCE 7-2016**

AN ORDINANCE OF THE TOWNSHIP OF PEMBERTON AUTHORIZING THE TOWNSHIP TO CONVEY A DEED OF BRIDGE MAINTENANCE EASEMENT AND A DEED OF ROAD WIDENING EASEMENTS TO THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON FOR THE PROPERTY DESIGNATED ON THE TAX MAP OF PEMBERTON TOWNSHIP AS BLOCK 812, LOT 16.01.

Councilman Cartier asked where this bridge is located. Mayor Patriarca advised that it is not really a bridge it is a pipe under the access easement going into the parking lot of the Nesbit Center. Explained that the County maintains all bridges in Burlington County with the exception of the one on Choctaw. Councilman Cartier asked if it is a circular pipe. Mr. England stated that the title is misleading as it is not a bridge you would drive over. Council President Allen asked if the County wanted the second part of the ordinance was for in case the County wanted to widen the road. Mr. England stated that was correct and is typical with any time there is property developed the County will always look to take property for roadway right of way expansion. As far as he knows there are no plans to widen the road at this time.

Motion by Trueblood and Jackson to Introduce Ordinance 7-2016 with a Public Hearing on April 20, 2016. Trueblood, yes; Jackson, yes; Cartier, yes; Tompkins, yes; Allen, yes. Motion carried.

### **NEW BUSINESS**

- c. NJ State Fireman's Association Membership Application for John L. Newbon Jr., Jeffrey P. Dean, Christopher S. Binger and Judy L. Brown with the Pemberton Township Volunteer Fire Co.

Motion by Jackson and Trueblood to approve NJ State Fireman's Membership Applications. Jackson, yes; Trueblood, yes; Cartier, abstain; Tompkins, yes; Allen, yes. Motion carried.

**d.** Discussion of resident request to allow the keeping of chickens in residential zones.

Council President Allen advised that the current ordinance allows for chickens to be on properties that are over 1 acre and not in residential areas. Noted that Liliana was asking for chickens in a residential area. Advised that Council had received information from the Clerk to help Council decide if they would like any changes to the current ordinance. Councilman Tompkins noted incidents he had with his neighbor and their chickens playing with his dog. Stated he has heard a lot from the residents and it seems to be an ordinance that is not being enforced. Noted his initial thought is if it was limited, the chickens were registered and charged a \$5.00 fee and then controlled by Code Enforcement he would not necessarily have a problem with it. Agreed that only 1 rooster should be allowed. Councilman Cartier asked what the \$5.00 registration would cover as dog licensing covers rabies vaccines. Councilman Tompkins stated it could go to Code Enforcement for the inspections. Council President Allen stated he is okay with leaving the ordinance as it is. Noted he has an undergraduate degree in agricultural business and has dealt with farm animals before. Commented that you do need land with farm animals and he feels that an acre is sufficient. Added that we need to take other things into consideration such as noise and smell. Commented that Liliana came with a well thought out presentation and applauded her for bringing them something to think about having the courage to stand before Council. Noted that he feels that this ordinance was written this way for a reason at the time it was done. Councilwoman Jackson stated that Council had received a few emails from residents and one in particular was concerned with the increase in the coyote population as well as if the chicken got into the yard of someone with a dog who would be responsible. Stated she has read and learned a lot about chickens but she has to look at the bigger picture. Councilman Tompkins stated that his neighbors left theirs out and they were a nuisance but if they are kept in a coop he feels it could be different. Councilwoman Trueblood stated she feels the ordinance is written the way it is for a reason and she would like to keep it the way it is. Councilman Tompkins asked if Council would consider opening the floor for comment.

Motion by Tompkins and Trueblood to open the floor for discussion. Council President Allen opened the meeting for Public Comments.

**PUBLIC COMMENTS**

**Jay Schoss, Country Lakes - 1.** Stated he has neighbors on either side of him that have chickens on less than an acre of land. Noted that the roosters can be very noisy and let's itself be known by 4:30am in the summer and in the winter by 8:00a. Stated he is retired and likes to sleep late and it is a nuisance. Stated that a 1/4 acre of land is not enough for chickens. Commented that raising chickens on any size lot leads to chicken waste in one form or another and is not sure if it is a hazard to have them near lakes as far as surface run off and infiltration into the soil and water table. Commented that he does not make sense to have chickens in such a densely populated area and believes the current ordinance states none in a residential area at all.

**Suzanne & Liliana - 1.** Suzanne commented that she understands what Council is staying but thinks that Liliana presented very good points but knows there needs to be enforcement. Noted that Councilman Tompkins made good points about having some sort of fee for the chickens and that her family would be willing to pay. Advised Councilwoman Trueblood that the turkey buzzards do not stalk live animals and strictly eat dead things. Noted the coyote population could increase but that if the chickens are kept in a penned area and not allowed to free range that should not be to much of a problem. Commented that as Liliana had stated the smell can be kept to a minimum if the chickens are well maintained and if not Code Enforcement should issue fines. Stated she understands Council's points but wanted to reiterate Liliana's information. Asked Liliana if she wanted to say anything and she did not.

Council President Allen stated they would close this discussion as it sounds that Council does not want to make any changes to the current ordinance.

**REPORTS AND COMMUNICATIONS FILED WITH THE CLERK**

Engineer's Report - March 16, 2016

Councilman Tompkins asked about drainage issues and asked if there were places that we could develop some run off areas. Mr. England stated that they are aware of the many drainage issues in the town and work on them on a case by case basis. Noted that they use underground detention or recharge wherever they can. Also have an issue with needing to get Pinelands approval, which ties their hands with respect to certain facilities and sometimes can be a long and costly process to get approval. Stated that detention basins always need a positive outlet and that is always an issue of concern with Pinelands as they will not let you connect directly to a lake and certain other water bodies. Councilman Tompkins stated that he knows that in Presidential Lakes they have to pull water from the lakes for fire suppression and can be beneficial for drainage as well. Mr. England stated that the DEP is getting away from retention basins as they do not have a positive outlet and can have mosquito breeding. Councilman Cartier stated that we are still waiting on feedback from DEP on the Mirror Lake Inspection report and asked if this is usual to be so lengthy. Mr. England stated that they review it and if there are no issues they ignore you. Stated that he believes there are no issues but that they do follow up periodically to see if they want to put anything in writing to him. Noted it has been acknowledged by the DEP but at this point no formal response has been received stating that DEP accepts it.

### **UNFINISHED BUSINESS**

#### **a. Discussion of possible amendments to Towing Ordinance.**

Council President Allen advised that a few of the local towers came before them to submit changes they would like to see put into the ordinance. Stated that Council received feedback from the Business Administrator, the Solicitor and from Council's own research. Commented that the Solicitor provided them with a few statutes and he reviewed some of them including the time changes that were requested by Mr. Mull. In the State statute there are set times of 8:00am to 6:00pm at least 5 days a week excluding holidays and stated that this automatically eliminates the time request as it is bound by the statute. Noted that they are requesting an increase in fees to include heavy duty towing and noted he does not have any issues increasing some of the fees as it is a business. Noted that Mr. Mull asked for New Jersey to be removed from the opening paragraph of the ordinance and he did not see any reason why they could not remove it. Councilwoman Jackson asked what suggestions Council President Allen had for the fees. Councilman Tompkins asked if a flat rate could be instituted. Mr. Bayer stated that it probably could. A discussion ensued on the towers towing in the middle of the night. Councilman Tompkins stated his suggestion would be to have one flat fee for day or night with the exception of heavy towing because of the special needs. Commented that Council just passed a salary ordinance where employees got pay raises and listed the other costs that are included for businesses to continue to stay in business. Councilwoman Jackson stated that she understands that the night fee is more like a shift differential. Council President Allen stated that if Council is willing to raise some of the rates they will need to have a discussion. Councilwoman Jackson stated that under the response time it lists 25-30 minutes and Mr. Bayer stated that the nearby local communities were 15-25 minutes and if we were to change it Council would need to discuss with the Chief of Police and the Chief of the Fire Department. Mr. Bayer advised it is a public safety issue if fire and/or police are responding to accidents. Councilman Cartier stated he does not think it is having the rescue personnel out there it is clearing the roadway. Councilman Tompkins stated he would rather them be safe and take longer getting there. Mr. Bayer suggested that Council talk with the Fire and Police Chiefs. Councilman Tompkins stated he agrees with Mr. Pelletier that they should not be getting as involved as they are. Councilwoman Jackson stated that as to the fees they are getting involved to protect the residents. Councilman Tompkins stated he understands protecting the consumer but some of the things he feels are going above and they should be up to the business owner. Mayor Patriarca asked Mr. Bayer if this ordinance applied to any tow operation that is not related to the Township calling the tow operator. Mayor Patriarca noted this is only governing our requests for services and we are not controlling tow operations just what they are doing for the Township. Mr. Bayer advised that was correct.

**Basic Flatbed Towing** - Council President Allen advised that the current fee is \$105.00 for day and \$125.00 for night and stated he would be okay with \$110.00 for day and \$130.00 for night. Councilman Tompkins stated his suggestion would be one flat rate of \$125.00. A discussion ensued on one flat rate. Councilwoman Jackson stated she thinks it should be 2 separate fees and would suggest \$115.00 for the day and \$130.00 for the night. Council President Allen, Councilman Cartier and Councilwoman Trueblood all agreed.

**Trucks 2.5 - 5.0 Tons** - Councilwoman Jackson asked what size truck is that size. Mr. Mull advised it is a utility truck. Council President Allen advised he is okay with an increase would be from \$125.00 to \$130.00 and from \$145.00 to \$150.00. All of Council agreed with

this.

**Over 5 Tons/Buses/Tractor Trailers/Heavy Equipment** - Council President Allen noted that Mr. Mull stated they are expensive to tow. Councilman Tompkins stated it cost \$2400.00 to tow one of the Township trucks. Council President Allen noted that the current fees are \$225.00 for day and \$250.00 for night and the towers are requesting \$250.00 per hour as a flat fee. Councilman Cartier asked if before making a decision on this Council could get a report from the 2 current towers asking how many times this has happened and what the charges were at the time. Councilman Tompkins stated a better report would be from the insurance company. Councilman Cartier stated he knows what it costs the tow operators and has no idea what the insurance company would be. Stated he would like to know how many times it has happened, the time it took and the cost it incurred. Council agreed to hold off on this until the report is provided to them and anything else Mr. Bayer feels is pertinent.

**Winching Services** - Council President Allen advised that the current fee is \$75.00 and they are asking for \$95.00. Councilwoman Jackson stated she would be okay with \$85.00. Councilman Cartier agreed as did the rest of Council.

**Mileage** - Council President Allen advised that the current fee is \$3.50/mile and they are requesting \$4.50/mile. Councilman Tompkins and Council President Allen agreed with leaving as is. Councilwoman Jackson stated she was okay with \$4.00/mile and Councilman Cartier agreed. Council President Allen advised he is trying to balance things out and is looking out for the business owners and residents. All of Council agreed with the increase of \$4.00.

**Storage Under 5 Tons** - Council President Allen stated that the current fee is \$25.00 and they are requesting \$35.00. Councilwoman Jackson stated she was okay with that. Councilman Tompkins explained that larger vehicles take up more space keeping the amount of storage fees down by the inability to store more vehicles. All of Council agreed to an increase to \$35.00.

**Storage Trucks Over 5 Tons** - Council President Allen stated that the current fee was \$50.00 and they are requesting \$75.00. Councilman Tompkin agreed with \$75.00. Councilwoman Jackson stated she was okay with \$65.00 and Councilman Cartier agreed. Council agreed on \$65.00.

**Storage Trucks/Tractor Trailers/Buses/Heavy Equipment Over 5 Tons** - Council President Allen advised that the current fee is \$60.00 and they are requesting \$125.00. Councilwoman Jackson stated it is a big jump but imagines it is due to the heavy trucks. Councilman Tompkins agreed with the increase to \$125.00 as did Councilman Cartier and Council President Allen. Councilwoman Jackson stated she was thinking \$85.00 but majority rules and she was fine with \$125.00. All of Council agreed.

**Road Service** - Council President Allen advised the current fee is \$75.00 and they are requesting \$95.00. Noted that his recommendation would be \$80.00 but is sure Council would agree to the \$95.00. Mr. Bayer advised this is for lock out service. A discussion ensued on who would use this and what for. Mayor Patriarca stated he did not know of any reason why the Police would call for lock out service for a resident and we should have spare keys to all Township vehicles. Mr. Mull advised they have never used this on a Township vehicle. Stated that this is for a resident who goes into WaWa and locks there stuff in the car with the car running a patrolman will call for a lockout. Noted that other things under road service are a flat tire or running out of gas. Added that the 5 minutes was a misprint and should have been 30 minutes.

Councilman Tompkins asked if Council could refer back to item D. - Storage, and noted that the way this was explained to him was that for some reason the owner of a vehicle may have their car in storage and may request to go and get things out of their car and although that is understandable sometimes they no the car is of no value and will strip it and never return to pay for it leaving it as the business owners problem and expense.

**Road Service continued...** - Councilman Cartier stated he was okay with leaving it at \$75.00. Councilwoman Jackson stated she was okay with changing it to \$95.00.

Council President Allen asked where the report would come from for the Over 5 Tons towing. Mayor Patriarca advised that Mr. Gonzalez may already have this report from the towers. Council is requesting the overall towing of heavy equipment not just Township

vehicles. Mr. Bayer advised he would remove New Jersey from the beginning.

### **BILL LIST**

Page 8, Fire Company Bills. *(Pulled from the Consent Agenda)*

Motion by Jackson and Trueblood to approve Bill List page 8, Fire Company bills. Jackson, yes; Trueblood, yes; Cartier, abstain; Tompkins, yes; Allen, yes. Motion carried.

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

**Mr. Bayer reported:** No report.

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

**Mayor Patriarca reported:** Commended the Fire Department on the outstanding job they have been doing on the recruitment of men and women. Stated he had 2 announcements on grants we received. Noted that the first was from State Department of Transportation for the Municipal Aid Program in the amount of \$234,175.00 for the paving of Sepulga Drive. Added that the Engineers will prepare the design for that work and see how far they can travel down Sepulga as they did with Tensaw. Noted this will be done through contract so Public Works will continue their paving projects. Advised that the second grant is from the Safe Streets to Transit Program through NJDOT. Noted this one is in the amount of \$500,000.00 and is being applied to the continuation of the project that was started on Evergreen Boulevard. Advised on where the project would be going and that a walk bridge would be installed to make a walkway into the development so residents have access to public transportation as well as into town. Councilman Cartier asked if Pinelands was contacted about this. Mayor Patriarca stated they had a preliminary meeting with Pinelands when they were making application and at that time they were told that they saw this as not being a problem. Noted the formal project has not been submitted to them yet and that the Engineers will work with them for approval. Noted that we have been turned down several times for this but that Dave Benedetti went to meet with them and discussed their concerns over the Train Station grant. Council President Allen asked if Administration was keeping track of all of the grant money that has been received over the last few years. Stated he is asking because it seems that Administration has done an excellent job of providing Council with grant opportunities. Mayor Patriarca stated that he has started a small spreadsheet with information pertaining to the projects they are working on and at this point he has us at just over \$3 million dollars. Noted this comes from the County, the Parks Development grants, the DOT grants and these are just the open projects.

### **COMMENTS BY COUNCIL MEMBERS:**

**Councilman Tompkins -** Advised he had the honor and privilege of going to "Coffee with a Congressman" on Friday and met with an gave a few comments to Congressman MacArthur and hopes that when he goes back to Washington he will remember some of the comments he made. Noted that he was upset at the last meeting after seeing the Police officers outside in the parking lot getting dressed for their shift. Noted he has done some research and passed out an ordinance he had prepared for Council to consider. Noted that this would give Council emergency powers to open up the Police locker rooms. Mayor Patriarca noted that the locker rooms are open. Mr. Bayer stated that he knows what the law says and that generally speaking the regulation of municipal property and employment is delegated to the Mayor under the Faulkner Act. Noted that this ordinance would run into some of the issuance of powers issues. Councilman Tompkins stated he would like to give the officers the ability to use these facilities. Mr. Bayer stated that there is also the laws under FLSA which Council can not regulate by ordinance. Noted that you cannot usurp Federal Law, but would put together a memo for Council. Councilman Tompkins thanked everyone for coming out.

**Councilwoman Jackson -** Noted that she was at a meeting and knows that some employees will be retiring soon and it was brought up to her that in the past Mrs. Stinney would get a proclamation sent to the School for the retiring school employees. Asked the Mayor if he knew anything about this. Mayor Patriarca noted that Council does resolutions and the Mayor does proclamations and in the past have been done by his office. Advised her to reach out to Mike Pinto to see where he is at with that. Thanked everyone for coming out.

**Councilman Cartier -** No comments.

**Councilman Trueblood** - Thanked all for coming out and she learned a lot about chickens. Asked all to keep warm in this weather.

**Council President Allen** - Thanked everyone for coming out and hopes to see all at the next meeting.

The meeting was adjourned at approximately 8:34 p.m.

Respectfully submitted by,

*Sunshine Dashiell*

Sunshine Dashiell, Deputy Township Clerk