

**CINNAMINSON TOWNSHIP COMMITTEE**  
**April 20, 2015**

The Regular Meeting of the Township Committee is being held at 6:30 p.m. in the Municipal Building, 1621 Riverton Road, Cinnaminson, NJ 08077. This meeting is being held in accordance with the "Open Public Meetings Act," P.L. 1975 c.231, having been advertized in the Burlington County Times on January 7, 2015.

Committee Members Present: Mr. Young, Mr. Minniti, Mr. Brauckmann, Mr. McCarthy. Also present: Mr. Guest, Attorney, Julie Edmondson, CFO, Director King, Administrator.

Mayor McCarthy opens the meeting with the Pledge of Allegiance

**Liaison Reports**

Economic Development – Mr. Minniti – no report

Administration/Finance– Mrs. Fitzpatrick-no report

Parks and Recreation and Health and Senior Services – Mr. Brauckmann – no report

Public Safety – Mr. McCarthy – no report

Public Works – Mr. Young

Thank you Mr. Mayor; Our Public Works Department has spent the last few weeks playing catch up throughout our community. Whether it's been picking up brush, collecting leaves, patching potholes or getting the fields at the parks ready for spring sports, it has been all hands on deck. The extended cold weather has greatly hampered all of our crews, but especially our pothole crew. Until last week, we were unable to get hot asphalt to make permanent repairs. This added to the strain on the staff since any temporary repair being made has to be repeated when the hot asphalt came available. The Parks group had things ready to go for opening day last weekend and the baseball and softball seasons are all off to a great start. Mike McDonald and his staff did a terrific job, again under very trying weather conditions. The various sports teams took note, in recognition of the Parks crew's efforts. We are pretty much on schedule for brush and leaf collection. Residents are to be reminded that materials need to be out by Monday, 7AM, of your pick up week, and we don't pick up leaves after the end of April. There will continue to be a drop off location behind the library for any late collections of leaves to be delivered. We are maintaining a supply of mulch behind the Library for residents to access for their personal use. We also are taking orders for deliveries all week long as long as we have personnel available to make the delivery. This is a service that used to only be available on Fridays. Be reminded that there is a charge for the delivery of these materials. We have a Capital Project underway in a couple areas of our community. We are reworking the sidewalks and installing ADA ramps at intersections where paving is scheduled to occur this summer. From review of the work areas, it would appear that we are about 1/3 done with this contract. We will be having a clean-up day at the DPW facility on Saturday, May 16, from 8 AM until 2 PM. Remember, this is when you can bring electronics, TVs, paint, used oil and other related items for disposition. Lastly, one of our staff, long time employee Bobby Morris, suffered multiple breaks to his ankle when he fell climbing off the loader about 10 days ago. A number of you have asked about him and I'm pleased to report that Bobby, after having multiple surgeries, is home and to use his words, hobbling around. We wish him well in his recovery. This concludes our report.

**MAYOR MCCARTHY Introduces Ordinance 2015-5 To Exceed the Municipal Appropriation Limits and to Establish a Cap Bank**

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to Introduce Ordinance 2015-5 with a public hearing scheduled for May 18, 2015 and publication in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

**MAYOR MCCARTHY Introduces Resolution 2015 - 65** 2015 Municipal Budget

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mr. Young to Introduce Resolution 2015-65 with a public hearing scheduled for May 18, 2015 and publication in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

**MAYOR MCCARTHY Introduces Ordinance 2015 - 6** Authorizing Conveyance of Municipal Property for Nominal Consideration to Facilitate the Production of Affordable Housing

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to Introduce Ordinance 2015-6 with a public hearing scheduled for May 18, 2015 and publication in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

**MAYOR MCCARTHY Introduces Ordinance 2015-7** 2015 Salary Ordinance

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mr. Young to Introduce 2015-7 with a public hearing scheduled for May 18, 2015 and publication in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

**MAYOR MCCARTHY Introduces Ordinance 2015-8** Authorizing Capital Improvements; Appropriating \$1,805,00; Authorizing the Issuance of General Obligation Bonds in the Aggregate Principal Amount of \$1,714,750

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to Introduce 2015-8 with a public hearing scheduled for May 18, 2015 and publication in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to add Resolution 2015-68 Appointing Acacia as Financial Advisors to the agenda. VOICE VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. YOUNG, seconded by Mayor McCarthy to adopt Resolution 2015-68. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY recuses himself from the public hearing on Ordinance 2015-4.

MR. MINNITI opens the public hearing on **Ordinance 2015-4** Amending Chapters 10, 269, 330 and 525 of the Code of the Township of Cinnaminson Entitled "Administration", "Fences", "Land Use Procedures" and "Zoning"

MR. DAVE ROSCOE – Attorney for Whitesell Corporation – We've been involved and part of the process for a year or so. I sent a letter dated April 2, 2015 and haven't heard from the attorneys. This is inconsistent with the MLUL. We thought we could work on it to address the concerns of coming into the Planning Board for tenant changes. We appreciate what you're trying to do. I ask Committee to stop and look at my memo and consider the changes I'm asking for.

MR. JIM BRENNAN – Sea Box – I have the same concerns. There should be reasons to bring businesses to town and keep it looking nice. Pre approved uses shouldn't have to come back in for review.

MR. ROBERT FARBER – Sea Box Attorney – We can send a marked up copy of the ordinance with suggested changes.

MR. MINNITI: You are protected with site plan approval.

MR. GUEST: He's concerned with this not clearly addressing all uses. Part of this ordinance is cleaning up what you already have. It's a time frame for the review board to act.

MR. MINNITI: We don't want this to fall back to what it was in the '70's and Rt. 130 went downhill. You can come to the review board without a tenant and get a plan together.

MR. YOUNG: We're not interested in you, we're interested in those that don't comply. It's a double edged pronged problem. It's not our goal to hurt you guys. We want you to be happy.

MR. MINNITI: We brought Mr. Minton in to be available and guide you through the process. I have no problem working on revising this in the next couple of months.

MR. MINTON: What we do and want is exactly what Jim Brennan said. We meet every Wednesday and tell you where the land mines are. We grant waivers on things that shouldn't apply to each individual property.

MR. ROSCOE: We appreciate your concerns on this. I don't know why this has to be done tonight. Please table this and work with us for a couple of weeks.

MR. GUEST: I'm willing to work with you on this, whether Committee adopts this tonight or not.

MR. MINNITI: There are issues other than these that are in this ordinance that we need to adopt. You have a 45 day appeal period, and that would give us a deadline.

MR. GUEST: You can continue the public hearing to a date certain, without further notice.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to close the public hearing for this evening. VOICE VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to continue the public hearing to May 18, 2015 at 6:30 p.m. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY rejoins the meeting.

### **Public Comments on Consent Agenda items only**

CINDY PIERSON, 622 S. Pompess Ave. - What is Resolution 2015-64?

DIRECTOR KING: The DOT did a survey and is recommending changing the speed limits on the on and off ramps to Rt. 90 to 55 mph.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to take Resolution 2015-67 off the agenda and table it. VOICE VOTE: ALL AYE, no opposed, motion passes. Resolution 2015-67 is tabled.

### **Consent Agenda**

**Resolution 2015- 64** Supporting the DOT to promulgate a Traffic Regulation Order

**Resolution 2015-66** Release Performance Guarantee for 1821 Cinnaminson Avenue

**Resolution 2015-67** Appointing Stout & Caldwell – design parking lot at Memorial Park

**Motion to Accept and File** Monthly Municipal Court Report of Receipts and Disbursements for month ending March 31, 2015

### **End of consent Agenda**

A MOTION IS MADE BY MR. MINNITI, seconded by Mr. Young to adopt the revised consent agenda.

VOICE VOTE: ALL AYE, no opposed, motion passes.

### **Minutes**

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mr. Young to adopt the minutes of March 28, 2015 as submitted. VOICE VOTE: ALL AYE, no opposed, Mr. Minniti abstains, motion passes.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to adopt the minutes of April 6, 2015 as submitted. VOICE VOTE: ALL AYE, no opposed, Mr. Minniti abstains, motion passes.

**Bill List**

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to accept the bill list and pay the bills in the amount of \$236,914.57. VOICE VOTE: ALL AYE, no opposed, Mr. Minniti abstains, motion passes.

**Comments from the public**

CINDY PIERSON: Thursday is Earth Day. Do something nice for the environment! The Watchdogs of the Watershed are on Facebook. Duck day is June 6, 2015.

**Comments from Committee**

MR. MINNITI Congratulates Mr. Gillespie on his most recent award. It's in the BCT if anyone is interested.

MAYOR MCCARTHY: Baseball's opening day was great. I'd like to thank DPW for all their work on the fields.

MR. YOUNG: Ernie McGill is now officially retired. His retirement party was yesterday!

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to go into closed session for matters of contract negotiations. VOICE VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. MINNITI, seconded by Mr. Young to return to regular session. VOICE VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. MINNITI, seconded by Mr. Young to adjourn the meeting. VOICE VOTE: ALL AYE, no opposed, motion passes. The meeting is adjourned at 7:40 p.m.

Duly passed and adopted

Respectfully submitted,

June 1, 2015

Pamela McCartney