

CINNAMINSON TOWNSHIP COMMITTEE
July 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 advertised in the Burlington County Times on January 7, 2015.

Committee Members Present: Mr. Young, Mr. Brauckmann, Mr. Minniti, Mr. McCarthy. Also present: Mr. Gillespie, Attorney, Director King, Administrator.

MAYOR MCCARTHY opens the meeting with the Pledge of Allegiance

MAYOR MCCARTHY swears in Patrolman Mark Berardis

DIRECTOR KING: Officer Berardis has been a Cinnaminson resident since 2009. He served as a Special Law Enforcement Officer for Burlington City police and Borough of Clayton. He is a graduate of the Gloucester County Police Academy in 2014. Most of the training has been waived by Police Training Commission. Starting today, Officer Berardis will begin his field training while completing any remaining training requirements at the Academy. I'd like to thank the Committee on behalf of the men and woman of the Department for their continued support.

Liaison Reports

Economic Development – Mr. Minniti – no report

Administration/Finance– Mrs. Fitzpatrick – no report

Parks and Recreation and Health and Senior Services – Mr. Brauckmann

It's a very busy time for parks and recreation as we are finalizing some park improvements with the assistance of Committeeman Ben Young. Improvements should be underway shortly at the two main softball fields at Wood Park and we also hope to start a brick walking path leading from the parking lot to the gazebo at Wood Park. Incorporated in the walking path will be personalized bricks that our residents will be able to buy. We are also going to offer the dedication of several trees to parallel this walking path that our residents can purchase to dedicate to love ones or a cause. Details will be coming out shortly about this project on our webpage and our Facebook site so please keep watch so you don't miss this opportunity. The tennis court improvements at Wood Park are still being worked on in *cooperation* with the school board. We've also improved our stage at Wood Park to include a much needed safety rail as well as put a new flag pole in the rear of the concessions building that is now visible from all the fields at Wood Park. At Memorial Park, the parking lot expansion that will be located in the open field next to the Forklanding Road existing parking lot should begin soon. There will also be a multi-purpose field expansion under the power lines that will add two full size and one smaller sized soccer field to Memorial Park. This construction will hopefully also be underway shortly. Ben Young and I met with members of the East Riverton Community Center/Civic Association to discuss East Riverton Park and plans for capital improvements planned for next year. All of the above projects are being coordinated thorough Ben Young so I appreciate his efforts as there is a lot of exciting things being planned. We have three more concerts left in our summer concert schedule, tennis lessons are well underway with outstanding participation rates, and summer basketball is in full swing also with records numbers so we have a full complement of activities going on that are offered by your township. The date for our movie night is Saturday, September 12th and will feature the Disney movie: Planes – Fire and Rescue. Steve Pullara who is our children's music performer will also be doing a children's concert prior to movie night starting so it's going to be an awesome night for the kiddies. As everyone knows, Steve Pullara's summer concert which was our first one got rained out so this will be his makeup date. Cinnaminson Day is scheduled for Sunday, October 18th and our

second annual Trunk or Treat will be on Saturday, October 24th. Our final event of the year is our Christmas Tree Lighting Ceremony that is scheduled for Friday night, December 4th.

Public Works – Mr. Young

We are continuing to pick up brush, so please have your brush out by Sunday of your scheduled pick-up week. Street sweeping continues directly behind the brush pick-up. There were not any notices issued for brush this past month and through the 2nd week of July due to the great amount of storm damage to trees throughout the community. Be reminded, we will not be picking up brush during the month of August. Sometime in August, you will be receiving, in the same envelope as your tax bill, our Public Works directory of services and a calendar with the recycling schedule pickup dates. These will come in a letter explaining the various ordinances that govern our services. We continue to cut grass on properties in violation of the property maintenance ordinance. Violations and Liens are being issued. We have published the paving program for the current year and are scheduled to begin work in early August, weather permitting. We are asking in advance for your patience as we move forward with the milling program and then the repaving. As we have done in the recent past years, we will be doing staged, partial milling and then repaving to minimize the amount of time between the two operations. We may also be doing some different treatments to the roadways during our paving this year.

Public Safety – Mr. McCarthy

Our flags are being flown at half mast to honor the military and police hero's that were killed over the weekend in Tennessee. National Night Out is Tuesday August 4th from 5pm to 8pm this year once again the activities will take place in the parking lot behind the Police Station. All residents are encouraged to attend.

MAYOR MCCARTHY **Introduces** Ordinance 2015-13 Prohibiting Smoking at the Township Municipal Complex

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to Introduce Ordinance 2015-13 with a public hearing is scheduled for 8/17/15 and publication will be made in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY **Introduces** Ordinance 2015-14 Amending Ordinance 2011-7 – Amending Chapter 85 of the Code of the Township

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to Introduce Ordinance 2015-14 with a public hearing is scheduled for 8/17/15 and publication will be made in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY **Introduces** Ordinance 2015-15 Amending Chapter 356 Entitled “Motels and Temporary Housing Accommodations”.

A MOTION IS MADE BY MAYOR MCCARTHY, seconded by Mr. Brauckmann to Introduce Ordinance 2015-15 with a public hearing is scheduled for 8/17/15 and publication will be made in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY opens the **Public Hearing** - Ordinance 2015-9 Vacating an Additional Portion of Old Branch Pike

MR. YOUNG: This is left over from the Rt. 130 project. It's paperwork that needed to be cleaned up. MAYOR MCCARTHY, hearing no comments, closes the public hearing.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to Adopt Ordinance 2015-9. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY opens the **Public Hearing** - Ordinance 2015-10 Authorizing Conveyance of the Cinnaminson Home Property 1410 Riverton Rd. to MEND, Inc. for the Development of Age-Restricted Affordable Housing

MR. YOUNG: This is actually housekeeping for the paperwork to the State.

MRS. CINDY PIERSON, 622 S. Pompess Ave. – The concerns from the scoping hearing still exist. Nothing has been done to update the open space.

MR. YOUNG: This isn't open space, and hasn't been for 2 years.

MR. MINNITI: It was erroneously added to begin with.

MR. KENT PIPES, 35 Mt. Laurel Road, Hainesport - I'm a senior citizen. I'm opposed to senior housing at the expense of family housing. The government didn't anticipate municipalities discriminating against families. (reads statistics on homeless and income.)

MR. KENNEY, 90 Wedgewood Dr. – What does MEND want to do with this?

MR. YOUNG: The same as originally approved.

MR. KEENEY: We don't need a 55 room motel in my neighborhood. There is room on 130 for this.

MR. MINNITI explains the lawsuits the township has been in about affordable housing. We have fought to have family housing integrated in Cinnaminson Harbor so you wouldn't know them from the regular housing. We support the family housing.

MR. GILLESPIE: We fought to get this off the ROSI list and it has to be senior affordable housing. That was the deal to get it off.

MAYOR MCCARTHY, hearing no further comments, closes the public hearing.

A MOTION IS MADE BY MR. MINNITI, seconded by Mr. Young to Adopt Ordinance 2015-10. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY opens the **Public Hearing** - Ordinance 2015-11 Adopting a Redevelopment Plan for the Cinnaminson Home Redevelopment Area

MAYOR MCCARTHY, hearing no comments, closes the public hearing.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to Adopt Ordinance 2015-11.

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

Public Comments on Consent Agenda items only - none

Consent Agenda

Resolution 2015-96 Place to Place transfer of liquor license for Riverton Country Club

Resolution 2015-97 Reimburse/Cancel taxes for Totally Disabled Vet - Hoinsky

Resolution 2015-98 Reimburse/Cancel taxes for Totally Disabled Vet - Rhea

Resolution 2015-99 Reimburse/Cancel taxes for Totally Disabled Vet – Gedling

Resolution 2015-100 Liens for work performed by DPW on various properties

Resolution 2015-101 Authorizing Participation – Burlington County Mutual Aid and Assistance Agreement with Participating Units

Resolution 2015-102 Authorizing the Sale of \$9,345,000 Principal Amount of Bonds and other matters relating thereto

Resolution 2015-103 Liquor License Renewal – Whistlers Inn

Resolution 2015-104 Refund of taxes for totally disable vet – Bootle, Labriola, Carruthers

Resolution 2015-106 Liquor License Renewal – Wine Cellar

Resolution 2015-107 Shared Service for DPW equipment with Riverton Borough

Resolution 2015-108 Award 2015 Road Materials to American Asphalt

Resolution 2015-109 Award 2015 Milling of Streets to Mount Construction Company, Inc.

Resolution 2015-110 Awarding Contract for Electrical Inspection Services

Motion to Approve the Crossing Guard Hiring and Employment Policy

Motion to Authorize the Administrator to move DPW part time laborer to full time

Motion to Approve raffle licenses for Moorestown Theater Company for 10/17/15

Motion to Approve raffle licenses for CHS HAS for 10/23/15

Motion to Accept and File Monthly Municipal Court Report of Receipts and Disbursements for month ending June 30, 2015

End of consent Agenda

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mayor McCarthy to adopt the consent agenda as listed. VOICE VOTE: ALL AYE, no opposed, motion passes.

Resolution 2015-105 Authorizing Execution of Redevelopment Agreement on Cinnaminson Home
A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to adopt Resolution 2015-105. VOICE VOTE: ALL AYE, no opposed, motion passes.

MAYOR MCCARTHY **Introduces** - Ordinance 2015-12 Amending the 2015 Salary Ordinance – Chapter 108 Section G .

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Minniti to Introduce Ordinance 2015-12 with a public hearing is scheduled for 8/17/15 and publication will be made in the BCT. VOICE VOTE: ALL AYE, no opposed, motion passes.

Minutes – June 15, 2015

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mayor McCarthy to adopt the minutes of June 15, 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 Mayor McCarthy to approve the bill list and pay the bills in the amount of \$5,323,477.13. VOICE VOTE: ALL AYE, no opposed, Mr. Minniti abstains on bills for Parker McCay, motion passes.

Comments from the public

BARBARA RESICK, 100 Winding Lane – It’s the same as Lutheran?

MR. YOUNG- Yes

MS. RESICK: Can someone have grandchildren living with them?

MR. MINNITI: If they are the caretaker they can have one.

MS. RESICK: There is a lot of ivy by the fence that’s coming into my yard that needs to be removed.

MAYOR MCCARTHY, hearing no further comments, closes the public comments.

Comments from Committee

MR. MINNITI: I’d like to thank Mr. Brauckmann for suggesting the flags be lowered.

Garden State Inn

MR. GILLESPIE: This a hearing. There were a series of violations of the ordinances. Matthew Spidell of Parker McCay will prosecute the charges. Detective Calabrese was the detective on this case. The motel owner is here tonight along with his attorney, Jeff Baron.

MR. SPIDELL: Detective, did you dismiss 10A(6) from 5/18/15?

DET. CALABRESE: Yes, we did.

MR. BARON: This hearing should occur after the court hearing. We are not going to testify tonight for that reason.

MR. GILLESPIE: When is that court date?

MR. BARON: 28th

MR. GILLESPIE: Are you moving forward with the court?

MR. BARON: Yes.

MR. GILLESPIE: Was there anything in your letter asking Township Committee to postpone this until after the hearing?

MR. BARON: No.

MR. GILLESPIE: Your client was served with how many charges?

MR. BARON: 28.

MR. GILLESPIE: And how long ago was he served?

MR. BARON: In May.

MR. GILLESPIE: 45 days ago, is that correct?

MR. BARON: I don't know.

DET. CALABRESE: I served them the same day I signed them.

MR. GILLESPIE: I'd advise Committee to adjourn the hearing until after the court date of the 28th. We can set up a special meeting early August.

MR. SPIDELL: Mr. Baron's client will be out of the country in August.

MR. GILLESPIE asks when he returns and talks with Committee. There will be a special meeting on August 26th at 6:30 p.m. in the court room. This adjournment is at the request of the respondent.

MR. BARON consents to the adjournment.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to adjourn the hearing at the request of the respondent and reschedule to a special meeting on August 26th at 6:30 p.m. VOICE

VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. YOUNG, seconded by Mr. Brauckmann to go into Closed Session to discuss attorney client matters, personnel, negotiations and a vendor issue. (7:50 p.m.) VOICE

VOTE: ALL AYE, no opposed, motion passes.

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mr. Young to return to Regular Session. (8:24 p.m.) VOICE VOTE: ALL AYE, no opposed.

A MOTION IS MADE BY MR. BRAUCKMANN, seconded by Mr. Minniti to adjourn the meeting. VOICE VOTE: ALL AYE, no opposed, motion passes. The meeting is adjourned at 8:25 p.m.

Duly passed and adopted

August 17, 2015

Respectfully submitted,

Pamela McCartney