

February 8, 2006

The regular meeting of the Riverton Borough Council was held on the above date. Mayor Martin presiding.

PRESENT: Council members Dr. Smyth, Mr. Smyth, Kinzler (arrived at 7:40pm), Cesaretti and Solicitor Bruce M. Gunn

ABSENT: Council members Daniel and Villari

The following statement was read by Mayor Martin:

Public notice of this meeting, pursuant to the Open Public Meetings Act, has been given by the Municipal Clerk in the following manner:

(a) Having written notification of all meetings to be held in 2006 published in the Burlington County Times on January 17, 2006

(b) Posting written notice on the official bulletin board on January 19, 2006

RESOLUTION 31-06

**A RESOLUTION PERMITTING THE EXCLUSION OF THE PUBLIC FROM A MEETING IN CERTAIN CIRCUMSTANCES PER SECTION 8 OF THE OPEN PUBLIC MEETINGS ACT C.231 P.L. 1975
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Smyth. A poll vote was then taken. Dr Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye. It should be noted that a personnel matter will be discussed.

At this time Dr. Smyth moved that we return to public session. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

The minutes from January 4, January 11 and closed session minutes from January 11 were then presented. Dr. Smyth moved that these minutes be approved as submitted. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti read a report for the month of January, 2006 that was submitted by Chief Norcross. Vehicle Mileage 2533, Gas used 373.7, Juvenile Arrests 0, Adult Arrests 8 (Criminal Warrant 1, Criminal Summons 0, Traffic Warrants 4, DWI 3, and Other 0), Motor Vehicle Crashes 3, Motor Vehicle Stops 86, Motor Vehicle Warnings 9, Motor Vehicle Summons 81, Burglar Alarms 1, Asst. to other Police Departments 21, Animal Complaints 4, Fire Calls 18, Ambulance calls (Riverton) 35, Unattended Deaths 0, Criminal Cases 20, Domestic 2, Thefts 2, Burglaries 0, Assaults 1 (Police Officers 0, Firefighters/EMT 0, Civilian 1), Sexual Assault 0, Criminal Mischief 0, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 23, Miscellaneous Calls and Total Calls 1,098.

Mr. Cesaretti read a report for the month of January, 2006 that was submitted by Deputy Fire Chief, Robert Year. There were 16 fire calls for the month, 3 drills, 10 calls in town and 6 calls out of town.

Mr. Cesaretti read a report for the month of January, 2006 that was submitted by the Borough's Animal Control Officer, M&R Wildlife. One squirrel that was hit by a car was picked up in front of 414 Lippincott Avenue.

PUBLIC WORKS/SEWER-Mrs. Villari-No Report

ZONING, CODE ENFORCEMENT & PARK & RECREATION-Dr. Smyth

Dr. Smyth reported that his committee would be meeting to discuss replacing our Code Enforcement/Zoning Officer, who recently resigned. Council will be kept apprised of this situation.

PLANNING, ECONOMIC DEVELOPMENT & REDEVELOPMENT-Mr. Smyth

Mr. Smyth reported that the Planning Board has been working on the Brandenberger/Sheridan site plan application for the Nuway property, which is progressing

well. Mr. Smyth reported that the Master plan re-exam is ongoing. The demographic information and COAH issues have been completed. We have received both Cinnaminson's and Palmyra's Master Plans and Redevelopment Plans to review. Mr. Smyth reported that the target to complete the Master Plan Re-exam and report to the entire Planning Board is April of this year.

Mr. Smyth will be attending a River Route Advisory committee meeting on February 27. This was formerly the Route 130 corridor committee.

Regarding Economic Development, Mr. Smyth will be meeting with business and the civic association on February 13th. His roll will be on February 13th at the Riverview Estates. His roll will be to update the two groups on the status of the Master Plan. Mr. Smyth expects questions about redevelopment. Mr. Smyth commented that he is in the process of reviewing the old draft redevelopment plan for Riverton to see what changes could be made.

Mr. Smyth reported that he recently attended a County shared services meeting. Information was provided regarding different ways for financing potential projects at a better bonding rate.

Mr. Smyth attended a January 19th meeting pertaining to river town's redevelopment in South Jersey. Mr. Smyth obtained a lot of good information.

SHADE TREE, HUMAN SERVICES ENVIRONMENTAL & COURT-Dr. Daniel

In Dr. Daniel's absence, Mr. Smyth read the following Human Services reports submitted by Welfare Director, Florence Klein. In the month of December, 2005, there were 5 clients on assistance. Mrs. Klein attended training seminars during the month. For the month of January 2006, there were 4 clients on assistance. There was no State meeting during the month because of the weather.

Mr. Smyth reported that he received correspondence from Michael Robinson of the Environmental Commission opposing the placement of a cell tower at the sewer plant. Mr. Smyth informed Michael Robinson that Council was evaluating a proposal from T-Mobile and that a final decision has not been reached. Mr. Smyth informed Mr. Robinson that T-Mobile is looking at an alternate site in Cinnaminson Township just off of the Pompeston Creek bridge (at the old Lippincott Boat works) in Cinnaminson Township.

Mr. Smyth announced that Judge Sweeney has invited Council to attend a meeting on the 22nd of February to discuss goals and responsibilities regarding the court.

TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL-Mr. Kinzler

Mr. Kinzler moved that the attached Treasurer's, Finance Report and Bill list be approved as submitted. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

OLD BUSINESS

UPDATE RE: 2006 BUDGET PROCESS

Mr. Kinzler reported that the Treasurer, Mr. Smyth, Mrs. Villari and himself met with Brad Young, Licensed Wastewater Treatment Facility Operator and Scott Reed, Public Works Manger and Fire Chief to review their department's budget requests. Mr. Kinzler also reviewed non-departmental costs with our Treasurer over the weekend. Mr. Kinzler believes we are in very good shape. Mr. Kinzler anticipates that by February 17th or the 21st, his intent is to have a first round draft of the budget ready for Council's review. Mr. Kinzler reported that we are looking at March 8 to introduce the budget.

CENTERS OF PLACE GRANT-ENGINEERING COSTS. It was the consensus of Council to table a discussion on this issue until next month's work session when Mrs. Villari will be present.

UPDATE RE: PEACE POLE. Dr. Smyth reported that he has spoken to Mr. & Mrs. Creter about this issue. Dr. Smyth stated that approximately 200,000 communities have peace poles as a reminder that fundamentally we are a nation that seeks to be at peace with

ourselves and other people. Dr Smyth will be working with the Creter's and a group of citizens about the possibility of obtaining and placing a peace pole in Riverton. Dr. Smyth stated that all costs would be covered by the citizens group. Dr. Smyth will keep Council apprised of this situation.

NEW BUSINESS

ORDINANCE 1-06

AN ORDINANCE TO RELEASE, VACATE, AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS IN AND TO MATTIS LANE (IN FULL IN ORDINANCE BOOK)

The above Ordinance was read by title only for the second time by Mr. Cesaretti, who moved for its adoption. This was seconded by Dr. Smyth. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no public comment on this Ordinance, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

ORDINANCE 3-06

AN ORDINANCE TO ESTABLISH STORMWATER MANAGEMENT REQUIREMENTS AND CONTROLS FOR MAJOR DEVELOPMENT

The above Ordinance was read by title only for the first time by Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for March 8.

RESOLUTION 32-06

TRANSFER RESOLUTION (IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Kinzler, who moved for its adoption. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mrs. Villari absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTIONS PERTAINING TO AUCTIONING OFF OLD POLICE VEHICLES AND DONATING RECOVERED BICYCLES TO THE 4TH OF JULY COMMITTEE

Mr. Gunn reported that we are waiting for the Chief to provide market value and other required information pertaining to the vehicles. Mr. Gunn asked that Council consider this next month. It was the consensus of Council to agree to this.

Mr. Gunn reported that he has researched the possibility of donating recovered bicycles to the 4th of July Committee, Mr. Gunn stated that since it is treated as abandoned property, we really cannot sell or donate what we don't have. The statute states that they must be sold at a public auction, which is what we have done in the past. Mr. Gunn explained that the bicycles must be unclaimed for six months and an advertisement must be done. Mr. Gunn stated that it doesn't prevent someone from the 4th of July Committee from coming and bidding on them. Mr. Gunn reiterated the fact that it is not our property to donate.

PROCLAMATION-READ ACROSS AMERICA (IN FULL IN RESOLUTION BOOK)

Mayor Martin read this Proclamation in full.

CORRESPONDENCE

Mr. Cesaretti read a letter from Joanne Ryan, 405 Howard Street. Mrs. Ryan believes there is confusion about the new "No Parking" Ordinance pertaining to Howard Street, between 4th & 5th Streets. Mr. Cesaretti stated that he would like the parking committee to meet to review these concerns and other issues as well. He asked the Chief to

schedule a parking committee meeting. Mr. Cesaretti commented that some of the concerns raised in Mrs. Ryan's letter have already been remedied.

MEETING OPEN TO THE PUBLIC

William Harris, 502 Cinnaminson Street, reminded Council that he is still working on the rail horn mitigation issue. Mr. Harris has corresponded with Senator Lautenberg's office. Upon request from the Senator's office, Mr. Harris submitted a grant letter for the 2007 federal budget. This could possibly establish quiet zones regarding the light rail horn issue. Mr. Harris stated that Riverton would not be responsible for any monies; it would come from the federal and state level. Mr. Harris will keep Council apprised on this issue.

Gene Bandine, 522 Main Street, expressed concern about the debris on Main Street from people who patronize the ice cream parlor. Mr. Bandine reported that people throw their Styrofoam cups on the ground. He asked if a screened trash container could be placed at this location. This issue was referred to the Public Works Committee. Mr. Smyth stated that there is a lot of trash deposited near the riverbank on public property. Mr. Smyth inquired if there was a litter ordinance and whether fines could be imposed. Mr. Gunn stated that we do regulate private property issues. Chief Norcross commented that there is also a state statute pertaining to littering also. Mr. Gunn commented that in Chapter 52 of the code there is an anti-littering portion. The fines only \$50.00; we might want to take another look at this.

Mr. Cesaretti raised concern that we are not enforcing the number of trash receptacles that a store can place curbside. Our Ordinance presently states that we will not accept quantities of trash in excess of three (3) fifty-pound receptacles. Mr. Cesaretti reported that The New Leaf store has placed as many as 14 receptacles curbside which he feels is unacceptable. He believes the owner should provide a dumpster. Mr. Cesaretti stated that a similar situation previously occurred with the bakery. Mr. Cesaretti asked that the litter issue and the receptacle issue be placed on Council's March 1 agenda for discussion.

Mr. Bandine then asked when the town clock will be operational. Dr. Smyth responded that that issue goes hand in hand with the enhancement project for Broad Street. Mr. Smyth commented that a bid opening for this project is scheduled for February 21st at 10:00am.

There being no further business to discuss, Dr. Smyth moved that the meeting be adjourned. This was seconded by Mr. Smyth, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk