

October 10, 2007

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

PRESENT: Council members Daniel, Brown, Dr. Smyth, Mr. Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

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 2007 published in the Burlington County Times on December 27, 2006

(b) Posting written notice on the official bulletin board on January 3, 2007

The open and closed session minutes from September 5, and September 12 were then presented. Dr. Smyth moved that these minutes be approved as submitted. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

TREASURER'S, FINANCE REPORTS AND BILL LIST FOR APPROVAL-Mr. Kinzler

Mr. Kinzler moved that the attached reports and bill list for approval for the month of September be approved. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

UPDATE RE: STATE'S REQUIRED REVISIONS TO THE BOROUGH'S TAX MAPS FOR REVALUATION PURPOSES

Mr. Kinzler reported that we have received another proposal for the above referenced project. We are still waiting for two others before a recommendation can be made to Council. Mr. Cesaretti commented that Richard Arango (Remington, Vernick & Arango), who submitted the initial proposal for this work, has asked to come before Council next month to review his firm's proposal with Council. It was the consensus of Council not to do this at this time.

UPDATE RE: FUNDING ISSUE PERTAINING TO THE CURB REPLACEMENTS AT CEDAR STREET AND ROAD RESURFACING AT THOMAS AVENUE (UPPER PORTION)

Monies that were originally designated for the Morgan Avenue and Fulton Street projects that have not been expended are now needed for the above referenced 2007 road program. This will require the consolidation of road program funds into two bond ordinances as recommended by our Bond Counsel. The Borough will not incur any additional debt by the passage of these ordinances.

ORDINANCE 8-07

AN ORDINANCE REAPPROPRIATING \$40,000.00 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR THE 2007 ROAD IMPROVEMENT PROGRAM BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY

The above Ordinance was introduced by title only by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, 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 November 7 at 7:30pm.

ORDINANCE 9-07

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 6-05 OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY FINALLY ADOPTED APRIL 13, 2005 IN ORDER TO INCLUDE THE 2007 ROAD PROGRAM

The above Ordinance was introduced by title only by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye, and Mr. Cesaretti aye. Second read and a public hearing on this Ordinance is scheduled for November 7 at 7:30pm.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti read a report for the month of September that was submitted by Chief Norcross. Vehicle Mileage 3233, Gas Used 455, Juvenile Arrests 0, Adult Arrests 14 (Criminal Warrants 2, Criminal Summons 1, Traffic Warrants 9, DWI 2 and Other 0), Motor Vehicle Accidents 4, Motor Vehicle Stops 144, Motor Vehicle Warnings ?? (listed like this in report), Motor Vehicle Summonses 105 (Riverton Officers 105, NJ Transit N/A, Others N/A), Burglar Alarms 4, Assists to Other Police Departments 45, Animal Complaints 8, Fire Calls 11, Arson 0, Ambulance Calls (Riverton) 12, Unattended Deaths 0, Criminal Cases 33, Incidents 265, Domestic 0, Thefts 4, Burglaries 4, (From Residences 4, From Vehicles 0), Assaults 0, Sexual Assaults 0, Criminal Mischief 3, Robberies 0, Motor Vehicle Thefts 2, Miscellaneous Complaints 2, Miscellaneous Calls 467 and Total Calls 1,127

Mr. Cesaretti read a report for the month of September that was submitted by Deputy Fire Chief Robert Yearly. There were 11 fire calls for the month, 2 drills, 9 calls in town, 2 calls out of town and 161.3 man hours for the month.

Mr. Cesaretti reported that there is a stray cat population problem in the Borough. Mr. Cesaretti reminded residents not to feed any stray or feral cats in town.

STREETS, ROADS & SEWER-Dr. Smyth

Dr. Smyth reported that road work would be commencing soon on 7th Street, Thomas (upper portion) and the curb replacement project on Cedar Street. Mr. Smyth also reported that Riverton and Palmyra have filed a joint grant application with the Department of Transportation for the reconstruction of Morgan Avenue in both Boroughs.

ZONING, CODE ENFORCEMENT, PARK & COURT-Mr. Brown

Mr. Brown reported that the Zoning Board will be meeting on October 18th. Public Work Manger, Scott Reed reported that there has been a graffiti

problem in the park, in particular near the tennis backboards and grandstand area. His department has repainted those portions.

Mr. Brown reported that a final draft of the Bicycle/Pedestrian grant is being prepared.

Mr. Brown announced that the Christmas Tree lighting will be held on December 7th at 7:00pm.

Mayor Martin announced that he and his wife would be hosting an open house at their home on December 8 from 5:00pm-9:00pm for all employees, officials and volunteers of the Borough. This is being held in conjunction with the library's house tour this year.

PLANNING, ECONOMIC DEVELOPMENT, SHARED SERVICES

AND GRANTS-Mr. Smyth

Mr. Smyth reported that the Planning Board heard one site plan application on September 18 from Verizon. Mr. Smyth reported that Joe Rainier withdrew his site plan application to expand 515 Main Street.

Mr. Smyth reported that work continues on the Environmental Resource Inventory (Smart Growth Grant) which should be completed soon.

Mr. Smyth reported that the River Route Advisory Committee received a renaissance award and a federal commendation from Senator Menendez.

Regarding Economic Development, Mr. Smyth reported that there will be two narrated tours along the River Route Corridor-a train ride aboard the River Line on October 30th and a bus ride along Route 130 on November 9th. There will also be an Economic Development forum on October 12th in West Deptford. Mr. Smyth reported that a video TV update on the riverfront towns is in the works.

Mr. Smyth reported that New Jersey Transit has filed a waiver for a bell zone with the Federal Railroad Administration. Borough Council has prepared a letter of support which will be submitted when the waiver request has been placed on the FRA's docket.

Mr. Smyth announced that the Borough is in need of volunteers to assist us with the 2010 Census.

SHADE TREE, BOARD OF HEALTH & ENVIROMENTAL-Dr. Daniel

Dr. Daniel reported that the Shade Tree Commission has earmarked numerous Borough trees for removal. Those trees have an orange dot on them.

MEETING OPEN TO THE PUBLIC

Renee Azelby, 706 Thomas Avenue asked for an update regarding the bell zone issue. Mr. Smyth provided an overview of the process.

Deborah Weaver, 103 Penn Street, volunteered to help the Borough with the 2010 Census. Ms. Weaver stated that she is a licensed real estate agent would like to act as the Borough's potential buyer's broker regarding any affordable housing issues. She was referred to the Borough Municipal Housing Liaison, Muriel Alls-Moffatt.

Ann Matlack, 809 Thomas Avenue commented that while she is glad that the upper portion of Thomas Avenue will be repaved, she is concerned that speeding will increase along this roadway. She asked if any traffic calming

parameters were considered. A discussion then ensued about possible speed traps, stop signs, striping, etc. Mr. Reed commented that he feels the police need to crack down harder on the speeders.

Katy Roussos, 708 Thomas Avenue, commented that she has read the recommendations regarding the Bicycle/Pedestrian study. There is a menu of options for consideration predicated on costs and priority levels. Ms. Roussos is concerned how these decisions will be made. Ms. Roussos asked if the Borough would put together some type of committee to review the options and possibly try to acquire grant money to defray costs. Mayor Martin thought that a committee would be formed to address these issues.

Ms. Roussos asked for an update regarding the revaluation process. Mr. Kinzler explained that we must first make the State's required revisions to our tax maps before moving forward with the project.

Michael Heine, 206 Carriage House Lane, asked if we know the municipal boundary lines on Morgan Avenue. Mr. Smyth responded yes.

OLD BUSINESS

UPDATE RE: GARBAGE/TRASH BIDS-Mr. Gunn

Mr. Gunn reported that last week, Council decided to bid the garbage/trash separately before considering a joint bid effort with Palmyra. Mr. Gunn reported that Palmyra's Solicitor is concerned that if Riverton bids separately for garbage/trash, we might be acting contrary to the spirit of the open public bidding process, which would suggest that all alternatives be presented in the same bid package. Mr. Gunn stated that he shares the same concern. Mr. Gunn reported that the present bid specifications do provide for both a joint and separate bidding for both municipalities. Mr. Gunn also reported that the tipping fee issue has been resolved, whereby the contractor would be responsible for allocating these costs between Riverton and Palmyra. Mr. Gunn also reported that Riverton would be involved with the process, such as being able to handle any Riverton garbage/trash complaints through the Public Works Manager. A discussion then ensued, with the consensus being that Mr. Smyth, Mr. Gunn and Public Works Manager, Scott Reed, meet with Palmyra representatives to try and resolve any other outstanding issues. A recommendation will be made to Council at their November 7 meeting.

NEW BUSINESS

ORDINANCE 6-07

AN ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD RAMPS THROUGHOUT THE BOROUGH OF RIVERTON

The above Ordinance was read by title only for the second time by Mr. Brown, who moved for its adoption. This was seconded by Dr. Smyth. Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. **Michael Heine, 206 Carriage House Lane** commented that he believes some of the wording in this Ordinance should be changed before Council considers its adoption.. Mr. Heine cited the following sections that he had concern with: Section 2 Definitions of Commercial Establishments, Section 3 Unlawful Activities C & D and Section 5 Violations and Penalties. A discussion then ensued.

Mr. Brown moved to table this Ordinance so that these suggestions could be reviewed by our Solicitor. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth nay, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 92-07

A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF FIRE DEPARTMENT EQUIPMENT FOR THE BOROUGH OF RIVERTON IN THE AMOUNT OF \$45,495.00 FROM MID-STATE MOBILE RADIO OF TRENTON, NEW JERSEY STATE CONTRACT NUMBER 53804 (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 aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 93-07

A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF COMPUTER HARDWARE/SOFTWARE FOR THE BOROUGH OF RIVERTON IN THE AMOUNT OF \$12,814.01 FROM UNITED COMPUTER SALES AND SERVICES, INC. OF CHERRY HILL (MUNIDEX) -STATE CONTRACT NUMBER 81215 (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. Kinzler. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 94-07

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 Dr. Smyth, who moved for its adoption. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that contract negotiations-police will be discussed.

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

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

Mary Longbottom, RMC
Municipal Clerk