

September 5, 2007

The work session 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 the 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

Financial Issues:

Update on Borough Finances distributed an expense detail report to Council for their review. This includes Mr. Kinzler's forecast-2007 (actual) and a review of where we are over/under budget for this year so far. Some highlighted concerns were expenses for computer/hardware services for Borough operations. Mr. Cesaretti commented that we may consider combining both police and municipal computer operations next year. Mr. Kinzler reported that our legal costs are running well and so is the police overtime costs. Mr. Kinzler raised concern about the police miscellaneous line item. We need to work with the Chief to determine where these expenses are. Mr. Kinzler reported that we expect to have all unpaid tax balances for 2006 collected at the tax sale scheduled for October 3. Mr. Kinzler reported that we have collected 97.5% for 2007 taxes to date. Mr. Kinzler would like to implement procedures to assist us in collecting more in taxes. Mayor Martin suggested that we consider making telephone reminders to those people who have not paid their taxes. Mr. Kinzler asked that a current 2007 delinquent tax list be prepared for next week's meeting.

Update Re: Revaluation process pertaining to the State's required revisions to our tax maps. Mr. Kinzler reported that we need to address this issue as soon as possible. Borough Engineers, Remington Vernick and Arango have submitted a proposal in the amount of \$23,000.00 to do this work. They estimate that it will take a number of months to complete. Our Tax Assessor has voiced concern that the timeframe estimated to get these revisions done and accepted by the State could pose a problem for the revaluation firm the Borough contracted with to do the project. Mr. Kinzler suggested that we should solicit additional quotes from other engineering firms to do the required revisions, so we have a better idea if the initial proposal is correct. It was the consensus of Council to agree to this recommendation.

RESOLUTION 73-07

A RESOLUTION AUTHORIZING THE FINANCE COMMITTEE TO SOLICIT REQUESTS FOR PROPOSALS FOR THE REVISIONS OF THE BOROUGH'S TAX MAPS FOR THE REVALUATION PROCESS (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 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.

Possible purchase of computer equipment for municipal offices Once again Council reviewed and discussed the proposal from United Computer Sales and Services, Inc. to provide new hardware/software needs for the Borough's computers. Mr. Cesaretti stated that he was not able to find a company that could beat their HP (Hewlett Packard) quote under NJ State Contract. Concern was then raised about the amount listed for installation charges. Mr. Kinzler asked how long it would take to install the equipment. Mr. Cesaretti responded a minimum of four days. Mr. Kinzler asked if we are looking to move forward on this purchase. Mr. Cesaretti recommended that we do except for the windows 2003 server (additional hardware), which he can provide. Mr. Cesaretti reported that the new server would be able to handle the additional software for the Assessor's office after the revaluation project is completed. Mr. Smyth asked if this server was also for the police. Mr. Cesaretti responded no. Mr. Kinzler was of the opinion that the performance issues of the server are such that it is not time critical for us to make this purchase now. Mr. Smyth believes we should get more quotes. A discussion then ensued. Mr. Cesaretti commented that he would attempt to obtain additional quotes and report back to Council at next month's meeting.

Review of revised draft Skateboard ordinance-Mr. Brown

Mr. Brown reported that we have deleted rollerskates from the proposed ordinance, provided a location for skateboarding at a location in the park (designated 60'x115' paved fenced area adjacent to Cedar Street) and kept the permitted areas for skateboarding in the Ordinance. Mr. Smyth asked about portable skateboard ramps being installed at the designated park location. Mr. Reed raised concern as to what the liability would be if people bring their own ramps to the park. Mr. Gunn stated that we would have to have signage and have Park & Recreation Commission to set up rules for that. Mr. Smyth expressed concern that skateboarding would be prohibited on the grounds of the school. Dr. Daniel shared Mr. Smyth's concern..

Michael Heine, 206 Carriage House Lane believes the ordinance should only reflect where skateboarding should not be done. Proper signage would be needed. Mr. Heine believes it would be a serious mistake to authorize skateboarding at designated areas. This creates a liability for the town.

A discussion ensued with the consensus being that the permitted uses should be excluded. Mr. Gunn stated that he would prepare another draft ordinance for Council's review and consideration at next week's meeting.

Bicycle/Pedestrian Grant Update: Mr. Brown reported that there was a Public Information forum held at Borough Hall on August 30, 2007 from 4:00pm until 7:00pm. Representatives from the New Jersey Department of Transportation, Planners from the RBA were also present as well as members of the public. Comments will be reviewed and it is anticipated that a final draft of the plan will be ready by the end of September.

Shared Services

Update re: possible joint garbage/trash contract Mr. Smyth reported that he and Mr. Gunn met with Palmyra representatives about this and are working out a way to do a joint bid for this service. Everything will be presented to the Council to review before proceeding. Mr. Gunn stated that since Palmyra has twice a week collection, we would have to be consistent with their specs. Palmyra is not willing to go less than twice a week, such as we do during the winter months. The Bid would have to be uniform in that respect; however, we could then have an alternative bid where Riverton would bid and

Palmyra would bid. Mr. Kinzler commented that it makes sense to do it that way to see how it plays out. Mr. Gunn stated that if it turns out to make economic sense to do the joint bid, the issue would be the allocation of costs. The problem is the tipping fees. We would take the 2006 tipping fees for Riverton & Palmyra, determine what that figure is and that is what would hold forth for the contract. Mr. Gunn stated that one aspect to consider would be if Palmyra should have development that could generate a lot more trash than Riverton, there has to be some kind of recalculation. Mr. Gunn stated that if we go with a joint bid, Palmyra would be the lead agency and bill Riverton. Mr. Gunn stated that Council would need to decide which way to go (either joint or separate bidding) by their October meeting.

Update: Joint grant application with Palmyra regarding Morgan Avenue & required resolution Mr. Smyth reported that this joint application has been prepared by Palmyra's engineer and submitted to the New Jersey Department of Transportation. Riverton is required to do a formal Resolution that authorizing the Mayor and clerk to sign the application.

RESOLUTION 74-07

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR MUNICIPAL AID FOR THE MORGAN AVENUE ROADWAY IMPROVEMENTS IN CONJUNCTION WITH THE BOROUGH OF PALMYRA

(IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Smyth, 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.

Grants-Mr. Smyth

Update Re: Request for proposals for the Transportation Community Development Initiative Grant Mr. Gunn reported that he is still seeking sample proposals from the Delaware Valley Regional Planning Commission regarding this grant. Mr. Smyth commented that he would try to assist Mr. Gunn and contact the Commission. Mr. Gunn reported that he would attempt to have a draft proposal for Council's review at next month's meeting.

Receipt of a Firefighter's Grant. Mr. Smyth announced that we received written notification that the Borough has been awarded an Assistance to Firefighters Grant in the amount of \$45,495.00. The Clerk reported that a Resolution needs to be done next week requesting permission from the Director of Local Government Services to insert this grant amount in the Borough's 2007 budget. The Auditor will be preparing the required Resolution.

2007 Road Projects. Mr. Reed reported that Engineers, Remington, Vernick & Arango are getting ready to prepare the specifications for the following 2007 road projects: Curb Replacement project on Cedar Street, the reconstruction of 7th Street from Main to Thomas, and to mill and overlay Thomas Avenue from Park Avenue to the Borough Line. Mr. Reed requested that Council do a Resolution next week to authorize our engineers to prepare these specifications and advertise for bids. This would be contingent upon our Solicitor's review and approval of the specifications and bid package. It was

the consensus of Council to agree to this request. A formal Resolution will be prepared for next week's meeting.

Small Crime spree update. Mr. Cesaretti reported that three (3) homes were recently burglarized on Thomas Avenue. A car was stolen on Cedar Street. Mr. Cesaretti stressed the importance of people locking their homes and cars.

Letter from Jim Quinn, Mayor Martin read this letter from the President of the Palmyra/Riverton Athletic Association thanking the Borough and Scott Reed and Scott Reed for all our help in fixing up the fields at Riverton Park.

Meeting open to the public

Michael Heine, 206 Carriage House Lane Mr. Heine stated that while he likes the idea of a shared services agreement with Palmyra for garbage/trash collection, he believes we should have the right to opt out. Mr. Heine also believes the Borough should seek bids for the required tax map revisions.

Gordon Reeves, 431 Elm Avenue asked if anything is being done about the train horns. Mayor Martin provided an overview of what we have been working on, in particular, the possible installation of a quiet zone. Mr. Reeves expressed concern that the noise from the horns will affect property values in town.

Scott Reed, Public Works Manager, raised the following concerns over of a possible garbage/trash shared service agreement with Palmyra: tipping fees, complaint issues and Palmyra being the lead agency. Mr. Smyth stated the Palmyra would only be the lead agency on the contractual aspect, not on complaints. Mr. Reed disagreed with Mr. Smyth's comment. Mr. Reed asked that Riverton singularly go out to bid on our own first and obtain those prices. Mr. Reed stated that presently both Palmyra & Riverton utilize the same hauler. Mr. Reed does not feel there would be a cost savings by merging both together.

Michael Heine, 206 Carriage House Lane commented that a partial solution to the horn blowing issue would be to close some of the grade crossings. We would first have to determine which ones we need and at what time during the day do we need them.

Request from the owners of 422 Thomas Avenue for a reduction in sewer charges

Council reviewed this request as well as written confirmation from the Construction Official that this property is now being used as a single family dwelling as opposed to two units. After a short discussion it was the consensus of Council that the sewer charges on this property should be reduced from two (2) units to one (1) unit.

RESOLUTION 75-07

**A RESOLUTION AUTHORIZING THE REDUCTION IN SEWER CHARGES
ON THE PROPERTY LOCATED AT 422 THOMAS AVENUE (BLOCK 700 Lot
12) RIVERTON, NEW JERSEY
(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.

Discussion: Notice Received from T-Mobile Re: Lease Site. Mr. Gunn reported that T-Mobile is requesting Council's consent to the assignment of the present lease (regarding the cell tower at the Wastewater Treatment Facility) from T-Mobile to

Mobilitie. Mr. Gunn reported that he reviewed the request and is recommending that Mayor execute the documents.

RESOLUTION 76-07

A RESOLUTION AUTHORIZING THE MAYOR TO CONSENT TO THE ASSIGNMENT OF THE LEASE FROM T-MOBILE TO MOBILITIE (IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Smyth, 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.

Discussion: Comments regarding the Pompeston Creek Regional Stormwater Management Plan. Mr. Smyth reported that the time period for comments on this issue has been extended to September 17th. Mr. Smyth asked that Council review the Environmental Commission's comments for discussion at our September 12th meeting. Council concurred with this suggestion.

Discussion: Notice received that the Bridge Commission is willing to fund improvements to the Borough owned pocket park at Bank & Linden (Mr. Cesaretti recused himself from this discussion because he is employed by the Bridge Commission) Mr. Smyth stated that he was approached by Gary LaVenja of the Bridge Commission about this. Mr. Smyth provided an overview of what is presently at this site. Mr. Smyth stated that we need to come back to the Bridge Commission with some type of recommendation. Mr. Smyth stated that he has no idea how much they are willing to spend. Mr. Smyth suggested doing landscaping work at this site. Mr. Reed commented that the O'Brien's, who live at Bank & Linden are attempting to get permits to restore their riverwall. Until that problem is fixed, he would not recommend spending any money at that location due to possible eroding issues. Dr. Smyth suggested talking to the O'Brien's to determine the status of their permits and let them know we have an opportunity to upgrade but we want to do it concurrently with their approvals to build their riverwall. It was the consensus of Council to do that.

Request from a representative of New Jersey American Water Co. to make a short presentation at Council's September 12th meeting. The Clerk reported that Nicholas DeVecchis, the liaison between the governing body and the Water Company would like to introduce himself and give a brief update on the company and introduce two low income payment programs they have for certain residents. Council agreed that Mr. DeVecchis be placed on next week's agenda.

Request from representatives of the newly formed Riverfront Art Alliance to provide a brief overview outlining their goals. The Clerk reported that representatives from this alliance would like to address Council at next week's meeting. This new alliance will be trying to enrich the life of Riverton and the surrounding communities by supporting and encouraging access to the visual and performing arts. After a short discussion, it was the consensus that this group be asked to attend Council's October 3rd meeting. The Clerk will inform the group's representative of Council's decision.

Registrations for the November League Conference. Dr. Smyth requested that Council consider cancelling their November 14th meeting, since it conflicts with this conference. After a short discussion it was the consensus of Council to do this. Mr. Cesaretti requested that a room be reserved for him for November 14 & 15 for the conference. The

Clerk stated that she would follow through on this request. In addition to the room reservation, the Clerk will also take care of ordering the registrations for those members of Council who want to attend.

RESOLUTION 77-07
A RESOLUTION AUTHORIZING THE CANCELLATION OF BOROUGH
COUNCIL'S NOVEMBER 14, 2007 MEETING
(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.

Preliminary agenda for September 12. The Clerk reviewed this with the governing body.

Update Re: Farmer's Market Mr. Gunn reported that we still have the Farmer's Market on the books as a sub-committee of Borough Council. That places them under the Borough's insurance umbrella. Since this impacts the Borough's insurance costs, Mr. Gunn asked if Council would like to rescind our previous Resolution regarding the Farmer's Market. It was the consensus of Council to do this.

RESOLUTION 78-07
A RESOLUTION RESCINDING RESOLUTION 57-04 WHICH ESTABLISHED
THE HISTORIC RIVERTON FARMERS' MARKET AS A SUBCOMMITTEE
OF BOROUGH COUNCIL
(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 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.

RESOLUTION 79-07
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. 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. It should be noted that contract negotiations (police) will be discussed.

At this time Mr. Brown moved that we return to public session. 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.

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

Mary Longbottom
Municipal Clerk