

July 9, 2008

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

PRESENT: Council member Daniel, Brown, Cairns Wells, 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 notice of all meetings to be held in 2008 published in the Burlington County Times on December 30, 2007

(b) Posting written notice on the official bulletin board on January 4, 2008

PRESENTATION OF A VFW AWARD TO SCOTT REED

Commander Tom Farrell and Al Bucchi of VFW Local Post 3020 presented an outstanding lawman award to Scott Reed. This recommendation came from Bob Fenton, a local VFW member, who recently passed.

The minutes from June 11 and June 23 were then presented. Mr. Brown moved that these minutes be approved as submitted. This was seconded by Dr. Daniel. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti abstained from the June 11th minutes and voted aye for the June 23rd minutes.

REVIEW OF GUIDELINES TO PRESERVE THE INTRINSIC VALUE AND BEAUTY OF RIVERTON'S DELAWARE RIVER WATERFRONT-PLANNER, TAMARA LEE, PRESENT

Ms. Lee reported that the Planning Board endorsed these guidelines (copy on file with the Municipal Clerk) at their June 17th meeting. This is the last part of the Smart Growth grant project (Environmental Resource Inventory) that must be completed and submitted to the Office of Smart Growth by July 31. Council must consider endorsing what the Planning Board generated tonight. Ms. Lee stated that these are just guidelines and/or a policy statement as to how development along the waterfront should be treated. It is not an Ordinance. Ms. Lee provided a detailed overview of the entire document (the goals and objectives, the relationship to other documents, the private property issue, design guidelines, which include general concept and overall expectations, views and landscape, seating, site furniture, lighting, cartway and vehicular traffic, pedestrian and bicycle traffic, municipal land along the River's edge, parking and the Yacht Club and the conclusion). It was the consensus of Council to endorse this document.

RESOLUTION 61-08

A RESOLUTION TO ENDORSE THE GUIDELINES TO PRESERVE THE INTRINSIC VALUE AND BEAUTY OF RIVERTON'S DELAWARE RIVER WATERFRONT

(IN FULL IN RESOLUTION BOOK)

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

FINANCIAL ITEMS: Mr. Kinzler

TREASURER’S, FINANCE REPORT AND BILL LIST FOR APPROVAL

Mr. Kinzler moved that the attached reports for the month of June be approved as submitted. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

UPDATE ON BOND ANTICIPATION NOTE (CERTIFICATE OF DETERMINATION & AWARD)

Mr. Kinzler announced the following regarding the above: Total Principal Amount \$492,000 (Number 2008-1-Denomination \$492,000), Date: 7/1/08, Maturity 7/1/09, Interest rate per annum 2.4% and Place of Payment TD Bank, N.A., Cherry Hill, New Jersey. The Borough’s Bond Counsel, McManimon & Scotland, handled this procedure for us.

COMMITTEE REPORTS

PUBLIC SAFETY-Mr. Cesaretti

Mr. Cesaretti read a report for the month of June that was submitted by Chief Norcross. Vehicle mileage 2,490, Gas Used (not listed in report), Juvenile Arrests 0, Adult Arrests 17 (Criminal Warrants 5, Criminal Summons 5 Traffic Warrants 6, DWI 1 and Other 0), Motor Vehicle Accidents 4, Motor Vehicle Stops 70, Motor Vehicle Warnings 10, Motor Vehicle Summonses 73, (Riverton Officers 53, GD Grant 07, NJ Transit N/A, BCSD 10), Burglar Alarms 13, Assists to Other Police Departments 28, Animal Complaints 6, Fire Calls 22, Arson 0, Ambulance Calls (Riverton) 30, Unattended Deaths 2, Criminal Cases 30, Incidents 249, Domestic 0, Thefts 9, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal Mischief 0, Robberies 0, Motor Vehicle Complaints 0, Miscellaneous Complaints 4, Miscellaneous Calls 438 and Total Calls 1005.

Mr. Cesaretti read a report for the month of June that was submitted by Deputy Fire Chief, Robert Yearly. Fire Calls For Month 22, Drills 3, Calls In Town 16, Calls Out of Town 6 and Man Hours for Month 354.4.

Mr. Cesaretti reported that we received a letter of complaint against our Animal Control Officer (Rick Bailey, M&R Wildlife) from resident Linda Vas Dias. Mr. Cesaretti reported that he has spoken to Ms. Vas Dias about this issue and he will also be speaking to Mr. Bailey before he formally responds to Ms. Vas Dias. Council will be kept informed.

PROPOSED FIRE PREVENTION CODE CHANGES

Council reviewed proposed changes to the Borough’s Fire Prevention fee schedule as outlined in Chapter 69, Sections 18 & 19 of the Borough Code as requested by Deputy Fire Chief, Robert Yearly. Mr. Yearly reported that the required inspection fees (Commercial, Storage and Residential) and Miscellaneous and Permit Fees, such as Building Type, Smoke Detection, Carbon Monoxide, Fire Extinguishers, have not been changed since 1987. Mr. Yearly believes we should be as close to breaking even as possible. Mr. Gunn commented that any changes would require an amending Ordinance. After a discussion, it was the consensus of Council to agree to the recommended fee changes.

ORDINANCE 4-08

AN ORDINANCE IN THE BOROUGH OF RIVERTON AMENDING CHAPTER 69, SECTIONS 18 AND 19 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR INCREASES IN INSPECTION AND PERMIT FEES

The above Ordinance was read by title only for the first time by Mr. Cesaretti, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for August 13th.

UPDATE RE: JOINT EMERGENCY MANAGEMENT SERVICES

Mr. Cesaretti announced that the Borough of Palmyra and the County of Burlington have agreed to the formation of a Riverton/Palmyra Joint Emergency Council. Mr. Cesaretti reported that formal Resolutions are required to be adopted and forwarded to the County and the Borough of Palmyra.

RESOLUTION 62-08

A RESOLUTION TO FORM A JOINT EMERGENCY MANAGEMENT COUNCIL WITH THE BOROUGH OF PALMYRA (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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 63-08

A RESOLUTION AUTHORIZING THE APPOINTMENT OF AN EMERGENCY MANAGEMENT COORDINATOR AND EXECUTIVE COORDINATOR JOINT EMERGENCY MANAGEMENT COUNCIL (IN FULL IN RESOLUTION BOOK)

The above Resolution was read by title only by Mr. Cesaretti, who moved for its adoption. This as seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

PUBLIC WORKS/SEWER/GRANTS/SHARED SERVICES & ECONOMIC DEVELOPMENT-Mr. Smyth

The Clerk reported that at the Borough's request our Streets and Roads Engineer, Remington, Vernick & Arango submitted a grant (2009 potential grant monies for a road project) application to the New Jersey Department of Transportation on June 18, 2008. However, they neglected to ask Council to do a Resolution that would authorize the submission of this application. The Resolution is a required portion of the application process. The clerk reported that Council must now do an approving Resolution tonight. This Resolution must be submitted to the Department of Transportation no later than July 18, 2008.

RESOLUTION 64-08

A RESOLUTION AUTHORIZING THE APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF THE LINDEN AVENUE PROJECT

(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, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

RESOLUTION 65-08

**A RESOLUTION AUTHORIZING THE REDUCTION IN SEWER CHARGES ON THE PROPERTY LOCATED AT 604 LINDEN AVENUE (BLOCK 1001, LOT 5), RIVERTON, NEW JERSEY
(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 Ms. Cairns Wells. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

Mr. Smyth reported that the Morgan Avenue project is underway. Mr. Smyth reported that we will be able to take our vehicles to the Bridge Commission's maintenance facility in Palmyra to be washed. They are in compliance with the new regulations. Mr. Smyth reported that we have received notification that applications for Green Acres grant money will be accepted until September 30, 2008. He will be asking the Bridge Commission for their assistance with the application process.

Mr. Smyth reported that on June 20th the Burlington County Times did an article on the 12 river Route Towns and Riverton was featured. An updated video on Riverton was also recently filmed by the County. The Mayor, Gary Ford, Jim Brandenberger and Freeholder Joe Donnelly will be featured. Mr. Smyth reported that the Delaware Valley Regional Planning Commission is launching their Classic Towns (Riverton is one) of Greater Philadelphia event on July 28th. Mr. Smyth reported that we received a report from the County (on file with the Municipal Clerk) which indicates that Riverton is among the most efficient small municipalities in the State.

Mr. Smyth reported that the Requests for Proposals for the Downtown Revitalization grant are due in by 4:00pm on July 24th. Mr. Smyth recommended that the following people serve on the Consultant's Selection Committee: Ms. Cairns Wells, Mark Remsa of the County, Gary Ford, President of the Riverton Business and Civic Association, Bruce Gunn, Solicitor and Mary Longbottom, Municipal Clerk. Council concurred with this recommendation.

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

Mr. Brown thanked everybody involved for all their efforts during the recent 4th of July festivities.

Mr. Brown reported that Zachary Barth has completed his Eagle Scout project. Mr. Barth's achievement will be recognized by Boy Scout Troup 2 on July 27th. Mr. Brown suggested that a proclamation be prepared. Council concurred and asked the Clerk to handle this.

Mr. Brown reported that the problems at 622 Thomas Avenue are still ongoing and causing concerns. Our Code Enforcement Officer will follow through on these issues.

Both Mr. Brown and Mr. Smyth reported that they were informed by Freeholder Donnelly that there might be funding available for upgrades to our Park. Council will be kept informed.

PLANNING & REDEVELOPMENT-Ms. Cairns Wells

Ms. Cairns Wells reported that the Zoning Ordinance Task Force Committee will be finalizing their recommendations very soon.

Ms. Cairns Wells reported that Joe Katella of the Planning Board is currently serving as the Board's interim member to our Environmental Commission.

Ms. Cairns Wells reported that the issue of unpaid escrow fees required to be paid by applicants to the Planning Board and Zoning Board was raised and discussed. Ms. Cairns reported that this issue needs to be resolved because applicants who do not pay the required fees should not have their applications heard by the respective Board.

Ms. Cairns Wells reported that the Planning Board will be hearing two applications on July 15. One pertains to Riverton Square (the possible addition of a bank at this site) and a minor subdivision for 908 Cedar Street.

SHADE TREE/BD OF HEALTH, ENVIRON. & RECYCLING-Dr. Daniel

Dr. Daniel reported that we have had a number of calls regarding tree issues that are being addressed by the Shade Tree Commission.

MEETING OPEN TO THE PUBLIC

Katy Roussos, 708 Thomas Avenue, questioned the ongoing concerns at 622 Thomas Avenue. Mr. Brown stated that the home is locked and secure. Mr. Brown reiterated the fact that our Code Enforcement Officer would be addressing the problems with this property.

Ms. Roussos then asked when we might hear whether the Borough was awarded a Safe Routes to Schools grant. Mr. Smyth responded that he thought we would hear sometime in September.

OLD BUSINESS

Regarding the revaluation/reassessment process, Mr. Kinzler reported that Vital's field representatives will be starting their property inspections shortly.

Chief Norcross asked if there was any update from the Federal Railroad Administration regarding our request for a bell zone waiver. Mr. Smyth responded no, but he would check into it.

NEW BUSINESS-There was no new business presented at this time.

CORRESPONDENCE

Mr. Cesaretti read various thank you letters regarding our Police Department and Patrolmen Johnson, Berg and Willis for the public's information.

RESOLUTION 66-08

**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. Brown who moved for its adoption. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Ms. Cairns Wells aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that Contract Negotiations Police-Arbitration) 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 absent, Mr. Brown aye, Ms. Cairns Wells 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 Mr. Cesaretti, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk