

February 6, 2008

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

PRESENT: Council members 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 of the official bulletin board on January 4, 2008

Presentation from Gary LaVenia of the Bridge Commission and Joseph T. Brickley of Consulting Engineer Services Re: Upgrades to Linden Avenue (Bank Avenue location) Mr. LaVenia, who is the Director of the Burlington County Bridge Commission introduced Mr. Joseph Brickley to present the proposed upgrades to this location. Mr. Brickley's drawing is on file with the Municipal Clerk.

Mr. Brickley reported that the suggested upgrades would include pathways from the seawall to the park area, a new flag pole, benches, EP Henry pavers, landscaping, 2 lanterns near the flagpole, trash and recycling receptacles, trees, ornamental fencing, and gas lights at the entrance. Mr. Brickley reported that a presentation would be made to the Borough's Planning Board and Historical Society. Mr. Brickley reported that a NJDEP waterfront permit would be required. Mayor Martin asked if the fence (railing) along the seawall would impair those wanting to fish at this location. Mr. Brickley responded no. Both Mr. Kinzler and Ms. Cairns Wells thought the proposal seemed a little busy-maybe we are trying to put too much at this location. We might want to reduce the number of trees to be planted and the railing along the seawall. Dr. Daniel thought the Shade Tree Commission should be consulted regarding which shrubs and landscaping would work best at this location.

Bennett Landsman, 909 Cedar Street, raised concern about the placement of the benches. He also feels that the view of the river at this location is beautiful and shouldn't be marred by the placement of a railing or fencing at the seawall.

Gene Bandine, 530 Main Street stated that he would like to see the split rail fence and large bush removed from the private property directly next to this location. Mr. Bandine stated that kids are always congregating along the fence and do not utilize the benches. Mr. Bandine reported that they urinate in the bushes.

Robin Riegers, 627 Thomas Avenue thought the benches should be faced outward towards the water.

Christopher Halt, 400 Linden, also thought the proposal was a little too busy. Mr. Halt would like to review it on a PDF. Mr. Brickley responded that he could forward it to him via e-mail.

Deborah Weaver, 203 Penn, also thought the proposal was too busy and that there shouldn't be a rail by the seawall.

After additional discussion Mr. Brickley did the following re-cap of the suggestions received tonight: No seawall railing-River view very important, utilize existing gas lamps, an irrigation system to be installed using existing water line, investigate taking the plaques from the existing benches and transferring to new ones, or using two new benches in combination with the ones already there-might want to send existing benches out to be restored, or using new benches at this location. After the specifications are done, the Public Works Department will have first right of refusal, Riverton will respond pertaining to the possibility of the existing neighbor's removal of the split rail fence and the bushes. We will look into using shrubs vs. trees, we will go with an amphitheatre seating facing the river, at a minimum we will lose the trees closest to the river and there may be some low ground cover behind the seating area. Mr. Brickley will prepare one more concept and bring it back to Council before going to Planning Board.

Update from Deborah Weaver Re: 2010 Census process. Mayor Martin reported that Ms. Weaver has volunteered to help with Census 2010. Ms. Weaver reported that she attended the Local Update of Census Addresses (LUCA) Technical Training course recently. She received information on how to update all of our streets, make any changes to properties, such as a change from an existing duplex to a single family home or vice versa. The training also reviewed certain codes that would be entered into a data base. This could also be done by a paperwork process. Ms. Weaver reported that we can still participate with the County to enter our data. Ms. Weaver stated that we could gather all of our data and give it to the county and they will input the information into their system. The other option would be to send a representative from Riverton to do the input data ourselves. This option would allow us the privilege to appeal if there are any issues with what Riverton is accounted for during the census process. To go this route requires that a confidentiality statement agreement be drawn up and signed by the Freeholders.

Mr. Gunn and the Clerk provided background information on how Census 2000 was done. Mr. Gunn feels if we can call on the County to input the data that would take the burden off of us. Mr. Gunn stressed the fact that once the material is compiled, it needs to be checked for accuracy. Ms. Weaver stated that she should have additional information for Council to review within the next couple of weeks. The Clerk suggested that she coordinate with Ms. Weaver on all of the issues discussed tonight and get back to Council with a recommendation on how to proceed.

Review request from the Pompeston Creek Watershed Association Re: Regional Stormwater Management Plan (representative from Environmental Commission present). Mr. Smyth reported that we have received a request to do a resolution in support of this plan. Michael Robinson of the Environmental Commission addressed Council. Mr. Robinson reported that the monitoring agency for this plan is the County Department of Resource Conservation. Mr. Robinson reported that Delran Township and Moorestown Township have already passed this Resolution. Mr. Robinson provided background information regarding the development of this regional plan.

Mr. Robinson reported that within one year of the NJDEP's adoption of the plan, each municipality must amend their municipal stormwater management plan and their ordinances. These ordinances would be as follows: Low/No Phosphorus Ordinance, Coal Tar Reduction Ordinance, MS4 Permit Educational Mandate Focus Ordinance, Terminal Catch Basin Cleaning Ordinance and a Stream Corridor Protection Ordinance. Mr. Robinson reported that we might be going towards a 100 foot setback along the Pompeston Creek. Funding for the development of these ordinances is in conjunction with the Environmental Resource Inventory (smart growth grant). Model ordinances are provided in the Regional Stormwater Management Plan. Mr. Robinson stated that we can modify these ordinances so that they work for Riverton. Mr. Robinson stated that the Environmental Commission supports this plan and recommends that Council adopt this Resolution. Mr. Robinson also stated that this creek cannot be preserved unless we have a regional plan.

RESOLUTION 20-08

**A RESOLUTION TO SUPPORT THE POMPESTON CREEK
WATERSHED ASSOCIATION REGIONAL STORMWATER
MANAGEMENT PLAN
(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.

Discussion: Bicycle/Pedestrian study recommendations. Mayor Martin referred to a recent e-mail from the Riverton Drive 25 committee requesting implementation of a number of recommendations from the bicycle/pedestrian study. A copy of this is on file with the Municipal Clerk. Katy Roussos, Robin Riegers and Renee Azleby of the committee were present for this discussion of the following:

Possible Installation of pedestrian push buttons at the Broad Street Crossings (the cost for this could be a major factor-each intersection is a separate cost) Mr. Smyth stated that the Borough would be submitting an application for the Safe Route to Schools Grant. If grant money were awarded, this could possibly assist us with this issue. Mr. Cesaretti questioned whether we need these pushbuttons. Ms. Roussos stated that they have these pushbuttons at every intersection in Palmyra. Mr. Kinzler thought we might be shifting one problem to another, that being diverting traffic to the side streets if the lights at these intersections go red for pedestrians to cross.

Dr. Daniel acknowledged that this is a safety issue, especially at the intersection of Broad & Cedar Streets. However, Dr. Daniel asked why this is Riverton's responsibility if this is a county road. Mr. Smyth asked if we should go to the

County Engineer regarding this. Chief Norcross informed Council that each intersection on Broad Street is owned by NJ Transit. Ms. Riegers informed Council that she had already spoken to the County Engineer about this issue during the study process. The Engineer informed her that on behalf of Riverton, the County had previously asked the State's Department of Transportation if they

could put the lights on Broad Street on flash. Ms. Riegers reported that she also contacted a representative from NJ Transit and was told the same thing.

Mr. Cesaretti commented that while he has not had a chance to digest all of the information from the study, he believes the assumptions made are that Riverton is a dangerous town. He does not believe we are. Ms. Roussos disagreed with Mr. Cesaretti. She asked if he has ever tried to get a stroller across Broad Street safely. Ms. Roussos stated that it is a hazardous situation for pedestrians trying to cross this street. Ms. Azleby stated that Mr. Cesaretti could have come to the meetings that were held during the study process and contributed, but he did not. **Chris Halt, 400 Linden** agreed with the Drive 25 representatives. He believes Riverton should be a pedestrian town. Mayor Martin was of the opinion that if we were to agree to the installation of the push buttons, it wouldn't be hit all the time. He doesn't believe it would be like it was when the lights were operational and the traffic backed up.

The possible installation of painted and raised intersections (speed humps) to slow traffic, (in particular on Thomas Avenue), the possible installation of additional stop signs on Thomas and Park (Three way sign- Chief recommended that an engineer from the Department of Transportation be included for their input, were also reviewed.

After additional discussion, it was the consensus of Council to agree in principle to all of the above referenced issues. However, Council would need more definitive information regarding the costs involved and the proper procedures required to be followed should they agree to implement these recommendations. Mr. Cesaretti stated that he would have his committee meet with the Drive 25 representatives to review the recommendations from the study. He will report back to Council as soon as possible.

Gene Bandine 530 Main Street feels that speed humps would be annoying. Mr. Bandine is of the opinion that it would only require simple wiring to get the pedestrian lights operational on Broad Street.

Mr. Bandine asked where the four way stop signs were for the intersection at 4th & Lippincott Avenues. Drivers are not adhering to the speed limit. Mr. Bandine stated that the Chief believes it is warranted. There is already a two way stop sign at this location. Mr. Kinzler believes enforcement is key to getting the speeding issues resolved.

Updates Re: Grants and Shared Services-Mr. Smyth

Transportation Community Development Initiative (Delaware Valley

Regional Planning Commission's Grant) Mr. Smyth reported that he recently

met with Mark Remsa and Khara Ford of the Burlington County Economic Development and Regional Planning Department to review the parameters of this grant. Mr. Smyth reported that the County will assist Riverton with the Request for Proposal and the Scope of Work. They will be contacting the Delaware Valley Regional Planning Commission to get approval to use Burlington County in-kind services (by way of mapping, meeting attendance, professional review of planning documents) for the \$11,200.00 local match. Council will be kept informed.

Safe Route to Schools Grant. Mr. Smyth reported that we will be writing to request the Bridge Commission's assistance with this grant application. If awarded, this grant would assist Riverton with addressing its critical circulation issues. This Safe Routes to Schools grant would compliment recently completed infrastructure improvements in the Broad & Main Street corridors and the Pedestrian/Bicyclist Study.

Renewal of GIS Data Sharing Agreement with the County

RESOLUTION 21-08

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DATA SHARING AGREEMENT PERTAINING TO GEOGRAPHIC INFORMATION SYSTEM DIGITAL FILES WITH THE BURLINGTON COUNTY FREEHOLDERS
(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. 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.

Morgan Avenue repaving shared project with Palmyra Borough. Mr. Smyth explained that Land Engineering & Surveying Company's estimate for this project was \$244,317.50 for construction, inspection and materials testing. The amount of the award from the Department of Transportation was \$205,800.00. Engineering design costs have been estimated by Land Engineering not to exceed \$31,867.50, which would be shared equally by both municipalities. Mr. Smyth reported that these costs would be thoroughly reviewed during our budget discussion at next week's meeting.

Update re: Zoning Ordinance Task Force Study. Mr. Smyth reported that the members of this study are Kerry Brandt, Zoning Board Chair, Don Deitz, resident Tamara Lee, Planner, Gary Ford, resident, Mary Lodato, Zoning Officer, and members of Council Bill Brown, Suzanne Cairns Wells and himself. The task force met for the first time on January 29, 2008. Mr. Smyth stated that the task force would be addressing residents' and Council's concerns over Density, Subdivisions, Zoning, Historic Preservation and Property Maintenance/Architectural preservation-strictly complaints and not a Council issue. Mr. Smyth stressed that the task force is not a decision making group. This

is a short-term group formed to research the concerns and make recommendations to the Planning Board and Council.

Review of bids received for Care and Maintenance of trees

Dr. Daniel announced that two bids were received, opened and publicly read on February 5, 2008. **Paul May Tree Service of Delran, New Jersey and Greenscape, Inc. of Glenside, Pa.** were the two bidders. Copies of their bids are attached. Dr. Daniel reported that while Greenscape, Inc appears to be the lowest bidder, they did not list their New Jersey Certified Tree Expert No. in their bid. This was a requirement in the specifications. Mr. Gunn stated that he would write a letter to the owners of Greenscape, Inc. giving them until Monday, February 11 to prove that the owner or his employee is a Certified Tree Expert in New Jersey. Council will review this issue at their February 13 meeting.

Meeting open to the public-There was no public comment at this time.

Mayoral appointments to specific Boards

Mayor Martin made the following appointments:

ZONING BOARD OF ADJUSTMENT-TERM 4 YEARS Janine Miller

ZONING BOARD OF ADJUSTMENT-ALTERNATES-TERM 2 YEARS

Don Dietz 12/31/08-Alternate No. 1(fills unexpired term of Janine Miller)

Joseph Della Penna, Alternate No. 2 12/31/09

ENVIRONMENTAL COMMISSION

Don Tretola 12/31/09

PARK & RECREATION COMMISSION-TERM 5 YEARS

Jason Cioci 12/31/08 (fills unexpired term of Joseph Della Penna)

Review of specifications for new sludge contract. Mr. Smyth reported that T&M Associates have submitted specifications for this. Mr. Gunn commented that he has reviewed the specifications, and with the exception of some minor word changes he would like incorporated, he recommended that Council authorize T&M Associates to advertise for the receipt of bids for a new sludge contact, contingent upon his final review and approval of the specifications. Council agreed to Mr. Gunn's recommendation.

RESOLUTION 22-08

A RESOLUTION AUTHORIZING T&M ASSOCIATES TO ADVERTISE FOR BIDS FOR THE DISPOSAL OF WASTEWATER SLUDGE (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.

Preliminary agenda for February 13. The Clerk reviewed this with the Governing Body.

RESOLUTION 23-08

**A RESOLUTION AUTHORIZING THE BOROUGH OF RIVERTON TO RECEIVE FUNDING OF THE RIVERTON MOTOR VEHICLE AGGRESSIVE DRIVER CRACKDOWN GRANT IN THE AMOUNT OF \$17,895.00
(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. 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.

RESOLUTION 24-08

A RESOLUTION TO ESTABLISH THE AMOUNT OF COMPENSATION TO BE PAID TO THE RIVERTON POLICE OFFICERS PURSUANT TO

**THE RIVERTON MOTOR VEHICLE AGGRESSIVE DRIVER CRACKDOWN GRANT
(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 25-08

**A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE PALMYRA/DELTRAN ESYU AND THE BOROUGH OF RIVERTON TO ESTABLISH OPERATING PROCEDURES FOR THE JOINT EMERGENCY SERVICE UNIT
(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. 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.

RESOLUTION 26-08

**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 Ms. Cairns Wells, 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. It should be noted that Personnel (Police) and 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, 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