

August 14, 2013

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

**PRESENT:** Council members Azelby, Creighton, Cairns Wells, Corbi, Kinzler and Solicitor Bruce M. Gunn

**ABSENT:** Council member Myers

The following statement was read by Mayor Brown:

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 2013 published in the Burlington County Times on December 28, 2012
- (b) Forwarding written notification of the 2013 meeting schedule to the Courier Post for informational purposes only on January 3, 2013
- (c) Posting written notice on the official bulletin board on January 2, 2013

The minutes from July 2<sup>nd</sup> and July 10<sup>th</sup> were then presented. Ms. Cairns Wells moved that these minutes be approved as submitted. This was seconded by Ms. Azelby. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler abstained and Mr. Myers aye.

**FINANCIAL ITEMS:** Ms. Cairns Wells

**TREASURER'S FINANCE REPORT & BILL LIST FOR APPROVAL**

Mr. Kinzler moved that the attached reports for the month of July be approved as submitted. This was seconded by Mr. Creighton. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler aye and Mr. Myers absent.

**RESOLUTION 59-2013**

**A RESOLUTION AUTHORIZING THE REFUND OF A HOMESTEAD REBATE  
(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 Ms. Cairns Wells. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler aye and Mr. Myers absent.

**MEETING OPEN TO THE PUBLIC**

**Joe Augustyn, 634 Elm Terrace** stated that when the New Jersey American Water Company replaced the mains and pipes on his street, damage was done to his curb. He asked when this situation would be fixed. Ms. Cairns Wells reported that we have a grant to re-do Elm Terrace which will include curbs and driveways, etc. We don't anticipate this being done until sometime next year.

Mr. Augustyn asked if Council was aware that a sidewalk was removed up on Park Avenue. Ms. Cairns Wells responded yes, and that we were looking into this. Mr. Augustyn reported that handicapped accessible ramps were installed (still remain) at this location a number of years ago. The grant funding for these ramps had been obtained through the Community Development Block Grant program. The logic is that since federal grant money was spent on those curb ramps, Mr. Augustyn thought there could be some type of violation should a re-inspection be made. Mr. Augustyn also thought that

health and safety issues might arise from this. Mr. Augustyn also believes that there is an Ordinance on the books that requires homeowners to maintain their sidewalks.

Mr. Augustyn stated that another approach to handling these types of situations is to put into place an Ordinance to provide for a payment in lieu of construction which some municipalities already have. Mr. Augustyn explained that rather than having a developer put in sidewalks, they make a payment in lieu of construction. The municipality then takes this payment and places sidewalk(s) elsewhere, where appropriate. Mr. Augustyn thought we could possibly consider doing this with this homeowner.

**Armand Bianchini** believes the progress on the construction of the new grandstand is very slow. Mr. Corbi responded that there have been some changes and modifications and they had to wait for the plumber to put the pipe in for the drains. Mr. Creighton stated that there is a schedule for the contractor to follow and if they don't it will affect them financially. Mr. Corbi stated that they have a projected completion date of the end of September.

### **COMMITTEE REPORTS**

#### **PUBLIC SAFETY/COURT/CODE ENFORCEMENT**-Ms. Cairns Wells

Ms. Cairns Wells read a report for the month of July that was submitted by Chief Shaw. Vehicle Mileage 2223, Juvenile Arrests 0, Adults Arrests 15, (Contempt 8, Hindering 2, Agg. Assault 1, Possession of CDS with Intent 1, Theft and Identify Theft 2, Drug paraphernalia 1, Shoplifting 1. These figures represent people who were arrested and the charges against them), Motor Vehicle Accidents 2, Motor Vehicle Stops 94, Motor Vehicle Warnings 28, Motor Vehicle Summonses 66 (all Riverton), Alarms 11, Assistance to Other Agencies 11, Animal Complaints 6, Fire Calls 4, EMS Calls 25, Unattended Deaths 0, Criminal Cases 23, Incidents 509 Domestic 2, Thefts 5 (Jewelry 1, Electronics 1, Bikes 2, Tires 1) Burglaries 2 (Residential 1, Vehicle 1) Assaults 1, Sexual Assaults 0, Criminal Mischief 0, Robberies 0, Miscellaneous Calls 197, Total Calls Dispatched 706, Incidents 509, and Quick Calls 197.

Ms. Cairns Wells read a report for the month of July that was submitted by Court Administrator Jackie Gleason. Total receipts for the month amounted to \$5,217.00. The total amount disbursed to Riverton amounted to \$3,334.95.

Ms. Cairns Wells read a report for the month of July that was submitted by Deputy Fire Chief Robert Yearly. Fire Calls for the month 13, Drills 3, Calls in Town 7 and Calls out of Town 6.

Ms. Cairns Wells announced that the Police Department will be maintaining a monthly police blotter on their website [www.riverton-police.com](http://www.riverton-police.com). Ms. Cairns Wells asked that we also link this blotter from the Borough's website. The Clerk stated that she would review this request with our webmaster.

### **RESOLUTION 60-2013**

#### **A RESOLUTION APPOINTING A PART-TIME VIOLATIONS CLERK FOR MUNICIPAL COURT (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. Creighton. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler aye and Mr. Myers absent.

**RESOLUTION 61-2013**

**A RESOLUTION TO CONVEY THE TITLE TO DESIGNATED ABANDONED  
MOTOR VEHICLES TO HELMRICH TRANSPORTATION SYSTEM, INC.  
(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 Ms. Azelby. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler aye and Mr. Myers absent.

**RESOLUTION 62-2013**

**A RESOLUTION TO ACCEPT THE RESIGNATION OF GREGORY WILLIS  
(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 Ms. Azelby. A poll vote was then taken. Ms. Azelby aye, Mr. Creighton aye, Ms. Cairns Wells aye, Mr. Corbi aye, Mr. Kinzler aye and Mr. Myers absent.

**REVIEW OF PARKING REQUEST FROM JOHN PARRY OF 509 HOWARD  
STREET**

Ms. Cairns Wells reported that Mr. Parry has submitted a written request for permission and/or an easement to access from the rear of the municipal parking lot to his property for parking purposes. Ms. Cairns Wells provided Council with an overview of Mr. Parry's similar request back in 2008-2009 that Council considered but did not act on. Mr. Gunn reported that we might be talking about a right of way situation here. An easement would run with the land and would have to be recorded. Mr. Gunn cautioned about establishing an easement because easements cannot be blocked or restricted. This could cause a problem when there is a fire call and our volunteers would more than likely block the area in question while parking their vehicles. Mr. Gunn suggested that if Council should consider doing this, it should not be done by a formal agreement. Mr. Gunn thought that if Mr. Parry was granted permission, he could access the area at his own risk. We might also want to consider Mr. Parry providing a hold harmless agreement with the Borough and also limiting the parking to Mr. Parry's employees. A short discussion then ensued. Ms. Cairns Wells stated that she would have her committee meet with Mr. Parry to discuss this request further. Ms. Cairns Wells asked Mr. Gunn to provide the information he brought up in writing before her committee meets with Mr. Parry. Council will be kept apprised of this situation as well as any recommendations that the committee might make regarding Mr. Parry's request.

**DISCUSSION: POSSIBLE ORDINANCE PERTAINING TO INTERFERENCE  
WITH A LAWFUL BUSINESS.** Ms. Cairns Wells asked that this issue be tabled until Council's September 11<sup>th</sup> meeting.

**STREETS/SEWER/RECYCLING-Mr. Myers-No Report  
PLANNING/REDEVELOPMENT-Mr. Corbi**

Mr. Corbi reported that two variance applications were approved by the Planning Board regarding concrete patios.

**SHADE TREE/PARK-Mr. Creighton**

Mr. Creighton reported that while the grandstand project is moving along, it is not progressing as fast as any of us want.

Mr. Creighton reported that he has received notice of a potential grant from the County for opening up handicapped access opportunities in public areas. This might help offset some of the costs associated with the elevator that needs to be installed at the grandstand. Mr. Creighton would like to pursue this grant. The Clerk stated that the Borough has not received any formal notification about this grant and asked Mr. Creighton to forward the information onto her. The Clerk further stated that Council would need to know what the specific guidelines are with this potential grant, such as if it is a reimbursable grant or if matching funds are required before proceeding.

Mr. Creighton reported that he has not heard anything from the County regarding the Borough's Phase IV application for additional municipal park grant funding.

Mr. Creighton reported that Harry Fox of Environmental Resolutions has been working hard on different options, including price differentials, pertaining to the vertical platform lift that needs to be installed at the new grandstand. Mr. Creighton reviewed some of these options with Council. Mr. Creighton reported that we want to make sure that whatever way Council decides to go that the builder would be the responsible party. A short discussion then took place regarding how a person would be able to access the lift, either by use of a key or a key pad. Mr. Creighton stated that this still needs to be worked out.

#### **ECONOMIC DEVELOPMENT/SCHOOL/BOARD OF HEALTH- Ms. Azelby**

Ms. Azelby reported that the Palmyra Business Association has decided to host the Buy Local roll out meeting this Thursday evening at the Riverton Library. Out of over forty notices mailed out to Riverton businesses, Ms. Azelby reported that only three business owners got back to her that they would be attending.

#### **OLD BUSINESS-None**

#### **NEW BUSINESS**

Mr. Corbi announced that the restaurant District 611 will be re-opening under the name District in the near future. Ms. Azelby reported that the ice cream parlor, Nellie Bly's is for sale.

#### **CLERK'S AND SOLICITOR'S REPORTS**

The Clerk reported that we have included an insert with the tax bills asking residents to provide their e-mail addresses for future informational e-mail blasts from the Borough.

The Solicitor reported that all the tax appeals have been resolved.

#### **MEETING WITH PALMYRA OFFICIALS REGARDING THE MAN POWER ISSUE IN RIVERTON'S POLICE DEPARTMENT**

Ms. Cairns Wells reported that we had turned to Palmyra Borough's Police Department to assist us in filling some police shifts while we have been short staffed, which they have done. Their officers have been paid for these services. Mr. Gunn stated that we have a Mutual Aid agreement that provides that on an emergency assist, each town will back-up the other town. This has been in place for years. Ms. Cairns Wells reported that Palmyra's Council felt that this was actually more than just backing up the town and they wanted to meet to put this agreement in writing. Ms. Cairns Wells reported that a productive meeting was held with representatives from Palmyra. They will be drafting an agreement for our consideration.

**Armand Bianchini** asked what the procedure would be when a resident's pool, that is not being utilized, has standing water on the canvas cover. Ms. Cairns Wells responded that that would be a Board of Health issue.

**CORRESPONDENCE**-There was no correspondence presented at this time.

There being no further business to discuss, Ms. Cairns Wells moved that the meeting be adjourned. This was seconded by Ms. Azelby, with all present voting in the affirmative.



Mary Longbottom, RMC  
Municipal Clerk