

September 10, 2014

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

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

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 2014 published in the Burlington County Times on December 27, 2013
- (b) Forwarding written notification of the 2014 meeting schedule to the Courier Post for informational purposes only on January 2, 2014
- (c) Posting written notice on the official bulletin board on January 2, 2014

The minutes from August 13, 2014 were then presented. Mr. Corbi moved that these minutes be approved as submitted. This was seconded by Mr. Bianchini, with all present voting in the affirmative.

#### **MAYORAL ANNOUNCEMENTS**

Mayor Brown announced that the following Council committee changes would be effective tonight: Shade Tree/Park & Recreation will now be chaired by Armand Bianchini and that Planning/Redevelopment will now be chaired by Joe Creighton.

Mayor Brown stated that he was appointing John Frazier to serve on the Shade Tree Board. Mr. Frazier fills the unexpired term of Pat Brunner, who recently resigned. Mr. Frazier's term of expiration will be December 31, 2014.

#### **ORDINANCE 9-2014**

#### **AN ORDINANCE AMENDING CHAPTER 22 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR APPLICATION FEES AND ESCROW AMOUNTS FOR APPEALS UNDER N.J.S.A. 40:55d-70A AND REQUESTS FOR INTERPRETATIONS UNDER N.J.S.A. 40:55D-70B AND TO REQUIRE NOTICE FOR HEARINGS UNDER THESE PROVISIONS (IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Bianchini, who moved for its adoption. This was seconded by Ms. Cairns Wells. At this time Mayor Brown opened this portion of the meeting to the public for any comment on this Ordinance. There being no public comment, Mayor Brown closed this portion of the meeting to the public. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

#### **ORDINANCE 10-2014**

#### **AN ORDINANCE TO AMEND CHAPTER 73-1 TO PERMIT THE MUNICIPAL CLERK TO ISSUE LICENSES FOR THE CONDUCT OF RAFFLES AND BINGO IN THE BOROUGH OF RIVERTON (IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Ms. Cairns Wells, who moved for its adoption. This was seconded by Ms. Azelby. At this time Mayor Brown opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Brown closed this portion of the meeting to

the public. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**ORDINANCE 11-2014**

**AN ORDINANCE TO AMEND CHAPTER 45-7 TO PROVIDE FOR AN INCREASE IN THE LICENSE FEE FOR CATS AND DOGS AND TO PROVIDE FOR THE IMPOSITION OF STATE FEES  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Ms. Azelby, who moved for its adoption. This was seconded by Ms. Cairns Wells. At this time Mayor Brown opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Brown closed this portion of the meeting to the public. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 72-2014**

**A RESOLUTION ACCEPTING THE CERTIFICATE OF DETERMINATION AND AWARD FOR A BOND ANTICIPATION NOTE  
(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. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 43-2014**

**A RESOLUTION AUTHORIZING THE HIRING OF TWO CROSSING GUARDS FOR THE 2014-2015 SCHOOL YEAR  
(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. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 74-2014**

**A RESOLUTION AUTHORIZING THE BOROUGH OF RIVERTON TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE COUNTY OF BURLINGTON  
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Mr. Corbi, who moved for its adoption. This was seconded by Mr. Creighton. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 75-2014**

**A RESOLUTION OF THE BOROUGH OF RIVERTON TO AUTHORIZE THE DISPOSAL OF SURPLUS PROPERTY  
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Mr. Corbi, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 76-2014**

**A RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF RIVERTON TO EXECUTE AN AMENDMENT TO THE BURLINGTON COUNTY URBAN COUNTY COOPERATION AGREEMENT WITH THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON (IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Mr. Bianchini, who moved for its adoption. This was seconded by Ms. Cairns Wells. A poll vote was then taken. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**RESOLUTION 77-2014**

**A RESOLUTION AUTHORIZING A REDUCTION IN THE ASSESSED VALUE OF THE PROPERTY LOCATED AT 304 SHREWSBURY LANE (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. Mr. Bianchini aye, Mr. Creighton aye, Ms. Cairns Wells aye, Ms. Azelby aye, Mr. Kinzler aye and Mr. Corbi aye.

**MEETING OPEN TO THE PUBLIC**

**Steve Falecki, 2 4<sup>th</sup> Street** reported that there is an issue with the sprinkler system at the park in that it doesn't always work. It might be a breaker issue from inside the green shed at the park. Mr. Falecki stated that he could take a look at it.

Mr. Falecki stated that the groups and/or clubs utilizing the basketball courts at the park were not included with the recent ordinance that requires groups and/or clubs who utilize the fields to pay a usage fee. Mr. Creighton responded that this is not the same as the maintenance that is required for the fields. The only reason we required usage fees for baseball and soccer was because there is more wear and tear on the fields from this usage. Mr. Falecki stated that both the baseball and soccer leagues feel that there should be some type of usage fees for the basketball courts. This suggestion was taken under advisement by Council.

**TREASURER'S, FINANCE REPORT AND BILL LIST FOR APPROVAL**

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

**DISCUSSION ITEMS:**

**NATIONWIDE RETIREMENT SOLUTIONS/DEFINED CONTRIBUTION PLAN**

A few Borough employees have expressed an interest in having a Deferred Compensation Plan and had contacted Nationwide Insurance about this. An initial meeting was held with a Nationwide representative to discuss this. Mayor Brown then introduced Emanuel Mahande from Nationwide. Mr. Mahande distributed an informational packet for Council's review and consideration. Mr. Mahande then provided a detailed overview of the program offered by Nationwide. Mr. Mahande reviewed the proposed plan performance, proposed participant outcomes and the strategic partnership. There would be no cost to the Borough should a decision be reached to sign on with Nationwide. Mr. Mahande also provided Council with the names of other

municipalities who have signed on with Nationwide. After much discussion, it was the consensus that the Finance Committee would contact the participating municipalities to get their input. This issue was taken under advisement by Council at this time.

#### **POSSIBLE SUBMISSION OF GRANT APPLICATIONS TO THE DEPARTMENT OF TRANSPORTATION**

Mr. Bianchini reported that he is looking into the possibility of recommending that Council submit a Safe Routes to Schools grant application in 2015. Mr. Bianchini reported that this potential grant pertains to line striping and Reflective Pavement Markers at various crosswalks within the Borough. Mr. Bianchini has spoken to the County's contractor about this issue (Zone Striping, Inc.) to obtain quotes, which he reviewed in detail with Council. This is on file with the Municipal Clerk. Ms. Cairns Wells asked if there was a match to this grant, and was it reimbursable. Mr. Bianchini responded that it would be reimbursable. Mayor Brown asked if we partner with the county would it be cheaper. Mr. Bianchini responded yes, but he wasn't sure how much. He will find this out. Mr. Bianchini reported that we did not participate with the County's roadway striping contract in 2013. A copy of the County's letter from September 4, 2013 will be forwarded onto Council for this review. This issue was taken under advisement by Council.

Mr. Bianchini reported that we received notification from Dave Gerkens, a Planner with Community Grants Planning & Housing, about a Safe Streets to Transit grant being offered by the Department of Transportation. Mr. Bianchini stated that this type of grant could possibly help the Borough with the installation of pedestrian pushbuttons at the intersections of Broad at Cedar, Thomas and Elm. Mr. Bianchini reported that there is no floor or ceiling for the grant and that Mr. Gerkens recommends that we not exceed an asking amount of \$300,000.00. This application is due by October 14. Mr. Bianchini reported that an engineering estimate needs to be included with this application. A discussion ensued regarding the pros and cons of applying for this grant and what costs the Borough might incur. It was the consensus of Council to move forward, with the caveat that Mr. Bianchini first obtain a not to exceed cost estimate from Alaimo Associates for engineering services. The Finance Committee will then review these costs prior to the filing of the grant application.

#### **HIRING TEMPORARY HELP IN THE PUBLIC WORKS DEPARTMENT FOR LEAF SEASON**

Mr. Corbi reported that it looks like this department will be short staffed for leaf season (November and December) and we will be in need of temporary help. Mr. Corbi reported that we are getting cost estimates from a few companies. We are also looking into what the costs would be for background checks to be done. When all the information is received, Mr. Corbi will be making a recommendation to Council.

#### **ESTABLISHING PERMITTING PARKING AT BANK & LINDEN AVENUE**

Chief Shaw provided Council with a sample Ordinance from Delanco Township pertaining to permit parking areas in that municipality for their review.

Chief Shaw stated that he is looking to establish permitting parking on Linden Avenue in the area of Bank Avenue. Chief Shaw explained that anybody living in that area would be issued a permit. There would be permit hours where you could only park in that designated area during certain times. Chief Shaw reported that we are having ongoing issues at this location and that at a recent town meeting, several residents

expressed concern with some quality of life issues, such as trash being thrown on their property, people using drugs, people racing at this location, hanging out and carrying on. Chief Shaw stated that we have no enforcement powers when people are hanging about. People are parking up by the homes at this location and the residents are the ones being affected. By trying to limit the time that people can park there, we would be trying to keep the riff raff away from causing any problems at this location. A discussion ensued with the consensus being that this would be a very good idea. The Public Safety Committee and the Solicitor will further review this sample Ordinance and make a recommendation to Council for their consideration.

#### **GOVERNMENT ENERGY AGGREGATION (PERTAINING TO ELECTRIC)**

Mr. Creighton provided an overview regarding this issue. Mr. Creighton believes that this issue will be a tough sell to our residents. Mr. Creighton stated that Council needs to decide if we want to be a part of this or not. If Council decides that we will participate, then every property owner from Riverton would have to be included. However, there would be an opt out mechanism for those residential consumers who do not wish to be a part of this. Ms. Cairns Wells reiterated her concern about Council making a decision for everyone in the Borough. Ms. Azelby concurred with Ms. Cairns Wells. After some additional discussion, Ms. Cairns Wells made a motion that we not consider joining the Burlington County Government Energy Aggregation Program at this time based on the information we have on hand. This was seconded by Ms. Azelby. A poll vote was then taken. Mr. Bianchini agreed, Mr. Creighton agreed, Ms. Cairns Wells agreed, Ms. Azelby agreed, Mr. Kinzler agreed, and Mr. Corbi agreed.

#### **PUBLIC CHRISTMAS DISPLAYS**

Mayor Brown had provided Council with information and case law from the American Center for Law and Justice regarding this issue. Mayor Brown is asking for any comment. Ms. Cairns Wells and Ms. Azelby asked if we have received any requests to expand our holiday decorations. Mayor Brown responded that he wanted to bring this issue before Council. Mayor Brown is looking for Council to agree to issue a permit to anyone who wanted to place a religious symbol on public property. Ms. Cairns Wells was of the opinion that we would have to have symbols representing all religions placed on our public property. Mr. Creighton stated all the churches in town currently place religious symbols on their property. A discussion then ensued, with the consensus being to leave well enough alone. We could be opening Pandora's Box by considering this.

#### **THE BANK ON MAIN STREET (604 MAIN STREET)**

Mayor Brown reported that we received notification that the owners of 604 Main Street are interested in selling this property and wanted to know if the Borough had any interest in purchasing it. It was the consensus that there would be no interest in this property at this time.

#### **CLOCK AT THE PLAZA LOCATION**

Mayor Brown reported that in 1998 resident Lewis Robbins purchased this clock and then donated it to the Borough. The clock is now in need of repair and it is estimated that it would cost \$900.00. Bob Moccia has offered to pay for the repair of the clock, with the caveat that a plate with his name imprinted be placed on the clock acknowledging the fact that he paid for the repair. Mayor Brown reported that the family of Lewis Robbins had no problem with this so long as the commemorative plate acknowledging Mr. Robbins' donation is not removed.

## **9/11 COMMEMORATION**

Mayor Brown reported that Cinnaminson Township is holding a Memorial Service at their municipal building at 7:00pm tomorrow. All are invited to attend.

## **MUD, SWEAT & CHEERS RUN**

Ms. Cairns Wells reported that she understands that this event has grown in size and is now being advertised. Ms. Cairns Wells stated that even though Tom Shaw had previously come before Council to discuss this event, to date we do not have an agreement, a certificate of insurance, a police plan, etc. She suggested bringing Mr. Shaw in on Monday afternoon to discuss these issues with herself (Public Safety), Mr. Corbi (Public Works) and Mr. Bianchini (Park). It was the consensus of Council to agree to this.

## **STREETS/SEWER/RECYCLING**

Mr. Corbi reported that single stream recycling started on September 4. Every thing went smoothly.

The repair of the Equalization Tank at the Wastewater Treatment Facility has been completed.

A preconstruction meeting was held on September 4<sup>th</sup> regarding the Elm Terrace road project. Three of the seven trees scheduled to be removed will now remain, which will save us some money.

Mr. Corbi reported that the Public Works Committee is recommending that we go with Alaimo Associates for engineering services for next year's road program. They are preparing a cost estimate. Mr. Corbi reported that we received a grant in the amount of \$195,000.00 for the mill and overlay of the following roads: Lippincott Avenue (from Highway to Broad), Cinnaminson Street (from 8<sup>th</sup> to the parking lot), Cedar Street (from 8<sup>th</sup> to Broad), and Harrison Street (from Thomas to Lippincott).

Mr. Corbi reported that we can apply for another road grant from the Department of Transportation, which would need to be submitted by October 14<sup>th</sup>. Mr. Corbi stated that we need to decide which street we want to do. As it stands now Carriage House Lane is the only road that has not been addressed in a very long time. Mr. Corbi stated that this would be a total reconstruction and would probably have to include new sewer lines, in particular for the location in back of the Baptist home. There is a major tree issue at this location that would also need to be addressed. Mr. Corbi will be meeting with representatives from Alaimo Associates to review Carriage House Lane for their input and cost(s) recommendations. He will get back to Council when he has additional information for them to consider.

Mr. Corbi reported that various State agencies have done inspections at the Public Works Department and Wastewater Treatment Facility and there are compliance issues that will need to be addressed. We had to pay \$450.00 to get rid of 200 tires that should not have been kept at the plant. Street sweepings picked up by our machine should be disposed of in the proper manner and this has not previously been done. This could cost around \$15,000.00. Our staff needs to be safety trained regarding confined space at the plant. Regarding the maintenance of the plant vehicles, everything seems to be breaking down at one time. Due to the age of some of these vehicles, obtaining parts is becoming harder to come by. We will need to address the vehicle maintenance issue during next year's budget process.

**SHADE TREE/PARK**

Mr. Bianchini reported that a Borough tree located at 710 Thomas will be trimmed and is scheduled to be placed on the removal list.

Mr. Creighton reported that he has approached a representative from Alaimo Associates to sit down with representatives from Council to review the grant received for additional park improvements (resurfacing tennis courts, etc.) We were allocated \$125,000.00 for Phase IV of the County's Municipal Park Improvements Grant Program. Cost estimates are needed from Alaimo Associates for this projected project for Council to review and consider.

At this time Chief Shaw wanted to acknowledge residents Ken and Mary Louise Smith who donated a camera to the Police Department for photographing and documenting crime scenes.

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



Mary Longbottom, RMC  
Municipal Clerk