

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
2007 REORGANIZATION MEETING  
JANUARY 3, 2007  
7:30pm**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Invocation: Dr. Robert K. Smyth
5. Oath of Office administered to William Brown as a member of the Borough Council of the Borough of Riverton
6. Oath of Office administered to Joseph Daniel as a member of the Borough Council of the Borough of Riverton
7. Oath of Office administered to Scott Reed as Fire Chief of the Borough of Riverton
8. Oath of Office administered to Robert Yearly as Deputy Fire Chief of the Borough of Riverton
9. Nominations for President of Council
10. 2007 Borough Council Committee Appointments-Mayor Martin

**NEW BUSINESS**

**CONSENT AGENDA**

- Res. 1-07 Temporary Appropriations for the year 2007
- Res. 2-07 Authorizing the Award of Contracts for Professional Services
- Res. 3-07 Appointing specific professional service contracts subject to compliance with the new Pay-To-Play law
- Res. 4-07 Authorizing Official Depositories for the Borough
- Res. 5-07 Authorizing an Official Newspaper
- Res. 6-07 Fixing the rate of interest to be charged on Delinquent Taxes and Sewer for 2007
- Res. 7-07 2007 Borough Appointment List
- Res. 8-07 Designating an employee to serve as the Public Agency Compliance Officer
- Res. 9-07 Authorizing a Cash Management Plan

Mayoral appointments to specific Boards  
Presentation to Kenny Edwin Palmer for his Eagle Scout achievement

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Meeting open to the public  
Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
JANUARY 10, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Oath of Office to be administered to Joseph Daniel and a member of Borough Council
5. Minutes from December 6, December 13 and closed session minutes from December and December 13
6. Treasurer's, Finance Reports and Bill List for Approval-Mr. Kinzler
7. Committee Reports
  - a. Public Safety-Mr. Cesaretti  
Update Re: Animal Control Officer
  - b. Streets, Roads & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development, Shared Services  
and Redevelopment-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
8. Meeting open to the public-five minute limit per person
9. Old Business
10. New Business

Resolutions:

Authorizing the Mayor to sign the 2007 Solid Waste Contract with County-Dr. Smyth

Authorizing the appointment of Court Personnel-Mr. Brown

Authorizing the Solicitor to file appeals, omitted & added assessment appeals

And rollback complaints with the County Board of Appeals-Mr. Kinzler

Authorizing a refund of Zoning Variance escrow fees-Mr. Kinzler

Transfer Resolution-Mr. Kinzler

Council Appointments to the 2007 River Route Advisory Committees

11. Correspondence

Letter received from Congressman Rob Andrews Re: NJ Transit's proposed signal improvement project that will help extend late night service between Camden and the Route 73 Pennsauken Station and Park n Ride
12. Meeting open to the public-five minute limit per person
13. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
WORK SESSION  
FEBRUARY 7, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open public meetings notice act statement-Mayor Martin
4. Recognition of Freeman Moorhouse-former Zoning Board Member and Zoning/  
Code Enforcement Officer
5. Pat Brunker to address Council regarding historic preservation issues
6. Shade Tree Issues:
  - a. Review of the bid received for Care & Maintenance of Trees
  - b. concrete repair work done by a resident on Thomas Avenue that should  
have been done by our tree contractor
7. Streets & Roads Issues: Dr. Smyth
  - a. Garbage & Trash Contract (currently expires 12/31/07)
  - b. Letter received about the need to repair or re-surface Church Lane
8. Meeting open to the public-five minute limit per person
9. Updates Re: Grants & Shared Services-Mr. Smyth
  - a. Resolution authorizing Engineer to advertise for bids for the Centers of  
Place grant contingent upon Council's & Solicitor's review & approval of  
bid package and specifications
  - b. Change Order request for Broad Street Enhancement Grant
  - c. Agreement modification for Broad Street Enhancement Grant
10. Mayoral appointments to specific Boards, Committees & Commissions
11. Resolution appointing Gregory McCloskey as Municipal Judge
12. Resolution to authorize County to conduct Aerial Larval Mosquito Control  
Activities
13. Preliminary agenda for February 14
14. Meeting open to the public-five minute limit per person
15. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
FEBRUARY 14, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from January 3, January 10 and closed session minutes from January 10
5. Representatives from the Riverton Improvement Association present to discuss improvements to the War Memorial
6. Committee Reports
  - a. Shade Tree, Board of & Health & Environmental-Dr. Daniel (Barry Emens, Shade Tree Chairman will provide updates)
  - b. Zoning, Park, Code Enforcement & Court-Mr. Brown
  - c. Streets, Roads & Sewer-Dr. Smyth
  - d. Planning, Economic Development, Shared Services & Redevelopment-Mr. Smyth
7. Meeting open to the public-five minute limit per person
8. Old Business
9. New Business

Treasurer's, Finance Reports & Bill List for Approval-Mr. Kinzler  
Discussion: 2007 Budget-Mr. Kinzler
10. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
WORK SESSION  
MARCH 7, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Presentation by Chief Norcross and Public Safety Committee to John Barrett, Owner of Alarms by Safe-Tech
5. Shade Tree Issues: Barry Emens, Chair of Shade Tree Commission present
6. Discussion: Possibly amending Chapter 13 of Borough Code Re: Environmental Commission to provide for additional members
7. Mayoral appointments to the Environmental Commission
8. Streets & roads Issues-Dr. Smyth
  - a. Written retirement notice received from Leroy Moore, Forman-Public Works Department (effective April 1, 2007)
  - b. Garbage/Trash contract (expires 12-31-07)-possible shared service with Palmyra
9. Discussion: Instituting Emergency snow removal regulations for Broad Street & Main Street
10. Motion to approve request from Sacred Heart Church to hold raffles on March 17
11. Meeting open to the public (five minute limit per person)
12. Updates: Re: Grants, Shared Services & Economic Development-Mr. Smyth
13. Updates Re: 2007 Budget-Mr. Kinzler
- 14. Preliminary agenda for March 14**
  - 2007 Budget review & Discussion-Auditor will be present
  - Representatives from the Riverton Improvement Association present to discuss improvements to War Memorial
  - Review of bids received for the Centers of Place Grant
15. Res. To go into closed session (Personnel matters)
16. Return to public session
17. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
MARCH 14, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Minutes from February 7, February 14 and closed session minutes from February 14
5. Representatives from the Riverton Improvement Association present to discuss improvements to the War Memorial
6. Treasurer's, Finance Report and Bill List for approval-Mr. Kinzler
7. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Roads & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development & Shared Services-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
8. Meeting open to the public-(five minute limit per person)
9. Old Business
  - Review of bids received for the 2006 Centers of Place Grant-Mr. Smyth
10. New Business
  - Ordinance 1-06 Amending Chapter 13 of Borough Code to increase the membership of the Environmental Commission-Dr. Daniel
  - Transfer Resolution-Mr. Kinzler
11. Correspondence
12. Discussion & Introduction of the 2007 Municipal Budget-Mr. Kinzler (Auditor will be present)
13. Adjournment

**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**APRIL 4, 2007**  
**7:30PM**

1. Meeting open to the public
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Request from Jim Brandenberger (present) for Council to consider amendments to our Zoning Code as it pertains to his development of the old Nuway Site
5. Updates Re: Shared Services, Economic Development & Grants-Mr. Smyth
6. Discussion: Possible amendments to Chapter 74 of Borough Code as it pertains to bulk-pick up-Solicitor Gunn
7. Update Re: E-mail addresses to be placed on website for Borough Officials-Mr. Cesaretti
8. Mayoral appointment to the Planning Board
9. Proclamation for Arbor Day-April 26<sup>th</sup> at 1:00pm Riverton School-Mayor Martin
10. Meeting open to the public (five minute limit per person)
11. Preliminary agenda for April 11
12. Res. To go into closed session-Contract Negotiations
13. Return to public session
14. Adjournment

**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**APRIL 11, 2007**  
**7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from March 7, March 14 and closed session minutes from March 7
5. Treasurer's, Finance Report & Bill list for approval-Mr. Kinzler
6. Public Hearing and adoption of the 2007 municipal budget-Auditor present
7. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Roads & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park, & Court-Mr. Brown
  - d. Planning, Economic Development, Shared Services & Grants-Mr. Smyth
  - e. Shade Tree, Environmental & Board of Health-Dr. Daniel
8. Meeting open to the public (five minute limit per person)
9. Old Business
  - Peace Pole Issue
  - Review of proposed amendments to Chapter 74 of Borough Code as it pertains to bulk pick-up
10. New Business
  - Public hearing & 2<sup>nd</sup> reading on Ord. 1-07 Amending Chapter 13 of Borough Code to provide for additional regular members of the Environmental Commission-Dr.Daniel
11. Correspondence
12. Adjournment



**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**MAY 2, 2007**  
**7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Representatives from the Burlington County Economic Development Regional Planning Department to address Council (Mark Remsa, Darlene Scocca and Khara Ford)
5. Request from the Riverton Improvement Association to be included under the Borough's Insurance umbrella for their May 11<sup>th</sup> gala
6. Streets, Roads, Sewer & Riverwall Issues
  - a. Request from Christ Church to install a separate water meter in the water line that services their sprinkler system
  - b. Update Re: present garbage/trash contract which ends 12/31/07-possible shared service with Palmyra
  - c. Sewer erosion issue at Bank & Thomas
  - d. Borough owned riverwall repairs
7. Meeting open to the public (five minute limit per person)
8. Financial Updates-Mr. Kinzler  
Res. To insert the Community Stewardship Incentive Program Grant (\$25,000.00) in budget
9. Updates Re: Grants, Shared Services & Economic Development-Mr. Smyth
10. Recycling Tonnage Grant Resolution
11. Peace Pole Issue
12. Partnership for a drug-free New Jersey questionnaire
- 13. Preliminary agenda for May 11**  
2<sup>nd</sup> reading and public hearings on the following ordinances
  - 2-07 bulk trash amendments
  - 3-07 Re-appropriating Bond Ordinance
  - 4-07 Salary OrdinanceResolution pertaining to the 2006 Audit Report
14. Res. To go into closed session (Personnel) Cesaretti
15. Return to public session
16. Adjournment

**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**MAY 9, 2007**  
**7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Statement-Mayor Martin
4. Minutes from April 4, April 11 and closed session minutes from April 4 and April 11
5. Oath of Office administered to Brian Johnson as Patrolman for the Borough
6. Financial Issues:
  - a. Review of 2006 Audit Report-Auditor present
  - b. Resolution pertaining to the 2006 Audit Report-Mr. Kinzler
  - c. Updates Re: Revaluation Issues-Tax Assessor present
  - d. Treasurer's, Finance Report & Bill List for approval-Mr. Kinzler
  - e. Financial Update -1st quarter of 2007-Mr. Kinzler
7. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Road & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development, Grants & Shared Services-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
8. Meeting open to the public-five minute limit per person
9. Old Business
  - a. Update Re: Request from Christ Church to install a separate water meter in the water line that services their sprinkler system
  - b. Update Re: Partnership for a drug-free New Jersey questionnaire
  - c. Update Re: Request from Jim Brandenberger for Council to consider amendments to our Zoning Code as it pertains to his development at Broad & Fulton Streets
10. New Business
  - Public hearings & 2<sup>nd</sup> reading on the following Ordinances:
    - 2-07 Bulk Trash Amendments-Mr. Cesaretti
    - 3-07 Re-Appropriation Bond Ordinance-Mr. Kinzler
    - 4-07 Salary Ordinance-Mr. Kinzler
  - Resolution to sponsor Victorian Day (June 2<sup>nd</sup>)-Mr. Smyth
  - Request from Yacht Club to determine ownership of the Club's parking lot
11. Correspondence
12. Resolution-To go into closed session (Personnel)-Mr. Cesaretti
13. Return to public session
14. Adjournment

**BOROUGH OF RIVERTON  
AGENDA  
SPECIAL MEETING  
MAY 21, 2007  
7:00PM**

1. Meeting called to Order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Public Hearing and adoption of the re-appropriation Bond Ordinance-  
Kinzler
5. Adjournment

**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**JUNE 13, 2007**  
**7:30pm**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Act Notice Statement-Mayor Martin
4. Minutes from May 2, May 9, May 21 and closed session minutes from May 2 & May 9
5. Presentation of the Delaware Valley Regional Planning Commission Award to the Borough by Mr. Smyth and Jerald Cureton, Commissioner
6. Ceremonial Oath of Office administered to Mark Offermann as Patrolman
7. Treasurer's Report, Finance Report and Bill List for Approval-Mr. Kinzler
8. Discussion: River-line horn issue
9. Update Re: Improvements to the War Memorial (Paul Grena of the RIA present)
10. Peace Pole Issue-Mr. Brown
11. Resolutions:
  - Appointing summer park personnel-Mr. Brown
  - Requesting approval from the Director of Local Gov't Services to include the \$44,800.00 grant received from the Transportation & Community Development Initiative in the Borough's budget. Mr. Kinzler
  - Entering into a grant agreement with the NJ Forest Service Re: Community Stewardship Incentive Program-Dr. Daniel
  - Authorizing the submission of an application for a Centers of Place grant-Mr. Smyth
  - Corrective Action Report-Mr. Kinzler
12. Meeting open to the public-five minute limit person
13. Committee Reports
14. Ordinances for consideration:
  - Requirement to create the position of Municipal Housing Liaison
  - Skateboard prohibitions
15. Discussion: Performance Bond for Broad & Fulton St. development
16. Discussion: Implementing procedures for the collection of delinquent taxes
17. League Conference room reservations
18. Correspondence
19. Res. To go into closed session (Personnel-Wastewater Treatment Facility)Mr. Smyth
20. Return to public session
21. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
JULY 11, 2007**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from June 13 and closed session minutes from June 13
5. Treasurer's, Finance Reports & Bill List for approval-Mr. Kinzler
6. Update Re: River-line horn mitigation-Mayor Martin
7. Resolutions for consideration:
  - Change Order for the Centers of Place Grant project-Mr. Smyth
  - Bridge Commission Easement Agreement Re: Broad Street Enhancement project-Mr. Smyth
  - Authorizing payment for park improvements (Capital account)-Mr. Brown
  - Authorizing payment for Fire Department's air systems for air bottles (Grant)-Mr. Cesaretti
  - Authorizing the professional service appointment of M&R Wildlife as Animal Control Officer-Mr. Cesaretti
8. Ordinances for consideration:
  - Ordinance 5-07-Creating the position of Municipal Housing Liaison-Mr. Smyth
  - 2<sup>nd</sup> reading and public hearing.
  - Review of "draft" Skateboarding ordinance
9. Meeting open to the public-five minute limit per person
10. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Public Works/Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Court & Park-Mr. Brown
  - d. Planning, Economic Development & Shared Services-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
11. Old Business
  - Proposal: Site specific amendment to zoning code Re: Artist Studio/residences In the Neighborhood business zone-Mr. Smyth
12. Correspondence
13. Res. To go into closed session-Personnel (Wastewater Treatment Facility)-Mr. Smyth
14. Return to public session
15. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
AUGUST 8, 2007  
7:30 PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes from July 11 and closed session minutes from July 11
5. Financial Issues-Mr. Kinzler
  - a. Treasurer's, Finance Report & Bill List for approval
  - b. Designating Beneficial Savings Bank as a depository (replacing Farmers & Mechanics Bank)
  - c. Update Re: Revaluation-Proposal received from the Borough Engineer to make the State's required revisions to our tax maps
6. 2<sup>nd</sup> reading & Public Hearing on Ordinance 6-07-Mr Brown  
(Regulating skateboards, roller skates & skateboard ramps throughout the Borough)
7. Discussion: Request for proposals for the Transportation Community Development Initiative Grant-Mr. Smyth and Mr. Gunn
8. Update Re: Horn mitigation issue-Mayor Martin
9. Meeting open to the public (five minute limit per person)
10. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Public Works/Sewer-Dr. Smyth & Mr. Smyth  
Update Re: Bidding the Garbage/Trash contract  
Possible submission of a NJDOT Trust Fund State Aid Application for a road project
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development & Shared Services-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
11. Discussion-email addresses to be placed on the Borough's website for Council-Mr. Cesaretti
12. Discussion: Possible fluoride treatments in our water supply-Mr. Cesaretti
13. Discussion Pompeston Creek Regional Stormwater Management Plan-Mr. Smyth
14. Correspondence
15. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
WORK SESSION  
SEPTEMBER 5, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open public meetings notice act statement-Mayor Martin
4. Financial Issues: Mr. Kinzler
  - a. Update on Borough's finances
  - b. Update Re: Revaluation process pertaining to the State's required revisions to our tax maps
  - c. Possible purchase of computer equipment for municipal offices
5. Review of revised draft Skateboarding ordinance-Mr. Brown
6. Shared Services-Mr. Smyth& Mr. Gunn
  - a. Update Re: possible joint garbage/trash contract with Palmyra
  - b. Update: Joint grant application with Palmyra regarding Morgan Avenue
7. Grants-Mr. Smyth
  - a. Update Re: Request for proposals for the TDCI Grant
  - b. Receipt of a Firefighters Grant
8. Meeting open to the public
9. Request from the owners of 422 Thomas Avenue for a reduction in sewer charges
10. Discussion: Notice received from T-Mobile Re: Lease Site-Mr. Gunn
11. Discussion: Comments regarding the Pompeston Creek Regional Stormwater Management Plan-Mr. Smyth
12. Discussion: Notice received that the Bridge Commission is willing to fund Improvements to the Borough owned pocket park at Bank & Linden-Mr. Smyth
13. Request from a representative of NJ American Water Co. to make a short Presentation at Council's September 12<sup>th</sup> meeting
14. Registrations for the November League conference
15. Preliminary agenda for September 12<sup>th</sup>
16. Res. To go into closed session-Contract Negotiations-Police-Mr. Brown
17. Return to public session
18. Adjournment

**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**SEPTEMBER 12, 2007**  
**7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Dave White of the Postal Service to address Council regarding the Riverton Post Office
5. Nicholas DeVecchis of the New Jersey American Water Company to address Council
6. Minutes from August 8 (open and closed sessions)
7. Treasurer's & Finance reports & Bill list for approval-Mr. Kinzler
8. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Roads & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Shared Services, Grants & Economic Development-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
9. Meeting open to the public (five minute limit per person)
10. Old Business
  - a. Review of "Draft" revised Skateboard Ordinance-Mr. Brown
  - b. Comments regarding the Pompeston Creek Regional Plan-Mr. Smyth
  - c. Possible funding by the Bridge Commission for improvements to the Borough owned portion of the pocket park & Bank & Linden-Mr. Brown
11. New Business

Res. Authorizing Remington, Vernick & Arango to advertise for the receipt of bids for the 2007 Road program projects contingent upon the Solicitor's review and approval of the specifications & bid package-Dr. Smyth

Res. Requesting the approval of the Director of the Division of Local Gov't Services for the insertion of a special item (Firefighter's Grant) in the Borough's budget for the year 2007-Mr. Smyth
12. Correspondence
13. Res. To go into closed session-Contract Negotiations-Police)-Mr. Brown
14. Return to public session
15. Adjournment



**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
WORK SESSION  
OCTOBER 3, 2007**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Representatives (Jan DeVries & Christian Hochenberger) from the Riverfront Art Alliance to address Council
5. Update Re: Horn Mitigation-Mayor Martin  
Res. Urging the Legislature to pass Senate Resolution 117 and to adopt legislation that relieves municipalities along light rail lines of civil liability in quiet zones
6. Streets & Roads Issues:
  - a. Update Re: joint Garbage/Trash specs. & bid information-Mr. Gunn & Mr. Smyth
  - b. Review of Bids for the 2007 Road projects-Dr. Smyth
7. Meeting open to the public (five minute limit per person)
8. Public Safety Issues: Mr. Cesaretti
  - a. adding additional Crossing Guards and a Matron
  - b. Curfew Resolution for Halloween
9. Update Re: Improvements to the War Memorial-Mr. Brown
10. Review of Request for Proposals for the Transportation Community Development Initiative Grant-Mr. Smyth and Mr. Gunn
11. Res. To refund one homestead rebate check to a specific property owner-Mr. Kinzler
12. Possible amendment to Chapter 123 of Borough Code pertaining to No parking along a portion of the 600 Block of Lippincott Avenue-Chief Norcross & Mr. Gunn
13. Announcement of award of quote for a new telephone system-Mr. Cesaretti
14. Preliminary agenda for October 10
15. Adjournment

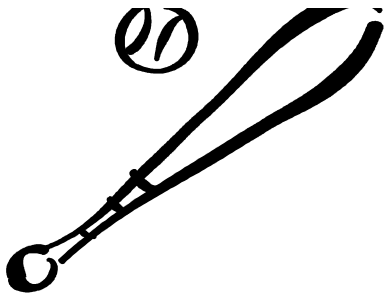
**BOROUGH OF RIVERTON**  
**PRELIMINARY AGENDA**  
**OCTOBER 10, 2007**  
**7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Minutes (open and closed) from September 5 and September 12
5. Financial Issues: Mr. Kinzler
  - a. Treasurers, Finance Reports & Bill list for approval-Mr. Kinzler
  - b. Update: State's required revisions to the Borough's tax maps for revaluation purposes
6. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Roads & Sewer-Dr. Smyth
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development, Shared Services  
And Grants-Mr. Smyth
  - e. Shade Tree, Board of Health & Environmental-Dr. Daniel
7. Meeting open to the public (five minute limit per person)
8. Old Business
9. New Business
  - Second reading & public hearing on the following ordinance:  
Ordinance 6-07 Regulating Skateboards & Skateboard Ramps-Mr. Brown
  - Res. Authorizing the advertisement for receipt of bids for garbage/trash  
collection-Mr. Smyth
  - Res. Authorizing the purchase of equipment for the Fire Department-Mr. Cesaretti  
(Firefighter's Grant)
  - Announcement of award of quote for computer hardware/software-Mr. Cesaretti
10. Correspondence
11. Adjournment

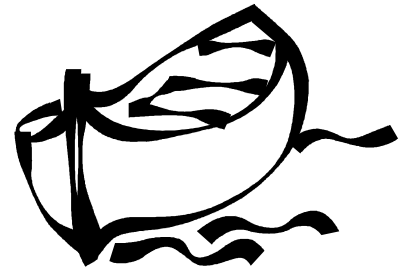
**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
NOVEMBER 7, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open public meetings notice act statement-Mayor Martin
4. Open and closed session minutes from October 3 and October 10
5. Committee Reports
  - a. Public Safety-Mr. Cesaretti  
(Recommendation regarding the hiring of a special officer  
Handicapped parking request from Christ Episcopal Church)
  - b. Streets, Roads & Sewer-Dr. Smyth, Mr. Smyth & Mr. Gunn  
(Recommendation pertaining to the garbage/trash bids)
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development, Shared Services  
and Grants-Mr. Smyth  
(request from the River Route magazine for information on  
Riverton)
  - e. Shade Tree, Board of Health, Environmental-Dr. Daniel  
(going out to bid for removal and maintenance tree contracts)
7. Meeting open to the public (five minute limit per person)
8. Old Business
9. New Business
  - Second reading & public hearings on the following ordinances:**
  - 7-07 Amending Chapter 123 Schedule 1: No Parking-Mr. Cesaretti
  - 8-07 Reappropriating \$40,000 to provide for the 2007 road program
  - 9-07 Amending Bond Ordinance 6-05 in order to include 2007 road  
program

Transfer Resolution
10. Correspondence
11. Financial Issues: Mr. Kinzler
  - a. Treasurer's, Finance Report & Bill list for approval
  - b. Update Re: Tax map revisions
  - c. 4<sup>th</sup> quarter financial update
  - d. 2008 budget planning
12. Adjournment



## Community Meeting!



Borough Council is working to create a Borough-wide plan to improve recreation and open space. We want your ideas about open space and leisure in Riverton.

A Community Workshop for all Riverton residents **(including kids!)**

will be held on

**Wednesday, November 14<sup>th</sup> at 7:00 PM**  
**at the Riverton School Gym**  
**5<sup>th</sup> and Howard Sts.**

All residents who use or have an interest in recreational opportunities in Riverton are urged to attend. **All children are invited and encouraged to attend.** We need your ideas and input. There will be a special “meeting within the meeting” just for the kids!!

This planning effort has no predetermined goals: we want to know what Riverton wants for the future, as we update the Master Plan and consider applying for civic improvement grants.

We need to know:

**What you like and don't like about recreational opportunities in town:**

- ② Which parts of town are underserved?
- ② Which age groups are underserved?
- ② Your ideas about possible public/private partnerships (can the Borough, schools, churches, and businesses cooperate to create more recreation?)

**Your thoughts about open space:**

- ② Should we preserve remaining open space/habitat?

- ② What are our goals with respect to preservation of, access to, and/or public use of the river, creek, and waterfront areas?

For information contact Suzanne Wells 829-5833  
[scai305@comcast.net](mailto:scai305@comcast.net)

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
WORK SESSION  
DECEMBER 5, 2007  
7:30pm**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Ordinance 6-07 Regulating Skateboards and Skateboard ramps-Mr. Brown  
    Second reading & public hearing
5. Res. To go out to bid for tree removal services for 2008-Dr. Daniel
6. Res. To go out to bid for tree maintenance for 2008& 2009-Dr. Daniel
7. Res. Supporting the Over the Limit Under Arrest 2007 Year End Crackdown-Mr. Cesaretti
8. Review of proposal from Alaimo Associates for tax map revisions-Mr. Kinzler
9. Meeting open to the public (five minute limit per person)
10. Setting the date and time for the 2008 Reorganization meeting
11. Setting the days and times for all 2008 Council meetings
12. Discussion: 2008 Council Committee Assignments
13. Preliminary agenda for December 12
14. Res. To go into closed session -Potential claim by resident-sewer issue &  
    Personnel (Professional Service appointments for 2008)
15. Return to public session
16. Adjournment

**BOROUGH OF RIVERTON  
PRELIMINARY AGENDA  
DECEMBER 12, 2007  
7:30PM**

1. Meeting called to order
2. Salute to the Flag
3. Open Public Meetings Notice Act Statement-Mayor Martin
4. Open & Closed session minutes from November 7, 2007
5. Treasurer's, Finance Report & Bill List for Approval-Mr. Kinzler
6. Committee Reports
  - a. Public Safety-Mr. Cesaretti
  - b. Streets, Roads & Sewer-Dr. Smyth & Mr. Smyth  
Review of bids rec'd for garbage trash collection
  - c. Zoning, Code Enforcement, Park & Court-Mr. Brown
  - d. Planning, Economic Development, Grants  
And Shared Services-Mr. Smyth
  - e. Shade Tree, Board of Health, Recycling & Environ. Dr. Daniel
7. Meeting open to the public (five minute limit per person)
8. Old Business  
Update Re: Bell Zones for Riverton & Palmyra-Mr. Smyth
9. New Business  
Transfer Resolution
10. Correspondence
11. Adjournment

January 3, 2007

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

**PRESENT:** Council members Dr. Smyth, Mr. Smyth, Kinzler, Cesaretti, Council member-elect William Brown and Solicitor Bruce M. Gunn

**ABSENT:** Council member-Elect Joseph Daniel

Mayor Martin read the following statement:

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 published in the Burlington County Times on December 29, 2006 and

(b) Posting written notification on the official bulletin board on December 21, 2006

At this time Mayor Martin asked the Rev. Dr. Robert K. Smyth to do the invocation.

Solicitor Bruce M. Gunn administered the Oath of Office to William C. Brown, Jr. as a member of Borough Council.

Solicitor Bruce M. Gunn administered the Oath of Office to Scott Reed as Fire Chief for the Borough of Riverton

Solicitor Bruce M. Gunn administered the Oath of Office to Robert Yearly as Deputy Fire Chief for the Borough of Riverton.

#### **NOMINATIONS FOR PRESIDENT OF COUNCIL**

Mayor Martin asked for nominations for President of Council. Mr. Cesaretti nominated Dr. Smyth. This was seconded by Mr. Brown. There being no further nominations, a poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth abstained, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **2007 BOROUGH COUNCIL COMMITTEE APPOINTMENTS**

At this time Mayor Martin read the 2007 Borough Council Committee Appointments. **Finance (includes Insurance)-** Kinzler\*, Mr. Smyth, Daniel, **Zoning, Park, Recreation & Code Enforcement-** Brown\*, Dr. Smyth, Daniel, **Public Safety (includes Fire, Animal Control & Parking)-** Cesaretti\*, Kinzler, Brown, **Public Works & Sewer (includes the operation of the Wastewater Treatment facility, maintenance of Streets and Roads, Public Trash collection and Street Lighting-** Dr. Smyth\*, Cesaretti, Mr. Smyth, **Planning, Economic Development and Redevelopment -**Mr. Smyth\*, Kinzler, Cesaretti, **Shade Tree, Board of Health, Recycling & Environmental Commission-** Daniel\*, Mr. Smyth, Dr. Smyth, **Liaison to Municipal Court-**Mr. Brown, **Liaison to the 4<sup>th</sup> of July Committee,** Mr. Brown, **Liaison to the Board of Education-**Mr. Smyth and **Liaison-Shared Services,** Mr. Smyth (alternate Dr. Smyth)

#### **PRESENTATION TO KENNY EDWIN PALMER FOR HIS EAGLE SCOUT ACHIEVEMENT**

Mayor Martin introduced Mr. Palmer, who provided Council with a detailed overview regarding his completed Eagle Scout project. Mayor Martin presented Mr. Palmer a plaque in recognition of his achievement.



## **NEW BUSINESS**

### **RESOLUTION 1-07 TEMPORARY BUDGET APPROPRIATIONS FOR THE YEAR 2007 (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 Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

At this time Mr. Cesaretti reported that he would like to remove M&R Wildlife, Inc. from Resolution 2-07. Mr. Cesaretti explained that there have been numerous complaints about the services they provide. Mr. Cesaretti would like to look into other options and to ask for a proposal from Riverfront Animal Control Services to be submitted to Council for consideration. Council concurred with Mr. Cesaretti's suggestion. Mayor Martin then asked if specific termination terms can be incorporated with all Professional Service Contracts that Council will be awarding. Mr. Gunn responded yes, that can be done. After a short discussion, it was the consensus to ask that all of these awarded contracts contain verbiage which will provide that either party has the right to terminate the respective agreement upon 60 days notice.

### **RESOLUTION 2-07 A RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR CERTAIN PROFESSIONAL SERVICES (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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

### **RESOLUTION 3-07 A RESOLUTION DESIGNATING CERTAIN PROFESSIONALS IN COMPLIANCE WITH THE NEW JERSEY PAY TO PLAY STATUTE (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 Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

### **RESOLUTION 4-07 A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF RIVERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY CONCERNING THE DESIGNATION OF DEPOSITORIES FOR THE BOROUGH ACCOUNTS (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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

### **RESOLUTION 5-07**

**A RESOLUTION APPOINTING AN OFFICIAL NEWSPAPER OF THE BOROUGH OF  
RIVERTON  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 6-07  
A RESOLUTION FIXING THE RATE OF INTEREST TO BE CHARGED ON  
DELINQUENT TAXES AND DELINQUENT SEWER  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 7-07  
2007 BOROUGH APPOINTMENTS  
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read in full by Dr. Smyth, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 8-07  
A RESOLUTION OF THE BOROUGH OF RIVERTON DESIGNATING AN EMPLOYEE  
TO SERVE AS THE PUBLIC AGENCY COMPLIANCE OFFICER FOR THE  
BOROUGH OF RIVERTON PURSUANT TO THE REQUIREMENTS OF P.L. 1975,  
C.127  
(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 9-07  
A RESOLUTION AUTHORIZING THE ADOPTION OF A CASH MANAGEMENT  
PLAN  
(IN FULL IN RESOLUTION BOOK)**

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

**RESOLUTION 10-07  
A RESOLUTION TO PROVIDE FOR A BUSINESS ENTITY DISCLOSURE  
CERTIFICATION AND POLITICAL CONTRIBUTION DISCLOSURE FORM FOR  
CERTAIN CONTRACTORS  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **MAYORAL APPOINTMENTS TO SPECIFIC BOARDS**

Mayor Martin announced that he would not make any appointments until next week's meeting.

#### **MEETING OPEN TO THE PUBLIC**

**Gary Ford, 311 Bank Avenue** personally thanked the Council for all of the time, energy and effort they put in to keeping the town moving forward.

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

Mary Longbottom, RMC  
Municipal Clerk

January 10, 2007

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

**PRESENT:** Council members Daniel (Left meeting at 10:00pm) Brown, Dr. Smyth, Mr. Smyth, Kinzler (arrived at 7:40pm), Cesaretti and William Martin, Esquire (filling in for 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 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

William Martin, Esquire administered the Oath of Office to Joseph Daniel as a member of Borough Council.

The minutes from December 6, December 13 and closed session minutes from December 6 and December 13 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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 absent and Mr. Cesaretti abstained.

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read the attached report for the month of December that was submitted by Chief Norcross. Vehicle Mileage 2668, Gas Used 443.4, Juvenile Arrests 2 (Assault 0, Miscellaneous 2-Arson, Curfew 0), Adult Arrests 14 (Criminal Warrant 0, Criminal Summons 0, Traffic Warrant 13, DWI 1, and Other 0), Motor Vehicle Crashes 4, Motor Vehicle Stops 132, Motor Vehicle Warnings 37, Motor Vehicle Summons 103 (Riverton Officers 103, NJ Transit ??-listed like this in Report, Others 0), Burglar Alarms 16, Asst. to other Police Departments 42, Animal Complaints 6, Fire Calls 23, Arson 1, Ambulance Calls (Riverton) 21, Unattended Deaths 1, Criminal Case 25, Domestic Violence 0, Thefts 3, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal Mischief 1, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 0, Miscellaneous Calls 508 and Total Calls 962.

Mr. Cesaretti read a report for the month of December that was submitted by Deputy Fire Chief Robert Yearly. There were 21 fire calls for the month, 3 drills, 13 calls in town, 8 calls out of town and 380.2 man hours for the month.

At this time Mr. Cesaretti announced that Sergeant Gerard Furrer submitted written notice of his retirement from the Riverton Police Department effective January 1, 2007. Mr. Cesaretti read Sgt. Furrer's letter in full.

##### **UPDATE RE: ANIMAL CONTROL OFFICER**

Mr. Cesaretti reported that he will be contacting Riverfront Animal Control Services to ask them to submit a proposal for Animal Control Services for the Borough. Mr. Cesaretti will keep Council informed.

Mr. Smyth reported that the Borough received two defibrillators from the Rotary Club.

Patrolman Merino reviewed in detail the attached report regarding the recent County Task Force incident in Maple Shade, New Jersey as well as information regarding the New Jersey Light Rail System. Copies are also on file with the Municipal Clerk.

**STREETS, ROADS & SEWER-Dr. Smyth**

Public Works Manager Scott Reed reported that the Fulton Street contractor will be fixing the ponding problem in front of 441 Fulton Street. Mr. Reed reported that we received notification from the Department of Transportation that we have been awarded grant money in the amount of \$150,000.00 to be used to repave 7<sup>th</sup> Street. Mr. Reed reported that we are waiting on estimates from our Engineer regarding the drainage issue on 3<sup>rd</sup> Street at the National Casein location.

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

Mr. Brown reported that the violation issues regarding 300 Main Street should be addressed by the County Board of Health. Some language issues had to be resolved first. Mr. Brown reported that our Code Enforcement Officer is looking into complaints regarding the property at 7<sup>th</sup> & Linden Avenue. Mr. Brown reported that the property located at 622 Thomas is going through the foreclosure process. Mr. Brown understands that there might be 2 people interested in this property.

**PLANNING, ECONOMIC DEVELOPMENT, SHARED SERVICES**

**AND REDEVELOPMENT-Mr. Smyth**

Mr. Smyth reported that the hearing on the sub-division application for 815 Homewood was continued until next month. Mr. Smyth reported that work continues on the re-examination of our Master Plan and the Smart Growth Grant (the Environmental Resource Inventory). Mr. Smyth reported that the Planning Board is reviewing suggested amendments to our Sign Ordinance. Mr. Smyth reported that Victorian Day is scheduled for June 2<sup>nd</sup>. Mr. Smyth reported that the Riverton Business and Civic Association would be putting the Borough directory together this year. They have asked Council for a \$600.00 donation for the Borough's portion of the booklet. Mr. Smyth reported that we have submitted an application for the Safe Routes to Schools grant to the New Jersey Department of Transportation.

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel**

Dr. Daniel reported that 30 hazardous trees are scheduled to be removed. The Shade Tree Commission is looking into various grants to help offset expenditures.

**TREASURER'S, FINANCE REPORTS AND BILL LIST FOR APPROVAL-Mr. Kinzler**

Mr. Kinzler moved that the attached Treasurer's, Finance Reports for December 2006 and the Bill List be approved. 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.

**UPDATE RE: 2007 budget process.** Mr. Kinzler distributed information to Council regarding the 2007 budget process and timeline. A copy is on file with the Municipal Clerk. Mr. Kinzler provided an overview of the 2006 year in review. Mr. Kinzler stated that it was an excellent year of cost control and that we should come in under budget. Most departments beat their budget, offsetting overruns in Shade

Tree. The tax receipts were a disappointing 97.5%, which will have a negative impact on the 2007 budget. Mr. Kinzler stated that we have reduced existing debt by \$488,934. The interest paid was \$98,554.00. Mr. Kinzler then reviewed the 2007 budget process, which includes the need to agree upon goals, what work has been done to date, when to present the draft budget to Council for their review (most likely at Council's February 14<sup>th</sup> meeting) and when to present the budget to the public for comment and then adoption. Council will be kept informed.

#### **MEETING OPEN TO THE PUBLIC**

**Katy Roussos, 708 Thomas Avenue**, asked for the status of the Pedestrian/Bicycle Study. Mr. Brown responded that he met with representatives from the Department of Transportation last month to review the required process. A scope of work should be submitted for review by the end of January.

**Mr. Kinzler** asked if there were any results from the County's recent speeding test in Riverton. Chief Norcross responded that he would find out.

**Gene Bandine, 522 Main Street** asked why there was tubing running across the 400 block of Lippincott Avenue. Chief Norcross responded that we were counting cars.

Mr. Bandine reported that he knows of many residents who wish to purchase additional personalized bricks to be placed at the plaza in front of Zena's Bakery. Mr. Bandine has found company that will do it, but they can only provide engraving for up to 14 characters. Concern was raised by this limitation. Mr. Brown commented that he is working closely with the Riverton Improvement Association regarding this issue. He wants to check out other companies, in particular the one previously used, to determine if we can increase the number of characters permitted on the engraved bricks. Mr. Brown also cautioned that he wants to review any proposal regarding the bricks before proceeding and distribution begins to the general public. Council will be kept informed.

#### **UPDATE RE: PEACE POLE**

Dr. Smyth stated that since we have been advised that the owner of Riverton Square, LLC (James Brandenberger) has agreed to permit the placement of the peace pole on his property, he believes Council should formally decide this issue. Dr. Smyth further stated that Council had previously agreed to work with the Peace Pole Committee to determine the appropriate location for the peace pole, by Resolution adopted May 3, 2006. After a short discussion, it was the consensus to agree to this location for the peace pole.

#### **RESOLUTION 18-07**

#### **A RESOLUTION RECOMMENDING THE PLACEMENT OF THE RIVERTON COMMUNITY PEACE POLE (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.

#### **NEW BUSINESS**

#### **RESOLUTION 11-07**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLID WASTE  
CONTRACT WITH THE BURLINGTON COUNTY FREEHOLDERS FOR THE  
CONTINUATION OF RECYCLING AND SOLID WASTE DISPOSAL SERVICES FOR  
THE CALENDAR YEAR 2007  
(IN FULL IN RESOLUTION BOOK)**

The above Resolution as 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.

**RESOLUTION 12-07  
A RESOLUTION APPOINTING COURT PERSONNEL  
(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. Cesaretti. It should be noted that Dr. Daniel had left the dais and was not present for this vote. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 13-07  
A RESOLUTION AUTHORIZING THE SOLICITOR OF THE BOROUGH OF RIVERTON  
TO FILE APPEALS, OMITTED AND ADDED ASSESSMENT APPEALS AND  
ROLLBACK COMPLAINTS WITH THE BURLINGTON COUNTY BOARD OF APPEALS  
(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 14-07  
A RESOLUTION AUTHORIZING THE REFUND OF ZONING VARIANCE ESCROW FEES  
(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 15-07  
TRANSFER RESOLUTION  
(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 16-07  
A RESOLUTION APPOINTING TWO MEMBERS OF COUNCIL TO SERVE ON THE  
2007 RIVER ROUTE ADVISORY COMMITTEE  
(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

### **CORRESPONDENCE**

Council reviewed and discussed a letter received from Congressman Rob Andrews Re: NJ Transit's proposed signal improvement project that will help extend late night service between Camden and the Route 73 Pennsauken Station and Park n Ride. Congressman Andrews requested the Mayor's stance on this issue. Going down the table, Dr. Daniel, Mr. Brown, Dr. Smyth, Mayor Martin and Mr. Smyth opposed this project. Mr. Cesaretti was in favor. A letter will be sent to the Congressman to inform him of Council's opinion.

### **REQUEST FROM MARK REMSA OF THE COUNTY'S ECONOMIC DEVELOPMENT AND REGIONAL PLANNING OFFICE**

Mr. Smyth reported that Mr. Remsa would like to come before Council to provide a comprehensive overview of ways Burlington County can assist municipalities with economic development and regional planning issues. After a short discussion, it was the consensus that Mr. Remsa be asked to attend Council's April 11<sup>th</sup> meeting.

### **REQUEST FROM PAT BRUNKER OF THE RIVERTON HISTORICAL SOCIETY**

Dr. Daniel reported that Ms. Brunker has asked to come before Council to review historic preservation issues and concerns with Council. After a short discussion, it was the consensus to try and set this up for Council's February 7<sup>th</sup> meeting.

**MEETING OPEN TO THE PUBLIC**-There was no public comment at this time.

### **RESOLUTION 17-07**

### **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. 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. It should be noted that personnel matters will be discussed.

At this time Dr. Smyth 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk



February 14, 2007

The regular meeting 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 aye and Solicitor Bruce M. Gunn

Mayor Martin read the following statement:

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 2007 published in the Burlington County Times on December 27, 2006

(b) Posting written notice on the official bulletin board on January 3, 2007

The minutes from January 3, January 10 and the closed session minutes from January 10 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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..

At this time it was announced that the representatives from the Riverton Improvement Association would not be present tonight. They will be in for Council's March 14<sup>th</sup> meeting to do their presentation.

It was also announced that the Chair of the Shade Tree Commission was unable to attend tonight's meeting. Mr. Emens will be present at Council's March 7<sup>th</sup> meeting.

**DISCUSSION: 2007 BUDGET**

Mr. Kinzler provided Council with updates regarding the 2007 budget process. Mr. Kinzler reviewed the fund balance, debt issues, insurance issues, Municipal Court issues, proposed capital issues, etc. Mr. Kinzler provided Council with a draft pertaining to specific expense details. Mr. Kinzler asked that if Council had any questions they should contact him to review and discuss as soon as possible. Mr. Kinzler stated that we would be discussing and finalizing the budget at Council's March 14<sup>th</sup> meeting. Our auditor will be present at that time. Mr. Kinzler anticipates that the 2007 budget will be introduced at that time.

**TREASURER'S, FINANCE REPORTS & BILL LIST FOR APPROVAL-Mr.Kinzler**

Mr. Kinzler moved that the attached reports for the month of January be approved as submitted. 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 & Mr. Cesaretti aye.

**COMMITTEE REPORTS**

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel (No Report)**

**PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of January that was submitted by Deputy Fire Chief, Robert Yearly. There were 13 fire calls for the month, 3 Drills, 8 Calls in Town, 6 Calls out of town and 227.3 man hours for the month.

The police report and Animal Control Reports were not submitted.

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

Mr. Brown reported that John Trotman recently resigned from the Zoning Board. The Zoning Board tabled appointing a Chairperson until they meet on February 21<sup>st</sup>. Zoning Board Member Fred DeVece volunteered to oversee the sign ordinance issue.

Mr. Brown reported that foreclosure proceedings have commenced at the property located at 108 7<sup>th</sup> Street.

Mr. Brown reported that a personalized brick order form is being prepared for distribution to the public. Mr. Brown reported that the Riverton Improvement Association would be handling this. Mr. Brown reported that the Chief of Police would like to see an Ordinance enacted that would prohibit skateboarding at the new plaza (in front of Zena's bakery).

## **STREETS, ROADS & SEWER-Dr. Smyth**

Dr. Smyth reported that the Public Works Department has been hard at work clearing the streets from the recent snow storm.

## **PLANNING, REDEVELOPMENT, ECONOMIC DEVELOPMENT**

### **AND SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported that the sub-division hearing regarding 815 Homewood was continued. Mr. Smyth reported that the Planning Board is recommending that Council consider the adoption of an Ordinance to provide for an Affordable Housing Committee and Liaison. Mr. Smyth reported that the Comcast Cable Channel (28) will be featuring an informational video on Riverton. It is scheduled to air on February 21<sup>st</sup> at 8:30pm. Mr. Smyth reported that both he and the Mayor would be doing interviews about Riverton on the Cable Channel CN8 in the immediate future. Mr. Smyth reported that the Bridge Commission would be assisting the Borough with the application process for the Delaware Valley Regional Planning Commission's Transportation and Community Development Initiative. Council will be kept informed.

## **MAYORAL APPOINTMENTS TO THE PLANNING BOARD**

Mayor Martin announced that Chris Halt resigned from the Planning Board and that he is making the following appointments:

### **REGULAR MEMBER**

**Keith Wenig, Class IV      Term expires 12-31-08**

### **ALTERNATES**

**No. 1 Joseph Creighton      Term expires 12-31-07**

**No. 2 Patricia Brunker      Term expires 12-31-08**

**OLD BUSINESS**-There was no old business presented at this time.

## **NEW BUSINESS**

Mr. Smyth reported that we have received a request for financial support for Victorian Day from Riverton's Economic Development Committee. Mr. Smyth stated that Council provided \$1,000.00 in last year's budget for this event. Mr. Smyth thought the Committee was looking for an increase this year. A decision will be made during the final budget process.

## **MEETING OPEN TO THE PUBLIC**

**Gene Bandine, 522 Main Street**, expressed concern that a portion of Main Street (400 and 500 blocks) could not be properly cleared during the recent

snow storm because of all the parked cars. Mr. Bandine suggested that specific guidelines be instituted to remedy this problem. Mr. Bandine commented that most of these vehicles could be parked in the back of the respective homes at this area. Mr. Cesaretti responded that the Chief had also raised this issue as it pertains to the same situation along Broad Street and that this issue, along with Mr. Bandine's concerns about Main Street would be discussed further at Council's March 7<sup>th</sup> meeting. Mr. Bandine would also like to see no parking regulations instituted when streets are cleaned in the Borough.

**Gary Ford, 311 Bank Avenue**, raised concern about the deterioration of the property located at 423 Lippincott Avenue. Mr. Ford reported that he knows the owner no longer lives there and that there is no heat in the house. Mr. Ford also reported that our previous Zoning/Code Enforcement Officer (Anthony Dydek), had tried to work with the owner to get him to paint the exterior of the home. Mr. Ford believes this issue needs to be addressed immediately. Mr. Brown commented that he would discuss this issue with our present Code Enforcement Officer and ask her to address these concerns.

**Robert Fenton, 16 Morgan Avenue**, asked when Morgan Avenue would be re-paved. It is in very bad shape. Dr. Smyth responded that Council was very much aware of this and that it would be discussed during the budget process.

#### **RESOLUTION 25-07**

#### **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 personnel and a litigation matter would be discussed.

At this time Mr. Cesaretti 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.

#### **RESOLUTION**

#### **A RESOLUTION OF THE BOROUGH OF RIVERTON APPOINTING BRIAN JOHNSON AS A PATROLMAN WITH THE BOROUGH OF RIVERTON**

The above Resolution was read by title only by Mr. Cesaretti, who moved for its adoption. This was seconded by Dr. Smyth. At this time Mr. Brown moved that this Resolution be tabled until the Police Committee meets to discuss it further. This was seconded by Dr. Daniel. Mr. Gunn stated that voting on the motion to table takes precedence over the vote on this Resolution. A poll vote was then taken on Mr. Brown's motion to table this Resolution. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth nay, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

March 7, 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 (arrived at 7:35pm) and Solicitor Bruce M. Gunn

**ABSENT:** Council member Cesaretti

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 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

**Shade Tree Issues: Barry Emens, Chair of the Shade Tree Commission present**

Mr. Emens reported that he is very excited about having two contractors- one for removal and one for care and maintenance. In two months the Removal contractor has taken down the designated 30 trees that were earmarked for removal. Mr. Emens has since given this contractor a second list to work on. Mr. Emens reported that the red dotted trees are gone and that the yellow dotted ones are on the second list to be removed. He believes there are ten of these.

Mr. Emens reported that our Care and Maintenance contractor has a lot of work to do, in particular trimming work. This year we will be working on tree removal and maintenance. There will no planting, with the exception of the Arbor Day celebration. Mr. Emens stated that there might be some additional planting done by individuals willing to pay for the tree and planting. Mr. Brown asked if the Commission had anything planned regarding plantings at the new plaza. Mr. Emens responded no, that was part of the grant process.

Mr. Emens reported that he applied for 3 grants to try and supplement the budget. One grant for planting we did not get. That would have been a \$25,000.00 grant. Another potential grant would be a combination of maintenance and updating our inventory. We are still waiting to hear about this. Mr. Emens reported that this grant would also be for \$25,000.00. Mr. Smyth reported that the Environmental Resource Inventory (Smart Growth Grant) might be able to assist the Shade Tree Commission with their inventory. Mr. Emens responded that if we get this grant, he would not need the assistance of the Environmental Resource Inventory.

Mr. Emens reported that we currently have two problems regarding tree issues. One is the continuing issue of the bacterial leaf scorch disease which affects the oak trees. We are losing about 10 oak trees per year. There is no cure or preventative measures for this disease. That's why diversity regarding planting is so important. The other problem pertains to the continuous drought conditions. The sugar maples do not do well in this environment. If we continue getting drought conditions, there will be a decline in the sugar maple trees. We have lost a lot of these in the last five years.

Mr. Emens reported that our previous tree Contractor (Elite Tree Service) had damaged the sidewalks of two homes in the Borough. Mr. Emens informed the contractor that they were obligated to fix the problems. Mr. Emens reported that one homeowner hired his own contractor to do the concrete work before Elite could take care of the problem. This homeowner now wants to make a claim. Mr. Gunn stated that this homeowner should

be referred to the insurance company for the contractor. Mr. Gunn will follow this up with the respective homeowner.

**Discussion: Possibly amending Chapter 13 of the Borough Code Re: Environmental Commission to provide for additional members.** Mayor Martin reported that we have received a request from the Environmental Commission that the number of alternates appointed to the Commission be increased from two to four. Solicitor Gunn reported that statutorily, we can only have two alternates serving on this Commission. However, if Council chooses, they can increase the regular membership of the Commission from 5 to 7 members. After a short discussion, it was the consensus that this be done. Mr. Gunn will prepare an ordinance for Council's consideration at next week's meeting.

**Mayoral appointments to the Environmental Commission**

Mayor Martin announced that a member of the Planning Board needs to serve on the Environmental Commission. Mayor Martin appointed Keith Wenig from the Planning Board to serve on the Environmental Commission. Mr. Wenig fills the unexpired term of Environmental Commission member, Christian Hochenberger, who recently resigned.

**Streets & Roads Issues-Dr. Smyth**

**Written retirement notice received from Leroy Moore, Forman-Public Works Department (effective April 1, 2007)** Dr. Smyth read Mr. Moore's letter of retirement for Council's information. Dr. Smyth stated that he would be discussing this vacancy with the Public Works Department as well and his committee. Dr. Smyth further stated that as a matter of course, we would advertise.

**Garbage/Trash contract (expires 12-31-07)-possible shared service with Palmyra**

Dr. Smyth reminded Council once again, that our present garbage/trash contract expires at the end of this year. Dr. Smyth reported that we previously received correspondence from the Mayor of Palmyra asking Council to consider entering into a joint, publicly-bid garbage/trash contract with Palmyra Borough. After a short discussion, it was the consensus that Robert E. Smyth, Council's shared services liaison contact Mayor Gural to set up discussions. Council will be kept informed.

Public Works Manager Scott Reed reported that there were some curbing problems on Fulton Street. It may have been a bad batch of concrete. Mr. Reed is meeting with the Engineers to review the situation and to determine how best to proceed. Mr. Reed also reported that there is a standing water issue at Zena's bakery. The contractor for the Enhancement project will be brought in to review and remedy the situation. Mr. Reed reported that his department is working on the baseball fields.

**Meeting open to the public**

**Katy Roussos, 708 Thomas Avenue** if there were any updates on the Bicycle/Pedestrian grant. Mr. Brown reported that he has received information as to how the plan would be set up, appointing a steering committee, doing a presentation to Council, etc. Mr. Brown provided Ms. Roussos with a copy of what was submitted to him.

Ms. Roussos also asked if there a form available to list tree concerns. Ms. Roussos was informed that she could download this form off of the Borough's website under our Shade Tree information.

**Discussion: Instituting emergency snow removal regulations for Broad Street and Main Street**

Council reviewed the Chief's concerns over this issue in detail. Public Works Manager, Scott Reed reported that while the County supplies the salt, his Department does the actual plowing of these roads. Council also discussed the Chief's concerns that the County has yet to give us formal permission for people to park on Broad Street. To date, anybody parking along this road is doing so illegally. Mr. Gunn provided an historical overview regarding this particular issue for Council's information. It was acknowledged that most of the people parking along Broad Street are from the Barclay Insurance Agency. After some additional discussion, it was the consensus to informally ask the owner of the insurance agency to not have their employees or patrons park along this roadway during a snow storm.

**Motion to approve request from Sacred Heart Church to hold raffles on March 17**

The Clerk reported that Sacred Heart Church has submitted all the required paperwork to hold raffles on March 17<sup>th</sup>. Dr. Daniel moved that this request be approved. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth abstained, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**Updates Re: Grants, Shared Services & Economic Development-Mr. Smyth**

Mr. Smyth reported that our application for the Delaware Regional Planning Commission's grant was submitted. Mr. Smyth stated that this grant would be used for downtown revitalization. Mr. Smyth reported that the Police Department applied to the Division of Highway and Traffic Safety for grant monies to help us crack down on speeders.

Mr. Smyth attended a shared services forum yesterday where legislative updates promoting municipal shared services were received. Mr. Smyth reported that a provision has been added to one of the bills already on Governor's desk about limiting arbitration for police and fire contracts to the "CAP" limits so it doesn't impose any undue burdens on towns and their municipal budgets.

Mr. Smyth reported that the video on Riverton will be running on Channel 28 on Wednesday night. Mayor Martin and Mr. Smyth have also done interviews on Comcast Newsmakers. These interviews provide overviews of the Borough, redevelopment and the Victorian Day celebration.

Mr. Smyth reported that the Riverton School Board would like to meet with the Borough's Finance Committee on March 12<sup>th</sup> at 7:00pm to review the school's budget. 7:00pm

**RESOLUTION 26-07**

**A RESOLUTION AUTHORIZING PARTICIPATION IN THE  
BURLINGTON COUNTY SHARED SERVICES FORUM  
(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 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 absent.

**Presentation by Chief Norcross and Public Safety Committee to John Barrett, Owner of Alarms by Safe-Tech.** Chief Norcross, Councilman Bill Brown and

Patrolman Tommy Merino publicly acknowledged Mr. Barrett for all of the electronic (camera installation) work he did in the Police Department at a substantially reduced rate. Mr. Barrett also volunteered his time to do all of this work.

### **Updates Re: 2007 Budget**

Mr. Kinzler distributed a draft 2007 budget expense summary for Council's review. Mr. Kinzler reported that our Auditor would be present at next week's meeting to assist Council in finalizing this budget during the introduction phase. Mr. Kinzler stated that capital issues would need to be thoroughly discussed and finalized at next week's meeting. Public Works Manager Scott Reed reported that he had more definitive figures regarding potential road work that Council might authorize for this year. Mr. Kinzler reported that our Licensed Wastewater Treatment Facility Operator, Brad Young, is requesting a fence and new pumps for the plant. Regarding the need to re-pave Morgan Avenue, which is jointly owned by both Riverton and Palmyra, it has been suggested that both municipalities file an application with the Department of Transportation for potential grant funds to help defray the costs to re-do this road. Mr. Smyth asked if the 3.5% salary increase for Borough employee excludes the police. Mr. Kinzler responded that he is assuming the police would be the same. Mr. Kinzler cautioned that Council will still need to make tough decisions regarding the budget. Mr. Kinzler reported that our surplus went down. Mr. Kinzler believes it is important to pay down our debt then to pump up the fund balance. Mayor Martin stated that he continues to support paying down the debt. Mr. Kinzler stated that he wants us to be more pro-active as far as the collection of taxes goes.

**Preliminary agenda for March 14.** The Clerk reviewed this with the Governing Body.

**Update: Revaluation Process.** The Clerk reported that our Tax Assessor (Tom Davis) wanted council to know that our Tax Maps are still being reviewed by the State. Mr. Davis hopes that the State's review process will be completed by May or June. The contract which the Borough authorized will then be signed off by the State and the Company can get started. This is a requirement of the revaluation process. The Clerk also reported that Mr. Davis has prepared some frequently asked questions about the revaluation process which will be distributed to Council and then posted on our website.

### **RESOLUTION 27-07**

#### **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 Dr. Daniel. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent. It should be noted that personnel matters and contract negotiations (police) would be discussed. It should also be noted that Dr. Daniel left the closed session portion at 9:20pm)

At this time Dr. Smyth 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

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

Mary Longbottom, RMC  
Municipal Clerk



March 14, 2007

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

**PRESENT:** Council members Daniel (left meeting at 9:00pm), Brown, Dr. Smyth (left meeting at 10:00pm), 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

The minutes from February 7, February 14 and closed session minutes from February 14 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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.

**PAUL GRENA, A REPRESENTATIVE FROM THE RIVERTON IMPROVEMENT ASSOCIATION PRESENT TO DISCUSS IMPROVEMENTS TO THE WAR MEMORIAL**

Mr. Grena reported that this is a non-profit organization dedicated to the beautification of public space in Riverton. Recently this organization has been reinvigorated. They have decided on a project to help landscape our War Memorial. The Association is coming together with methods to help raise money for this project. Mr. Grena reported that there will be a gala (mystery and masquerade) scheduled for Friday May 11, 2007 from 6:00pm until 10:00 pm at the New Riverton Square presently being constructed at 605 Main Street. The ticket price will be \$75.00 and will be available at the usual locations throughout Riverton. Mr. Grena stated that this event would be advertised on our website, a banner would be placed across Main Street advertising the event and a direct mailing to Riverton residents is being considered. Mr. Grena stated that they are looking for more people to help with the Improvement Association. Mr. Grena commented that the Association have employed other fund raising methods such as the brick stamping project, benches, plaques, gaslights, etc. Mr. Grena reported that he is working with a very large benefactor who has a strong interest in the park. Mr. Grena stated that the support from Council is appreciated. Mr. Smyth commented that he thinks that the war memorial project is a great idea. Dr. Daniel thinks the costs for the tickets may be a bit prohibitive to individuals in Riverton because it is too much money.

**TREASURER'S, FINANCE REPORTS & BILL LIST FOR APPROVAL-Mr. Kinzler**

Mr. Kinzler moved that the attached reports for the month of February be approved as submitted. 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.

**COMMITTEE REPORTS**

**PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of February, 2007 that was submitted by Chief Norcross. Vehicle Mileage 2612, Gas Used 526.70, Juvenile Arrests 1 (Assault 0, Miscellaneous 1 (Drug), and Curfew 0, Adult Arrests 10, (Criminal Warrants 4, Criminal Summons 0, Traffic Warrants 7, DWI 0 and Other 0, Motor Vehicle Crashes 1, Motor

Vehicle Stops 68, Motor Vehicle Warnings 13, Motor Vehicle Summons 59 (Riverton Officers 59), Burglar Alarms 13, Asst. to other Police Departments 21, Animal Complaints 3, Fire Calls 6, Arson 0, Ambulance calls (Riverton) 23, Unattended Deaths 0, Criminal Cases 17, Domestic 0, Thefts 0, Burglaries 0, Assaults 0 Sexual Assaults 0, Criminal Mischief, 0 Miscellaneous Complaints 2, Miscellaneous Calls 545 and Total Calls 782.

Mr. Cesaretti read a report for the month of February, 2007 that was submitted by Deputy Fire Chief, Robert Yearly. There were 15 fire calls for the month, 3 drills, 9 calls in town, 6 calls out of town and 240.3 man hours for the month.

Mr. Cesaretti reported that we received notice of an award for the body armor replacement fund from the state. We should receive close to \$600.00.

#### **STREETS, ROADS & SEWER-Dr. Smyth**

Public Works Manager Scott Reed stated that when homes are sold the owners or the buyers leave all of their bulk trash for his Department to pick up. Mr. Reed expressed strong concern about this. It costs a lot of money every time this is done. Mr. Reed believes this issue should be addressed at the settlement table by escrowing funds to take care of the trash removal by getting a dumpster. Mr. Gunn commented that there presently is nothing in our Code to regulate this issue. After a short discussion, it was the consensus that the Solicitor research this issue and bring suggested amendments to our Code for Council's consideration at next month's meeting.

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

Mr. Brown reported that the new members of the Zoning Board were recently sworn in. Mr. Brown reported that Cedar Lane Mews was sold and it appears that the new owner may want to proceed on the site plan for new homes. The Historical Society of Riverton has proposed changes to our Zoning Ordinance (Chapter 128 of Borough Code). These proposed changes are being reviewed by the Zoning Board. Mr. Brown reported that the Brandenberger Main Street site may have some landscaping changes. Mr. Brandenberger wasn't at the Zoning Board meeting to present his side. Regarding the park, work continues to be done on the fields. Mr. Brown reported that the Court Administrator did not have time to get the monthly report to us. Mr. Brown reported that the Riverton bicycle/pedestrian grant's scope of work is being worked on.

#### **PLANNING, GRANTS, ECONOMIC DEVELOPMENT & SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported that the Planning Board's reorganization was recently held. Mr. Smyth was appointed the Council Municipal Housing Liaison Officer. Mr. Smyth reported that open forum meetings pertaining to our Smart Growth Grant (Environmental Resource Inventory) are being scheduled. An announcement has been distributed to the waterfront property owners to attend a meeting on March 26 between 9:00am to 11:00am at the library. Mr. Smyth reported that the Planning Board would also be reviewing the Historical Society's proposed revisions to our zoning code. Mr. Smyth reported that a minor sub-division was approved with some restrictions for 815 Homewood Drive. Mr. Smyth reported that at the March 20<sup>th</sup> meeting, the Board will be hearing a continuation of the site plan application for 515 Main Street.

Mr. Smyth reported that he would be talking to the Mayor of Palmyra about a possible joint shared service for garbage /trash collection. Mr. Smyth reported that he would be contacting the sewage authority in Cinnaminson about possible back-up shared services for our Wastewater Treatment Facility.

Regarding the Centers of Place Grant, Mr. Smyth reported that three bids were received, opened and publicly read on March 8, 2007. **The total base bids + alternates A&B are as follows: Curb Con, Inc. of Barnegat, New Jersey**

08005 \$51,525.00, Think Pavers Hardscaping of Woodbury, New Jersey  
08096 \$72,628.75 and Paramount Enterprises, Inc., of Cherry Hill, New  
Jersey \$106,250.00. Mr. Smyth reported that our Solicitor has reviewed Curb Con's  
proposal and bid documentation and has found everything to be in order. Mr. Smyth  
reported that Alaimo Associates, the Borough's Engineer for this project is recommending  
that Council award his contract to Curb Con. Inc. of Barnegat, New Jersey.

#### **RESOLUTION 28-07**

#### **A RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE 2006 SIDEWALK CENTERS OF PLACE PROJECT TO CURB CON, INC. OF BARNEGAT, 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 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.

#### **SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel**

Dr. Daniel asked to table his report for Shade Tree and Board of Health until April.  
Dr. Daniel will be addressing the proposed changes to our Environmental Commission  
Ordinance under New Business.

#### **MEETING OPEN TO THE PUBLIC**

**Robert Foster, 504 Cinnaminson Street** addressed Council about the Resolution  
they passed on January 10, 2007 regarding the placement of the peace pole. While Mr.  
Foster appreciates Mr. Brandenberger's kindness in offering his site, Mr. Foster does not  
know if that is an appropriate place for the peace pole. Mr. Foster feels that the intention of  
having the peace pole was that it should be used by the school as part of their anti-bullying,  
conflict resolution efforts. When it is eventually installed, Mr. Foster wants it renamed the  
Riverton Children's peace pole. Mr. Foster suggested placing the pole at the new plaza  
where Zena's bakery is.

**Anne Creter, 9 Laurel Road** wanted to speak on the resolution that council has  
passed. She believes there is an urgency to address this issue now. Mrs. Creter stated that  
the committee collected money from people for this peace pole. She feels a burden and  
pressure to have the peace pole placed somewhere in this town by the end of the school  
year. While the committee appreciates Mr. Brandenberger's offer, they believe the area near  
Zena's bakery would be a better place for the pole. Mr. Creter stated that the peace pole was  
to have been a civic lesson for the school. Mrs. Creter commented that Mr. Brandenburger  
has also offered up a spot at the new CVS for the placement of the peace pole. However,  
the Committee would prefer that the pole be placed on public property.

**Michael Robinson 6 2<sup>nd</sup> Street** spoke on behalf of the peace pole committee by asking  
Council to consider placing the pole at the site of Zena's bakery.

**Dennis Creter, 9 Laurel Road** stated that since he has previously served on Council,  
he realizes that there are different considerations the governing body must address when  
deciding what's best for the community. He understands all of their questions and concerns  
about this issue. Mr. Creter thought that when the idea was originally presented to Council,  
it seemed everyone was on aboard. He also thought that it was originally clear that the  
committee wanted the pole placed in a public spot. Mr. Creter was surprised that a  
Resolution had been passed that places the pole on Mr. Brandenberger's property. Mr.  
Creter stated that the committee was not able to participate in the decision making. Mr.  
Creter stated that if the committee had wanted the pole on private property, Council didn't  
need to get involved. Mr. Cesaretti asked what happened to the suggestion that the pole be

placed at the library. Mr. Robinson commented stated that the Library Board is involved with a landscaping make-over and they decided not to make a decision on the peace pole. Mr. Cesaretti asked if this issue would be reviewed again after the landscaping is done. Mr. Robinson commented that they could. Mr. Brown commented that the school originally backed right away from placing the pole on school property.

**Anne Creter 9 Laurel Road**, commented that when this was presented to the school, they were already under the impression that this was going to be a civic project in which the school would participate with the town. Mr. Smyth stated that Council looked at different options, such as the school, the library or Mr. Brandenberger's property. Mr. Smyth commented that Council thought Mr. Brandenberger's offer was a good option. Mr. Brown reminded Council that they unanimously voted to place the peace pole on Mr. Brandenberger's property at the January 10<sup>th</sup> meeting. Dr. Daniel stated that overall; the Council is not against the peace pole. If the Brandenburger site fails, he suggested looking at the school or the library or maybe at Zena's. Mayor Martin commented that the location issue was and is a big concern for Council.

**Susan Foster, 504 Cinnaminson Street** understands that none of the peace pole committee members were present when the resolution was passed on January 10<sup>th</sup>. They were asked not to attend that meeting. Both Dr. Daniel and Mr. Brown asked who told them not to attend. Mrs. Creter responded that it was Dr. Smyth. Mrs. Creter explained that they were planning on attending but Dr. Smyth asked her to let it rest for awhile. She then found out that Council had passed the Resolution. Dr. Daniel suggested that the committee figure out a short list of places, solicit input from those public locations, vote amongst the committee members and then bring it back to Council.

**Dennis Creter, 9 Laurel Road** stated that the peace pole committee wants the pole placed at Zena's. They brought the pole to that location and took pictures to show council. Mr. Brown stated that he believes the peace pole would be totally out of place at that location. Mr. Cesaretti stated that both the school and library said no to placing the pole at their locations. He wanted to know why this wasn't published in the recent newspaper article.

**Cathy Martin 103 Bank Avenue** believes people should be educated about the peace pole. Mrs. Martin commented that Council had previously discussed having a public forum on this issue.

It was the consensus of Council that the peace pole issue be placed on their April 4<sup>th</sup> agenda for further discussion.

**OLD BUSINESS**-There was no old business presented at this time.

**NEW BUSINESS**

#### **ORDINANCE 1-07**

### **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 13 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR ADDITIONAL REGULAR MEMBERS OF THE ENVIRONMENTAL COMMISSION**

The above Ordinance was read by title only for the first time by Dr. Daniel, 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.

#### **RESOLUTION 29-07 TRANSFER RESOLUTION (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 30-07**  
**A RESOLUTION AUTHORIZING THE HIRING OF TWO ADDITIONAL**  
**CROSSING GUARDS FOR THE REMAINDER OF THE 2006-2007**  
**SCHOOL YEAR**  
**(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 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.

**CORRESPONDENCE**

Mr. Cesaretti read a letter of resignation from Patrolman John Shaw. Patrolman Shaw will be leaving March 26, 2007.

**INTRODUCTION OF THE 2007 MUNICIPAL BUDGET-**  
**(AUDITOR, ROBERT STEWART PRESENT)**

A detailed discussion took place regarding various line items in this budget. Additional adjustments were made where deemed necessary by the Governing Body. Regarding the capital portion of the budget, it was the consensus of Council to reappropriate funds not used from a prior bond ordinance for the following: Acquisition of various police equipment, 2007 road program, acquisition of computer equipment for the municipal offices, purchase of file cabinets for the construction office and various park improvements to the basketball and tennis courts. The local municipal purpose tax increase will be 4.8 cents. The percentage increase was 3.58%.

**RESOLUTION 31-07**  
**A RESOLUTION INTRODUCING THE 2007 MUNICIPAL BUDGET**  
**(IN FULL IN RESOLUTION & MINUTE 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 absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. The 2007 municipal budget will be published in the March 25<sup>th</sup> edition of the Burlington County Times. Second reading and a public hearing on the budget is scheduled for April 11, 2007.

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

Mary Longbottom, RMC  
Municipal Clerk

April 4, 2007

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

**PRESENT:** Council member Daniel, Brown, Dr. Smyth (arrived at 7:40pm), Mr. Smyth Kinzler, Cesaretti and Solicitor Bruce M. Gunn

Mayor Martin read the following statement:

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 2007 published in the Burlington County Times on December 27, 2006

(b) Posting written notice on the official bulletin board on January 3, 2007

**Updates Re: Shared Services, Economic Development & Grants-Mr. Smyth.**

Mr. Smyth reported that he would be setting up a meeting with Mayor Gural of Palmyra to discuss a possible shared service for garbage/trash collection. Mr. Smyth announced that we had a pre-construction meeting yesterday for the Centers of Place Grant project. Work should start in the next couple of weeks. The project must be done a week or earlier before the Victorian Day (June 2<sup>nd</sup>) celebration. Mr. Smyth reported that we have been requested to ask the RBA group for the Bicycle and Pedestrian Safety Grant to submit a letter to the New Jersey Department of Transportation to advocate that the Borough gets the Safe Routes to Schools grant. Mr. Brown responded that he would take care of this.

**Discussion: Possible amendments to Chapter 74 of Borough Code as it pertains to bulk pick-up.** Council reviewed a “draft” ordinance prepared by the Solicitor. Mr. Gunn reported that, as directed, he included an exclusion/exception that the Borough would not collect bulk trash generated by owners or occupiers of premises in connection with the sale or lease of their property. Mr. Gunn went on to explain that persons (the owner or seller) who generate trash as a result of the sale, or the expiration of any leasehold, of any improved real estate lot, shall be responsible to deposit their trash in a dumpster. A discussion ensued. Concerns were raised about the placement of and length of time a dumpster can remain on a street. Council also reviewed the fines that could occur should someone be cited. Mr. Gunn stated that if this ordinance is adopted, we would have to notify the local realtors about the ordinance. Mr. Gunn also stated that since we have never codified our bulk trash requirements listed in the Borough Directory, he included a separate section of the ordinance to take care of that. Discussion resumed. It was the consensus of Council that the Solicitor re-word this proposed ordinance for Council’s consideration at next week’s meeting.

**Request from Jim Brandenberger (present) for Council to consider amendments to our Zoning Code as it pertains to his development of the old Nuway site.** Mr. Brandenberger reported that he appeared before the Planning Board last month to review a concept with them. Mr. Brandenberger would like to subdivide the former Nuway site into four (4) lots. Mr. Brandenberger stated that his reason for doing this is strictly financial. Mr. Brandenberger has also considered what to do with a piece of this property that adjoins the residential portion of Fulton Street. This is presently zoned as the general business district. Mr. Brandenberger is asking that Council consider amending our zoning ordinance to permit him to build a single family home at this location. Mr. Brandenberger would donate the proceeds of the sale of the proposed home to charities that would benefit the Borough. Mr. Brandenberger believes this would be a cleaner way for him to go. Dr. Daniel asked why this subdivision proposal wasn’t considered when Mr. Brandenberger did the original development plans. Mr. Brandenberger stated that this is

simpler for permanent financing. He presently has a temporary construction loan on the development. Rates are more attractive for it to be broken up this way. Mr. Smyth asked what other benefits Mr. Brandenburger would get from this proposed zoning change. Mr. Brandenburger responded that he was not looking at other benefits. It is what it is. As far as an agreement with the Borough goes, Mr. Brandenburger suggests that the proceeds not just go to one cause. He personally likes the emergency responders because they are under funded. Mr. Brandenburger is wide open to suggestions from Council about where the money would go. His only stipulation would be that it benefits the Borough. He would like a committee set up to help with the decision making.

Mayor Martin asked how an agreement would write in a profit number. Mr. Brandenburger stated you really can't. Mr. Brandenburger doesn't know how to guarantee any amount. However, Mr. Brandenburger feels that it would be in the neighborhood of \$50,000.00. Mayor Martin stated the issue is whether we want to divide the property four ways or three ways. A discussion ensued about the pros and cons of dividing the property in terms of a rateable for the Borough. Questions regarding the possibility of changing the zoning ordinance and assessment issues were also discussed. Mr. Kinzler asked if our Assessor was aware of these potential sub-division issues. Mr. Brandenburger stated he didn't think so. Mr. Kinzler will get our Assessor's thoughts on this. Mr. Smyth stated that by changing the zoning of this Fulton Street location from GB to R8 is that the house becomes a rateable. The 2<sup>nd</sup> benefit would be the donation of proceeds to the Borough. Mr. Smyth feels that the only negative is that the potential home would be really close to the CVS.

Mr. Kinzler asked why the Zoning Board was hesitant about this issue. Mayor Martin responded that it should be zoned as a residential lot to fit properly with all the current codes. Mayor Martin explained that it would be a cleaner way to go if a residential house were placed and have it zoned the same as the other homes on the street. Mr. Brandenburger stated that the Zoning Board has not indicated they don't want to do it. However, Mr. Brandenburger believes it would be a nightmare trying to decide whether to permit a single family home in what is now the GB district. Mayor Martin asked what the proposed home would sell for. Mr. Brandenburger stated that while he acknowledges that the lot may not be very desirable (CVS next to it), he figures it would sell for \$350,000.00. Mr. Brandenburger stated that the proposed home could be either a rancher or a two story. Mr. Smyth asked if Mr. Brandenburger approached the homeowner next to this lot. Mr. Brandenburger responded yes. The homeowners were okay with the concept.

Mr. Kinzler questioned whether we should carve out a corner of a commercial property and make it residential. Mr. Kinzler thinks it will look unusual and stick out there. Mr. Kinzler questioned whether the property would be saleable ten years from now. A discussion ensued regarding these concerns. From a tax standpoint only, Mr. Cesaretti asked what's more valuable to the Borough, a vacant addition to a big lot or a residence zoned residential. Mayor Martin stated that services would have to be provided. As a builder and developer, Mr. Brandenburger believes the house will sell. Buffers will be provided. Discussion resumed about the rateable aspects, setback aspects and designs of the new home. Procedurally, Mr. Gunn commented that a proposal must be made and brought before the Planning Board. Any proposed zoning change must be in conformance with the Master Plan. Mr. Gunn further stated that any change would also require that the Borough's zoning map(s) be amended by our engineer. Council took Mr. Brandenburger's proposal under advisement.

**Discussion: Noise level from the horns of the River Line trains.** Mayor Martin reported that we have received complaints about this issue. Mr. Brandenburger

commented that he thought any outdoor café interested in moving in would be deterred from doing so because of the noise level from these horns. Mr. Brandenberger spoke to a representative from New Jersey Transit (NJT) about the horn issue, which is regulated by the Federal Railroad Administration. The representative from NJT indicated that they would check on the decibel level of the horns. Mr. Brandenberger understands that it is a complicated process to establish a quiet zone and the liability for doing this falls on the town. Mr. Brandenberger doesn't believe the horn issue will go away anytime soon. However, he asked Council to make a request about possibly mitigating the intensity of the horn noise. Mr. Smyth stated that he would also ask the other members of the River Route Advisory Committee what their municipalities are doing about this problem. Mayor Martin suggested doing a letter after Mr. Smyth reports back with his findings.

**Meeting open to the public-five minute limit per person**

**Muriel Alls-Moffatt, 202 Fulton Street**, commented that while she would have preferred it to remain open space, she believes that the construction of a new home next to the CVS will extend the neighborhood. It should keep the aesthetics of the street going.

Mrs. Alls-Moffatt asked how many renters are using our cell tower. Mr. Smyth responded just T-Mobile. Verizon has indicated an interest. Mrs. Alls-Moffatt asked for a clarification regarding the proposed amendments to our garbage/trash ordinance. Mr. Gunn responded.

**Update Re: E-mail addresses to be placed on website for Borough officials.**

Mr. Cesaretti distributed info about how Council can retrieve their e-mails from the Borough's website. The accounts have already been created but are not yet live. Council will be informed when this will occur.

**MAYORAL APPOINTMENT TO THE PLANNING BOARD**

Mayor Martin announced that he was appointing Jeff Myers as alternate No. 2 to the Planning Board. Mr. Myers fills the unexpired term of Patricia Brunner, who recently resigned. Mr. Myers' term expires 12-31-08.

**PROCLAMATION  
ARBOR DAY CELEBRATION  
(IN FULL IN RESOLUTION BOOK)**

Mayor Martin read this Proclamation in full. The Arbor Day celebration is scheduled for April 26<sup>th</sup> at 1:00pm at the Riverton School.

**Discussion: 2010 Census.** The Clerk reported that we been receiving information in preparation for the 2010 census. The Clerk contacted the Mayor to let him know that former resident Jose Talavara had assisted the Borough during the 2000 census. Mayor Martin asked the Clerk to contact Mr. Talavara to ask if he had any interest in helping the Borough again. Mr. Talavara has indicated that he would be willing to do this at no charge with the caveat that the Borough recommend him to Delanco Township officials. Mr. Talavara is now a resident there. Mr. Gunn stressed the fact that there is a lot of paper work involved, classes are required and a contact person is needed. Discussion ensued. Mr. Brown volunteered to be the contact person from Council for this project. We will also reach out to the public via our website to determine if there is a local resident willing to serve as the Borough's census coordinator.

**Preliminary agenda for April 11.** The Clerk reviewed this with the Governing Body.

**RESOLUTION 32-07**

**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**



The above Resolution was read by title only by Mr. Cesaretti, who moved for its adoption. This was seconded by Dr. Daniel. 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) and personnel matters would 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 33-07**

**A RESOLUTION CALLING FOR AN OPEN VOTE ON THE TENTATIVE RECOMMENDATION BY THE BOROUGH'S POLICE NEGOTIATING COMMITTEE PERTAINING TO THE 2006 POLICE CONTRACT YEAR  
(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. Cesaretti. A poll vote was then taken. Dr. Daniel nay, Mr. Brown aye, Dr. Smyth nay, Mr. Smyth nay, Mr. Kinzler aye, Mr. Cesaretti aye and Mayor Martin nay. It should be noted that Council rejected the tentative recommendation of the Police Negotiating Committee by a vote of 4 to 3.

**RESOLUTION 34-07**

**A RESOLUTION TO REJECT THE PROPOSAL OF THE BOROUGH OF PALMYRA TO CONDUCT A FEASIBILITY STUDY FOR THE COMBINATION OF PUBLIC SAFETY OPERATIONS  
(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.

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

Mary Longbottom, RMC  
Municipal Clerk

April 11, 2007

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

**PRESENT:** Council members Brown, Dr. Smyth (arrived at 7:40pm), Kinzler, Cesaretti and Solicitor Bruce M. Gunn

**ABSENT:** Council members Daniel and Mr. Smyth

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 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

The minutes from March 7, March 14 and closed session minutes from March 7 were then presented. Mr. Brown moved that these minutes be approved as submitted. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **TREASURER'S, FINANCE REPORT & BILL LIST**

##### **FOR APPROVAL-Mr. Kinzler**

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

#### **2007 MUNICIPAL BUDGET-(Auditor present)**

##### **RESOLUTION 35-07**

##### **A SELF-EXAMINATION OF BUDGET RESOLUTION (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 absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **PEACE POLE ISSUE**

**Bob Foster, 504 Cinnaminson Street** commented that the Peace Pole Committee previously presented their recommendation of the new plaza for the placement of the peace pole. If that is ruled out, the committee requests that the park be given equal consideration with other remaining site options. They did a town wide survey asking for the preferred location of the peace pole. The survey listed three possible locations-the library, the new plaza, or the school. They also asked for other options. They distributed approximately 1200 survey cards. The results were as follows: 101 responded (8.4%) Riverton Plaza 50, Riverton Public School 23, Riverton Public Library 12, Riverton Memorial Park 6, Private property 5, War Memorial 2, Riverbank 1, Sacred Heart Church 1 Train Gazebo 1. Mr. Foster reviewed the design of the survey as well as comments that were received on the survey forms.

**Michael Robinson, 6 Second Street**, stated that the committee's three options listed on the survey met the criteria of the committee members, that being safety, centrality and access to the school.

**Bill Brown** does not understand why the school or the library will not permit the peace pole to be placed at either of those locations. Mr. Brown is strongly against placing the pole

at the plaza. Mr. Brown feels that the pole should be placed where the school children normally gather, such as a playground at the school or library.

**Susan Foster, 504 Cinnaminson Street**, believes that now that the weather is warmer, people will use the plaza as a gathering spot for the peace pole.

**Michael Robinson 6 Second Street** commented that initially the school saw the peace pole as a way of promoting the anti-bullying campaign the school will have this fall.

**Susan Foster 504 Cinnaminson Street** is slightly concerned that this is being directed more toward the kids. While she feels that kids should be encouraged, it should be for the adults as well. Mrs. Foster feels that people would gather around the pole more at the plaza than the school.

**Mayor Martin** understands and respects those that are opposed to placing this pole on public property at all. Mayor Martin is of the opinion that it could be placed at the park, between the swings and the creek. Benches could be placed around it and large gatherings could be held there. Solicitor Gunn stated that there are no deed restrictions to the placement of the pole at the park.

**Susan Foster, 504 Cinnaminson Street** asked if goes at the park, does that mean that Riverton would like to pay for placing some benches around the pole.

**Michael Robinson, 6 Second Street**, commented that the Environmental Commission previously received funding to place trail markers and posts at the park. These were repeatedly pulled off and thrown in the creek. That's one of the reasons why the park was not at the top of the list because of the potential vandalism issues.

**Mr. Gunn** reported that the Borough does not own the new plaza property. It belongs to the County and Bridge Commission, which have given the Borough a right-of-way. Mr. Gunn further explained that any changes to this completed project would have to go through County, State and Federal channels.

**Carol Crawford, 101 Midway** asked if permission was granted could this be pursued. Mr. Gunn responded that it would take a prolonged period of time and there are no guarantees that approval would be obtained.

**Anne Creter 9 Laurel Road**, commented that it is her understanding from the County Freeholders that this property would eventually become municipal property. Mrs. Creter stated that while she likes the idea of the park, potential vandalism issues concern her. She suggested placing the pole at the entrance to the park by the sign.

**Carol Crawford, 101 Midway** ran this issue by some people (former kids) and they did not think the park was a good idea. They thought it would be vandalized.

**Francis Conroy, 407 Midway** believes the placement of the pole at the school would still be an option. Mr. Conroy understands that Council has to weigh the pros and cons of each option before deciding.

**Susan Foster, 504 Cinnaminson Street** commented that no formal permission has been given by the school for the placement of the pole on their property.

**Anne Creter, 9 Laurel Road**, believes the advantage of the park to the school is that the park is more accessible to more people. She prefers the park location.

**Mr. Kinzler** supports the peace pole, but feels there is a safety issue by placing it at the new plaza.

**Scott Reed, Public Works Manager** suggested that if it goes in the park, a plexiglass cover should be placed over it to prevent vandalism.

**Don Dietz, 304 7<sup>th</sup> Street**, is not opposed to the peace pole but is concerned about the separation of church and state issues, because it has the word prayer in it. Mr. Dietz suggested going to the churches and have it placed on a rotating basis on a church by church basis.

**Bob Fenton, 16 Morgan Avenue,** suggested placing the pole at Bank and Linden Avenues and make it a peace park.

**Scott Reed, Public Works Manager** suggested that Council make a decision one way or the other. Mr. Reed suggested the location at 8<sup>th</sup> & Cedar, by the apartments.

**Mr. Brown** believes the placement of the peace pole should go back to the School Board and have them vote on it.

**Bob Foster, 504 Cinnaminson,** stated that speaking for the Peace Pole Committee, they are asking Council to work out the decision. The peace pole decision was taken under advisement by Council.

#### **PUBLIC HEARING ON 2007 MUNICIPAL BUDGET**

Mayor Martin opened this portion of e meeting to the public for any comment on the budget. There being no public comment on the budget, Mayor Martin closed this portion of the meeting to the public.

#### **RESOLUTION 36-07**

#### **ADOPTION OF THE 2007 MUNICIPAL BUDGET (IN FULL IN RESOLUTION BOOK)**

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

#### **COMMITTEE REPORTS**

#### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of March that was submitted by Chief Norcross. Vehicle Mileage 2703, Gas Used??, Juvenile Arrests 0, Adult Arrests 8 (Criminal Warrants 0, Criminal Summons 0, Traffic Warrants 8, DWI 1 and Other 0), Motor Vehicle Crashes 4, Motor Vehicle Stops 93, Motor Vehicle Warnings 18, Motor Vehicle Summons 65 (Riverton Officers 65, NJ Transit ?, Other?), Burglar Alarms 13, Asst. to Other Police Departments 28, Animal Complaints 3, Fire Calls 5, Arson 0, Ambulance Calls (Riverton) 18, Unattended Deaths 0, Criminal Case 22, Domestic 0, Thefts 2, Burglaries 1 (From Residents 1, From vehicles 0), Assaults 1 (Police Officers 0, Firefighters/EMT 0, Civilian1), Sexual Assault 0, Criminal mischief 2, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 1, Miscellaneous Calls 519 and Total Calls 803.

Mr. Cesaretti read a report for the month of March that was submitted by Deputy Fire Chief Robert Yearly. There were 13 fire calls for the month, 3 drills, 7 calls in town, 6 calls out of town and 121.7 man hours for the month.

#### **RESOLUTION 37-07**

#### **A RESOLUTION AUTHORIZING THE HIRING OF AN ADDITIONAL CROSSING GUARD FOR THE REMAINDER OF THE 2006-2007 SCHOOL YEAR (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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

## **STREETS, ROADS & SEWER-Dr. Smyth**

Dr. Smyth and Mr. Reed reported that they are reviewing applications and resumes to fill the vacancy created by Leroy Moore's retirement effective April 1. Council will be kept apprised of the situation.

## **PLANNING, ECONOMIC DEVELOPMENT, SHARED SERVICES**

### **AND GRANTS-Mr. Smyth**

In Mr. Smyth's absence, Mr. Cesaretti reported that the next Planning Board meeting is scheduled for April 17<sup>th</sup>. The scheduled hearings are a site plan application for 515 Main Street and a Minor Subdivision for 509-11 Main Street. The Board continues to work on the re-examination of the Master Plan. The CVS opens the week of April 23<sup>rd</sup> and a tentative grand opening is set for the weekend of April 28.

Riverton has been awarded \$44,000.00 in grant money for the Transportation and Community Development Initiative. The Borough applied for this grant in February and funding will be used for revitalization planning in the Broad and Main Streets corridors. This grant is a joint effort between the Borough and the County. The Borough can choose their own consultant.

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

Mr. Brown reported that there was no Zoning Board meeting last month. The next meeting is set for April 18<sup>th</sup>.

Mr. Brown reported that a Park & Recreation Commission meeting was recently held. Vandalism issues at the park need to be addressed.

Mr. Brown reported that he would be meeting with Court Administrator, Jacqueline Gleason about receiving the Court reports in a timely fashion. Mayor Martin asked if we were making sure that we are following the stipulations specified in our contract with Cinnaminson pertaining to the Court. Mr. Brown stated that he needed to review the contract to better understand the parameters. Mayor Martin stated that we need to make sure that the numbers are working out. Mr. Kinzler stated that now that work has been completed on the budget, we would be looking closely at this contract. Mr. Brown asked that the Treasurer provide a listing of all the monies spent and received regarding this contract in 2006. A discussion ensued regarding the current contract, with the issue taken under advisement.

## **SHADE TREE, ENVIRONMENTAL & BOARD OF HEALTH-Dr. Daniel**

It was announced that the Borough, through our Shade Tree Commission has been awarded a 2006 Community Stewardship Incentive Program grant in the amount of \$25,000.00.

## **MEETING OPEN TO THE PUBLIC**

**Margaret Wark, 406 Howard Street**, is against the peace pole and definitely against it being placed on public property.

**Don Dietz, 304 7<sup>th</sup> Street**, publicly thanked the Public Works Department for all of the work they do at the park.

Mr. Dietz raised strong concern with the size of the new buildings going up in town, in particular the one at Broad & Main Streets. Mr. Dietz referred to and read some portions of the Master Plan from 1998. Mr. Dietz believes these buildings do not conform to what was specified in the Master Plan. Mr. Dietz asked if the Master Plan was binding. Mr. Gunn responded that usually, the zoning laws enacted will fulfill the Master Plan. However that can be overridden by a 2/3's vote of Council. Mr. Dietz asked to whom the Planning Board and Zoning Board answer and who makes the appointments. The Mayor

responded that a large majority of the appointments to these two Boards are made by him. This is specified in our Ordinances. Mr. Dietz commented that there appears to be a connectiveness regarding these appointments which could possibly be construed as a conflict of interest. Mayor Martin stated that a middle ground was reached by the respective Boards regarding these two developments. Sensitivity was attempted to be met through the design of these projects. Mayor Martin believes that the building at Broad & Main will look different when it is completed and landscaped. Mr. Dietz is concerned that other properties that may be developed in the future might have the same largeness to them. Mr. Dietz raised strong concern that if the building at Broad & Main cannot be rented as offices or storefronts, apartments might be placed there. Mr. Gunn stated that the appropriate Board would need to review this.

#### **OLD BUSINESS**

#### **REVIEW OF PROPOSED AMENDMENTS TO CHAPTER 74 OF BOROUGH CODE AS IT PERTAINS TO BULK TRASH**

Based on last week's discussion on this proposed Ordinance, Mr. Gunn revised the wording to clarify that either the buyer of a respective property or the successor would be responsible for removal of bulk trash as a result of the sale. The other issue was the regulation of a dumpster. Mr. Gunn conferred with our Construction Official, who suggested that if a dumpster is placed on a public street written permission of the Chief of Police and the Fire Sub code Official of the Borough would be required first. Council agreed to this suggestion. Chief Norcross suggested that Council incorporate a not to exceed period of seven days for the placement of a dumpster on a public street. After discussion, Council agreed to this suggestion. Mr. Gunn stated that he would incorporate language to that effect into the Ordinance. Mr. Gunn further stated that Council could introduce this Ordinance tonight.

#### **ORDINANCE 2-07**

#### **AN ORDINANCE AMENDING CHAPTER 74 OF THE RIVERTON BOROUGH CODE BY PROVIDING FOR BULK TRASH REGULATIONS AND EXCLUDING THE PICK UP OF TRASH GENERATED BY THE SALE OR TRANSFER OF PROPERTY**

The above Ordinance was read by title only for the first time by Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for May 9.

#### **NEW BUSINESS**

#### **ORDINANCE 1-07**

#### **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 13 OF THE RIVERTON BOROUGH CODE TO PROVIDE FOR ADDITIONAL REGULAR MEMBERS OF THE ENVIRONMENTAL COMMISSION (IN FULL IN ORDINANCE BOOK)**

Mr. Gunn reported that terms of expiration for the present regular members and the two potential new ones were inadvertently listed incorrectly at introduction last month. Mr. Gunn stated that he does not consider correctly this information substantive. We would just need a motion to amend. Council concurred. Dr. Smyth moved that Council accept the amendments to Ordinance 1-07 by Solicitor Gunn. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye, and Mr. Cesaretti aye.

At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

### **MAYORAL APPOINTMENTS TO THE ENVIRONMENTAL COMMISSION**

Mayor Martin announced that current alternates Bennett Landsman and Chris Halt will become regular members to the Environmental Commission. Mayor Martin then appointed Patricia De Vito and Eric Crawbuck as new alternates to the Environmental Commission.

### **ORDINANCE 3-07**

#### **AN ORDINANCE REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY**

The above Ordinance was read by title only for the first time by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for May 9, 2007.

### **ORDINANCE 4-07**

#### **AN ORDINANCE OF THE BOROUGH OF RIVERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY TO PROVIDE FOR AND DETERMINE RATES OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF RIVERTON**

The above Ordinance was read by title only for the first time by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on this Ordinance is scheduled for May 9.

**HARRISON STREET ISSUE.** Chief Norcross understands that Council previously discussed changing Harrison Street to a two-way street. Mr. Cesaretti stated that members of the business community had asked Council to consider this. Mr. Cesaretti further commented that Council was going to defer any decision regarding this issue until we see what the traffic study mentions. Chief Norcross stated that he is 100% against making Harrison Street two-way. He believes current parking spaces would be lost by doing this. Scott Reed, Public Works Manager stated that he is also opposed to this because it would take all the traffic from Main Street and divert it to our neighborhoods. A discussion then ensued with the consensus to leave Harrison as a one-way street at this time.

**Victorian Day.** Mr. Brown reported that Phyllis Rodgers has informed him that this event may not happen. They are not getting the support from the business community necessary. In addition, there are also problems within the business and economic development committee. Some things are not being addressed. They would like to meeting with council and explain what is going on with this situation. Since this is a sensitive subject, Mr. Brown asked if they could discuss their concerns during a closed session of Council. Mr. Gunn stated that this does not fall under the closed session requirements. Mr. Gunn suggested that one or two members of Council could meet with the business owners to review their concerns and then report back to Council.

### **RESOLUTION 38-07**

**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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that a potential litigation matter will be discussed.

At this time Dr. Smyth moved that we return to public session. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 39-07  
A RESOLUTION AUTHORIZING AN INCREASE IN COMPENSATION  
FOR SUSAN WOMPIERSKI  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth absent, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk



May 2, 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 (arrived at 7:40pm), Mr. Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn<sup>6</sup>

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 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

**Representative (Khara Ford) from the Burlington County Economic Development Regional Planning Department to address Council.** Ms. Ford, Principal Planner reported that she would be coordinating with the River Route Communities, implementing and updating the River Route Regional Strategic Plan. Ms. Ford provided an overview of the services afforded by the Department of Economic Development and Regional Planning. Ms. Ford also provided a comprehensive overview of ways Burlington County can assist municipalities with economic development and regional planning.

**Ed Gilmore 103 Main Street** informed Council that when the Cinnaminson Home closed a couple of years ago, the Borough had purchased a settee circa 1850 and an old glass enclosed display case for possible placement in a new municipal building. To date, these items are being stored in his garage. Mr. Gilmore stated that the library is interested in having the display case. Regarding the settee, Mr. Gilmore did not know if there would be room for it in our present building. After a discussion, it was the consensus of Council that the Public Works Department pick up these items and place them in storage until it is determined where they should go.

**Request from the Riverton Improvement Association to be included under the Borough's insurance umbrella for their May 11<sup>th</sup> gala**

Mr. Gunn reported that there is precedence for doing this. Council previously did this for the Farmer's Market. Mr. Gunn stated that Council would have to make the Riverton Improvement Association (RIA) a sub-committee of a Council committee to qualify for this. Paul Grena of the RIA would like the Association included under the Borough's insurance umbrella long term in consideration of other functions the Association decides to hold. However, Mr. Gunn stated that if the Association sponsors any other events, Council would have to do a formal resolution sponsoring it. Mr. Grena commented also that the RIA has non-profit status with a tax id number that was pre-existing when he took over the association's functions. Mr. Gunn stated that Council can approve this request –long term; we might want to check to make sure there is no prohibition because of the association's non-profit status. Mr. Grena has no problem requesting a resolution be passed for each event the association might hold.

#### **RESOLUTION 40-07**

**A RESOLUTION TO ESTABLISH THE RIVERTON IMPROVEMENT ASSOCIATION AS A SUBCOMMITTEE OF THE PLANNING COMMITTEE OF THE RIVERTON BOROUGH COUNCIL AND TO SPONSOR A GALA ON MAY 11, 2007 TO BENEFIT THE RIVERTON WAR MEMORIAL (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 absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**Streets, Roads, Sewer & Riverwall Issues:**

**Request from Christ Church to install a separate water meter in the water line that services their sprinkler system.** Copies of this request were distributed to Council for their review. Mr. Cesaretti asked if we have ever done this for anybody else. The Clerk responded that to the best of her knowledge, we have never had a similar request. Mr. Kinzler stated that this would be precedence setting. Mr. Gunn asked that this issue be deferred until Council's meeting next week so he can thoroughly review this request and make a recommendation to Council. Council concurred with Mr. Gunn's suggestion.

**Update Re: Present garbage/trash contract which ends 12/31/07-possible shared service with Palmyra** Mr. Smyth reported that he is still trying to meet with Palmyra representative to discuss bidding this contract jointly. Public Works Manager Scott Reed commented that he doesn't know how we can get a better rate jointly when the same service is doing both towns. Dr. Daniel asked if a possible shared service with Cinnaminson would be a better fit. Mr. Reed commented that Cinnaminson's contract is not over the same time as ours. Dr. Daniel suggested doing a temporary contract until Cinnaminson is available. Mr. Reed reiterated his position that we can get a better deal going by ourselves. Mr. Reed stated that the tipping fees are the biggest factor and that is set by the County. A discussion ensued over the pros and cons of having a shared service as opposed to stand alone. With our contract expiring at this end of this year, it was noted that a decision needs to be reached by the end of the summer so we can allow for the proper amount of time to bid this contract. This issue was taken under advisement by Council.

**Sewer erosion at Bank & Thomas** Mr. Reed reported that T&M Associates, Consulting Engineers for the Borough, would be writing a letter to New Jersey Department of Environmental Protection (NJDEP), Land Use Management and Compliance, Bureau of Tidelands requesting that they permit the owners of 109 Bank Avenue to re-construct their damaged portion of the seawall on the historic alignment, in line with the adjacent, intact, portions of the seawall. The letter will explain that the reason for this request is that the Borough's sanitary sewer line is located approximately 35 feet behind and runs parallel to the existing seawall at the subject property. Mr. Reed further stated that if the NJDEP does not grant this request and if this portion of the riverwall has to be moved by 4', then we will be unable to work on the sewer pipe at all.

**Borough owned riverwall repairs** Mr. Reed reported that we spent approximately \$5,000.00 to make repairs to the Borough owned portions of the riverwall at Howard, Fulton and Morgan Avenues. Mr. Reed also reported that we had to buy \$900.00 worth of rocks.

**Tax Maps issue as it pertains to the revaluation process:** Mr. Cesaretti questioned the fact that we received notice that the State has not approved our Tax Maps. Mr. Cesaretti asked if this would hold up the revaluation process. Mr. Kinzler reported that our Engineer (Remington, Vernick & Arango) submitted a proposal to council today. Their proposal spells out the work that the State is requiring to be done as part of the revaluation process. Their costs for doing this work amount to \$23,000.00. Mr. Kinzler stated that we need to thoroughly review our Engineer's proposal and possibly have other Engineering firms submit quotes before Council makes a final decision.

**Meeting open to the public**

**Josh Cooper, 513 Main Street**, addressed Council regarding a letter that was placed on his truck from the Police Department. This letter informed him that the police would be enforcing the parking codes (2 hour limit) at that location. Mr. Cooper explained that he doesn't have a driveway. He believes the people who live here and pay taxes should be offered parking permits so they can park in front of their own houses. Other towns do this type of thing. Mr. Cesaretti stated that this issue had been discussed a number of years ago. Mr. Cesaretti remembers that we were going to let people get used to it but an enforcement timetable was never established. The Chief commented that up till today this issue was only dealt with if a complaint was lodged. The tires would then be marked. The Chief stated he has received numerous calls since these notices were placed on the cars. The Chief stated that the two hour parking issue was raised at a recent meeting of the Economic Development Committee/Business & Civic Association. Mayor Martin commented that the area discussed at that meeting was from the municipal parking lot on Main to Broad Street. Mr. Smyth asked who directed the Chief to place these notices on the vehicles. Mr. Brown responded that he did at the request of the Mayor during the Economic Development Committee meeting. As Director of Public Safety, Mr. Cesaretti stated that they can't tell the police what to do. This request should have gone through him and then he would have met with the Chief to discuss it. A discussion then ensued with the consensus being that no enforcement action should be taken regarding this issue at this time. Mr. Brown stated that he believes there was a miscommunication between him and the Mayor during the Economic Development meeting and apologized.

#### **RESOLUTION 41-07**

#### **A RESOLUTION REQUESTING THE APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BOROUGH'S BUDGET FOR THE YEAR 2007 (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.

#### **Updates Re: Grants, Shared Services & Economic Development-Mr. Smyth**

Mr. Smyth reported that the Centers of Place project has commenced. Mr. Smyth reported that the Borough would be submitting a new Centers of Place application to seek additional funding for sidewalk replacement. We will be asking the Bridge Commission to assist us in this regard. Mr. Smyth explained that they do not charge to prepare the application. Mr. Smyth announced that potential funding for the Safe Routes to School grant should be awarded in another month. Mr. Smyth announced that a kick-off meeting was held today for the Borough's Bicycle and Pedestrian grant. Mr. Smyth announced that the new CVS will be holding their grand opening on Saturday, May 19<sup>th</sup>.

#### **RESOLUTION 42-07**

#### **RECYCLING TONNAGE GRANT APPLICATION (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. 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.

#### **Peace Pole Issue**

Mayor Martin commented that the Peace Pole's committee would like the peace pole placed at the sign at the entrance to the park. Mr. Smyth stated that the VFW doesn't

want the peace pole placed in front of the sign on the other side of the flag and memorial stone. Mr. Smyth stated that he would not support the pole being placed at that location either.

Mr. Brown understands that Mr. Cesaretti previously objected to placing the pole in the park in the back near the trees and the little monuments and he agrees with him. Mr. Brown asked if Mr. Cesaretti would object to the corner of 8<sup>th</sup> & Cedar Streets for the placement of the pole. Mr. Cesaretti stated that he would have objections to placing the pole anywhere in the park. However, if the complete Council decided that would be the best case scenario, he would not stand in the way. Mr. Brown feels that since this issue has been discussed for months, he wanted to make a motion to place the pole at this location. Mr. Cesaretti reported that a resident has indicated that he will file an immediate lawsuit if the pole is placed anywhere on Borough property. Mr. Brown moved that based on all the information received from all groups and people concerned about this situation, that we approve placing the peace pole on the corner of 8<sup>th</sup> & Cedar Streets. No second was made to this motion. Mr. Cesaretti reminded Council to bear in mind that even if it is a baseball field, tennis or basketball court, or a jungle gym, it is still a memorial park for those who gave the ultimate sacrifice.

Dr. Daniel stated that he personally feels that the pole should be placed at the Riverton Public School. Dr. Daniel stated that when this issue was originally brought up it was for children to help them deal with conflict resolution. Now it seems to have mired down to other things. However, Dr. Daniel personally sees no conflict in putting the pole in a memorial park. Mr. Cesaretti stated that he would support Dr. Daniel's school suggestion. Mr. Smyth stated that he can deal with the pole being at the other end of the park but not at a location close to the memorial flag and stone. Mr. Brown stated that he is trying to reach a compromise here to get this issue resolved. Mr. Gunn stated that if the pole is placed on public property, the group has to donate it to us and it has to be accepted by Council. Mr. Gunn cautioned that due to the Borough's Historic Register status, he was unsure whether we would have to get permission from the State's Historic Commission before proceeding. We had to do this regarding the installation of the clock and bricks. Discussion resumed.

#### **RESOLUTION 43-07**

#### **A RESOLUTION RESCINDING RESOLUTION 18-07 RECOMMENDING THE PLACEMENT OF THE RIVERTON COMMUNITY PEACE POLE ON THE PROPERTY OF RIVERTON SQUARE LL.C, BLOCK 901, LOT 2 AND RECOMMENDING THE PLACEMENT OF THE PEACE POLE ON THE GROUNDS OF THE RIVERTON PUBLIC SCHOOL (IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Dr. Daniel, who moved for its adoption. This was seconded by Mr. Cesaretti. Mayor Martin stated that he feels that we won't get anywhere with this. The peace pole committee will be upset with this. Mayor Martin would be for the location Mr. Brown suggested. Mr. Cesaretti wants to let the school review this. Maybe they can come up with a better solution. Dr. Daniel believes it make sense for the pole to be placed at the school. Mr. Kinzler stated that at the last meeting that the peace pole issue was discussed the peace pole committee members were leaving it in Council's hands to find a place for this pole. Mr. Kinzler stated that if this resolution is adopted tonight we are going to have to speak to the logic of the decision so that the conversation can end. After additional discussion 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.

**Partnership for drug-free New Jersey questionnaire.** The Clerk reported that we have been asked to fill out a state wide survey that evaluates whether or not local municipalities have adopted P.L. 2000, Chapter 33. This ordinance prohibits possession or consumption of alcoholic beverages on private property by persons under legal drinking age. Mr. Gunn commented that our present ordinance regulates alcoholic beverages on public property. After a short discussion, it was the consensus that Council needed some more time to review the information submitted. This issue will be placed on next week's agenda for further consideration. The Chief of Police was also asked to review this information and make a recommendation.

**Preliminary agenda for May 9.** The Clerk reviewed this with the governing body.  
**2<sup>nd</sup> & Howard Street Water issue.** Mr. Reed asked that this issue be followed up with the Water Company. This pertains to the problem the Borough has had with ponding water which resulted from New Jersey American Water Company's placement of a water line at 2<sup>nd</sup> & Howard Streets a couple of years ago. Mr. Gunn commented that since he had previously send correspondence to the water company concerning this issue, he would follow-up with them. Council will be kept informed.

**Parking issues at the bend along 600 Lippincott Avenue** Both Mr. Reed and the Chief reported that they have been working parking problems at this location caused by the river line users parking their vehicles there. Mr. Reed reported that trucks can barely make it down that portion of Lippincott Avenue. It is a hazardous situation. Some options would be to consider the placement of temporary no parking signs on the Palmyra side of Lippincott Avenue and also to legally mark the available parking spaces right on around Harrison Street.

**Speeding Machine** Mr. Kinzler asked the Chief how this was working out. The Chief responded that it is being moved every two days, two days up, one day down for charging.

**Riverton Drive 25 Update:** Mayor Martin reported that the Board of Chosen Freeholders presented this committee with a Proclamation in recognition of all their efforts.

**Turning left from Cedar to Broad.** Mr. Kinzler reported that when you leave the park and try to make a left off of Cedar to Broad, the bushes at that location are creating a blind spot, causing a potentially hazardous situation. Mr. Reed stated that this is not the first time we have had concerns about these bushes. They have been trimmed down.

**Getting the light at Broad & Cedar Streets operational since CVS opened.** Both Mr. Reed and Chief Norcross would like to get this light operating. With the opening of the CVS, Mr. Reed and the Chief are concerned about safety issues, in particular children crossing Broad Street to access the CVS. After some discussion, it was the consensus that this issue be referred to the Public Safety Committee for their review and recommendation.

#### **RESOLUTION 44-07**

#### **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 Mr. Cesaretti, who moved for its adoption. This was seconded by Dr. Daniel. 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 personnel matters would be discussed. Dr. Daniel left the meeting at this time.

At this time Dr. Smyth moved that we return to public session. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 45-07**

**A RESOLUTION APPOINTING BRIAN JOHNSON AS A REGULAR  
POLICE OFFICER IN THE BOROUGH OF RIVERTON  
(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

May 9, 2007

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

**PRESENT:** Council members Mr. Smyth, Kinzler, Cesaretti and Solicitor Bruce Gunn

**ABSENT:** Council members Daniel, Brown and Dr. Smyth

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 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

The minutes from April 4, April 11 and closed session minutes from April 4 and April 11 were then presented. Mr. Cesaretti moved that these minutes be approved as submitted. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

At this time the Oath of Office was administered by Solicitor Bruce Gunn to Brian Johnson as Patrolman for the Borough.

#### **FINANCIAL ISSUES:**

#### **UPDATE RE: REVALUATION ISSUES-TAX ASSESSOR (TOM DAVIS) PRESENT**

Mr. Davis reported that the Borough's Tax maps have not been approved by the Division of Taxation. Mr. Davis explained that this is a mandatory requirement for the revaluation process to proceed. Mr. Davis reported that representatives from the Division of Taxation have notified the Borough's Engineers (Remington Vernick & Arango) of the corrections that need to be addressed and completed. Mr. Davis understands that Council recently received a proposal from the Engineer to update the Borough's Tax maps for revaluation compliance purposes at a cost of \$23,000.00. Mr. Davis stated that the Engineer estimates that the completion time work is five (5) to six (6) months from written authorization to proceed. Mr. Davis reported that Vital Services, Group, the Company the Borough contracted with to do the revaluation has stated that further delays beyond June 1, 2007 would seriously limit their ability to provide the Borough with completed revaluation services by October 1, 2007, the statutory valuation date for new assessment. Mr. Davis reported that Vital Services Group is prepared to extend their services at no additional cost to the Borough for completion of the revaluation project Tax Year. Mr. Davis is seeking Council's guidance. Mr. Kinzler expressed strong concern over our Engineer's estimated costs to make the required corrections to our tax maps. Mr. Kinzler would like us to obtain quotes from other Engineers to do this work. After a discussion, it was the consensus that Mr. Davis request that our Engineer submit a set of the "marked" up" prints of our tax maps and a copy of the list of corrections that the state is requiring. Council will then decide how best to proceed with the required process.

#### **RESOLUTION 46-07**

#### **A RESOLUTION PERTAINING TO THE 2006 AUDIT REPORT (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 absent, Mr. Brown absent, Dr. Smyth absent, Mr. Kinzler aye, Mr. Smyth aye and Mr. Cesaretti aye.

## **TREASURER'S, FINANCE REPORTS & BILL LIST FOR APPROVAL-**

Mr. Kinzler

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

**FINANCIAL UPDATE-1<sup>st</sup> QUARTER** Mr. Kinzler provided detailed information regarding the Borough's finances for the 1<sup>st</sup> quarter 2007. A copy of Mr. Kinzler's report is on file with the Municipal Clerk. Mr. Kinzler reviewed the 2007 spending summary as of March 31, the 2006 encumbrances status as of May 1 and the 2007 Tax Summary as of March 31. Mr. Kinzler raised concern that the year to date receipts for tax collection is behind budget. In addition to sending out delinquent tax and/or sewer notices, Mr. Kinzler stressed the importance of implementing additional procedures for the collection of unpaid taxes. Mr. Kinzler suggested that telephone calls be made to those property owners whose taxes are delinquent. After a discussion, it was the consensus that this issue be placed on Council's June 13<sup>th</sup> agenda for further discussion and consideration.

## **COMMITTEE REPORTS**

### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of April that was submitted by Chief Norcross. Vehicle Mileage 2387, Gas Used 370.80, Juvenile Arrests 1 (Assault 0, Miscellaneous 1 and Curfew 0), Adult Arrests 7 (Criminal Warrants 0, Criminal Summons 0, Traffic Warrants 7, DWI 0, Other 0), Motor Vehicle Crashes 2, Motor Vehicle Stops 40, Motor Vehicle Warnings 5, Motor Vehicle Summons 39 (Riverton Officers 39, NJ Transit ?, Others ?), Burglar Alarms 8, Asst. To other Police Departments 34, Animal Complaints 4, Fire Calls 9, Arson 0, Ambulance Calls (Riverton) 21, Unattended Deaths 1, Criminal Case 24, Domestic 3, Thefts 7 (\$14,438.00), Burglaries 1 (From Residence 1), Assaults 0, Sexual Assaults 0, Criminal Mischief 1, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 6, Miscellaneous Calls 583 and Total Calls 796.

Mr. Cesaretti read a report for the month of April that was submitted by Deputy Fire Chief Robert Yearly. There were 18 fire calls for the month, 3 drills, 12 calls in town, 6 calls out of town and 125.5 man hours for month.

Mr. Cesaretti reported that the speed trailer is being repaired and will be back on the streets as soon as possible.

At this time Mayor Martin read a proclamation that was recently presented by the Freeholders to the Riverton Keep Kids Alive Drive 25 Committee for actively working on a campaign to educate our residents that speeding is not acceptable.

### **STREETS, ROADS & SEWER-Dr. Smyth**

Public Works Manager, Scott Reed reported that a final inspection was made for the Broad Street Enhancement Grant. Maintenance work continues at the park. Mr. Reed reported that the problems regarding the Fulton Street re-construction project still need to be resolved.

## **ZONING, CODE ENFORCEMENT, PARK & COURT-Mr. Brown (No Report) PLANNING, ECONOMIC DEVELOPMENT, GRANTS, &**

### **SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported that the Planning Board meets on May 15<sup>th</sup>. They will be hearing a sub-division application for 2-4 Thomas Avenue. Also tentatively scheduled is a continuation of the site plan application for 515 Main Street. Mr. Smyth reported that the re-examination of the Master Plan is almost complete and that the Board is scheduled to hold a public hearing on it on June 19<sup>th</sup>.



Mr. Smyth reported that the Riverton Improvement Association's War Memorial Fundraiser is scheduled for May 11<sup>th</sup> at the Riverton Square building. Mr. Smyth reported that June 2<sup>nd</sup> is the Victorian Day celebration. Mr. Smyth reported that the grand opening for the new CVS is set for May 19<sup>th</sup>. Due to increased traffic and safety issues at this location, we are trying to get the County to agree to make the traffic light at Broad & Cedar operational. The Chief commented that people have been skateboarding at the CVS location and at other locations in town. The Chief is requesting, once again, that an ordinance be put in place that would prohibit this. Council asked that this issue be discussed at their June 13<sup>th</sup> meeting. Mr. Smyth mentioned that CVS will be getting signs prohibiting skateboarding on their property. They will also be installing bicycle racks. Mr. Smyth and Mr. Cesaretti commented that the new CVS is doing very well.

Mr. Smyth reported that at the next meeting of the River Route Advisory Committee downtown revitalization would be discussed. Gary Ford of the Economic Development Committee would also be attending.

Mr. Smyth reported that we would be applying for another Centers of Place Grant to possibly re-do more sidewalks in the Borough. The grant application is being prepared for us by the Burlington County Bridge Commission, at no charge to the Borough. Council will be kept informed.

#### **SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel**

In Dr. Daniel's absence, Mr. Smyth reported that along with Barry Emens, Chair of the Shade Tree Commission he and Councilman Brown attended the Arbor Day celebration at the Riverton School and it was a big success.

Mr. Cesaretti expressed concern that London Plain Trees are not being planted town. He will confer with Mr. Emens on this issue.

#### **MEETING OPEN TO THE PUBLIC PEACE POLE ISSUE**

Mayor Martin commented that at last week's meeting Council adopted a Resolution recommending that the peace pole be placed at the school. Mayor Martin stated that he has been in touch with school representatives and they are not looking at having the peace pole placed at the school. Mayor Martin wants to open the discussion of placing the pole at the park at 8<sup>th</sup> & Cedar. Mr. Cesaretti asked if the School Board gave an opinion as to why they don't want it at the school. **Anne Creter, 9 Laurel Road**, commented that initially the school's Superintendent thought the peace pole issue would be a town event in which the school would be participating, but not necessarily having the pole placed there. Mayor Martin commented that he is getting the same feedback from the President of the School Board. Mr. Cesaretti asked if the School Board had an open forum to discuss this issue, were any minutes done, or was there anything on record that gives their reasons why. Mr. Smyth stated that although he attends many of the school board meetings, he hasn't heard the peace pole issue discussed. However, Mr. Smyth believes the school did have some input on this issue and it is a no. Mayor Martin believes we keep deflecting this issue someplace else and we keep delaying this issue. Mr. Cesaretti suggested that the School Board make the peace pole an agenda issue at their next meeting so people can voice their opinions. **Carol Crawford, 101 Midway** was under the impression that the pole would be placed at the entrance to the park and not 8<sup>th</sup> & Cedar. Why is that? Mayor Martin stated that he had heard that there are people who do not want the peace pole near the memorial park flagpole. Mr. Smyth stated that the VFW does not want the pole at that location.

Mr. Smyth asked if we need to rescind the resolution we did last week recommending that the pole be placed at the school. Mr. Gunn stated that we need

something in writing from the School Board so a paper trail is in place. Mr. Gunn stated that we would also need a letter from the peace pole committee signifying their intent to donate the peace pole to the Borough and any conditions set before Council considers accepting the pole. Public Works Manager, Scott Reed stated that there has been too much discussion on this issue. A decision should be reached whether we want to have the pole at all. Mr. Cesaretti stated that the vote last week was unanimous without a nay to recommend its placement at the school. **Margaret Wark, 406 Howard Street**, believes the 8<sup>th</sup> & Cedar location at the park was previously decided for the placement of the pole. She thought Mr. Reed stated that we could provide lighting at that location. Mr. Reed said we would work on that because we have power at the grandstand. Mrs. Wark asked who would maintain the pole and who would pay if it should need to be repaired. The response was if we own it the Borough takes care of all of that. Mrs. Wark believes the Peace Pole Committee should be responsible for the maintenance, responsible for paying for the lighting, any landscaping, etc.

Mr. Smyth stated that he can support placement of the pole at the school (given the school's pennies for peace campaign), the 8<sup>th</sup> & Cedar location at the park or at the Brandenberger site. Mr. Smyth thought it was worth one more chance to have the school decide. That was what happened last week. Mr. Smyth stated that he can support the pole being placed at the 8<sup>th</sup> & Cedar location at the park.

Mr. Kinzler stated that there was a spirited discussion last week. It was the consensus to give the school one more chance, if that failed we would go back to a park location. Mr. Cesaretti feels we have not gotten a formal response from the school. The Mayor believes we are putting the school on the spot. He doesn't feel this is right. Mayor Martin doesn't want to ask them for a letter and doesn't want them to go on record. Mayor Martin believes we should take responsibility for this issue. Mr. Cesaretti doesn't understand why the School Board can't be put on the spot as elected officials.

Mayor Martin commented that another compromise was the placement of the pole near the swings at the park. Mrs. Creter commented that she was under the impression that the pole had to be placed closer to the street to prevent vandalism. Mrs. Creter thinks by placing it at the 8<sup>th</sup> & Cedar location that it was in the line of the field. Mayor Martin responded that while there is not a lot of room at that location, it would not be in the line of the field. It would be behind the trees. Mrs. Crawford stated that she was a little uncomfortable with this location. Mrs. Creter would like it in a more visible site. Mrs. Creter wants it placed by the Riverton Memorial Park sign. Mayor Martin stated that the pole will not go there. A lengthy discussion continued on possible locations in the park.

Mr. Gunn suggested that Council could rescind Resolution 43-07, recommend placement of the pole at the park, with the specific location to be agreed upon by the Mayor and Council and the Peace Pole Committee. The Peace Pole Committee must also send a letter to Council signifying their intent to donate the pole to the Borough and spelling out any conditions which Council would then consider.

#### **RESOLUTION 47-07**

### **RESOLUTION RESCINDING RESOLUTION 43-07 RECOMMENDING THE PLACEMENT OF THE PEACE POLE ON THE GROUNDS OF THE RIVERTON PUBLIC SCHOOL AND RECOMMENDING THE ALTERNATIVE LOCATION OF THE RIVERTON MEMORIAL PARK (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

absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**Mark Lewis, 429 Elm Avenue**, expressed strong concern over the excessive horn blowing from the riverline trains at the grade crossings. Mr. Smyth stated that Council was aware of this issue and is trying to find ways to remedy the situation.

#### **OLD BUSINESS**

##### **UPDATE RE: REQUEST FROM CHRIST CHURCH TO INSTALL A SEPARATE WATER METER IN THE WATER LINE THAT SERVICES THEIR SPINKLER SYSTEM**

Council thoroughly reviewed this request. After deliberating with the Borough's Solicitor, it was the consensus that Council cannot accommodate this request without amending our existing ordinance and making it applicable to all non-residential units, which includes commercial, industrial and multiple dwellings. Council also acknowledged that such an amendment would also require that the Borough provide a mechanism for tracking water uses which do not go into the sewer system. A letter will be prepared informing the Church of Council's decision.

##### **UPDATE RE: PARTNERSHIP FOR A DRUG-FREE NEW JERSEY QUESTIONNAIRE**

Council thoroughly reviewed the request to consider the enactment of an ordinance prohibiting possession, consumption of alcoholic beverages by underage person on private property. The Chief expressed concern that if Council considers this type of legislation, it would be difficult to enforce. Mr. Gunn stated that we currently have an ordinance on the books which prohibits the consumption and possession of alcoholic beverages in vehicles and /or public places. After additional discussion it was the consensus that the Clerk be asked to respond to this questionnaire by informing them that Borough Council feels that enforcement is covered in part by existing local ordinances but will continue to review as existing conditions warrant.

##### **UPDATE RE: REQUEST FROM JIM BRANDENBERGER FOR COUNCIL TO CONSIDER AMENDMENTS TO OUR ZONING CODE AS IT PERTAINS TO HIS DEVELOPMENT AT BROAD & FULTON STREETS**

This issue was tabled until Council's June 13<sup>th</sup> meeting.

#### **NEW BUSINESS**

##### **ORDINANCE 2-07 AN ORDINANCE AMENDING CHAPTER 74 OF THE RIVERTON BOROUGH CODE BY PROVIDING FOR BULK TRASH REGULATIONS AND EXCLUDING THE PICK UP OF TRASH GENERATED BY THE SALE OR TRANSFER OF PROPERTY (IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Smyth. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye

##### **ORDINANCE 3-07**

**AN ORDINANCE REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY**

Mr. Gunn announced the Borough's Bond Counsel has determined that because 2/3 of the full membership of the governing body is not present tonight, a public hearing and adoption of this Ordinance cannot take place. Mr. Gunn stated that he concurs with Bond Council's opinion. Mr. Gunn stated that Council could consider holding a special meeting for the sole purpose of holding the public hearing and adoption of this proposed Ordinance or Council could wait until their next regularly scheduled meeting to do it. It was the consensus of Council to try and hold a special meeting to adopt this Ordinance. The Clerk will confer with Bond Counsel to determine the proper procedures to follow. Council will be kept informed.

**ORDINANCE 4-07**

**AN ORDINANCE OF THE BOROUGH OF RIVERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY TO PROVIDE FOR AND DETERMINE RATES OF COMPENSATION OF EACH OFFICER AND EMPLOYEE OF THE BOROUGH OF RIVERTON  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. At this time, Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 48-07**

**A RESOLUTION TO SPONSOR A VICTORIAN DAY ON JUNE 2, 2007  
(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**REQUEST FROM YACHT CLUB TO DETERMINE OWNERSHIP OF THE CLUB'S PARKING LOT**

Mr. Gunn reported that the Yacht Club would like to maintain their parking lot area; however, they are not sure of their ownership of this property. Mr. Gunn reported that this issue had previously been brought to Council's attention in 1998. Mr. Gunn reported that Borough records reflect the fact that an ordinance was adopted on July 10, 1969 which vacated and extinguished the public rights on Main Street between the northerly line of Bank Avenue and the River Wall at the edge of the Delaware River. Mr. Gunn further reported that a 1969 Resolution from the County Board of Chosen Freeholders returned the northerly end of Main Street to Borough Control. Mr. Gunn stated that in 1998 the Council had recommended that the Yacht Club obtain a title search to determine what would be required to effectuate Council's intent relative to the 1969 Ordinance. Mr. Gunn reported that to date he does not think that was ever done. After a short discussion, it was the consensus that Council had no objection to the Yacht Club proceeding to effectuate the intent of the Ordinance with the understanding that any costs associated with same will be borne by the Yacht Club. Mr. Gunn was asked to send a letter to the Yacht Club informing them of Council's decision. Council will be kept apprised of this issue.

## **ARTIST/STUDIO RESIDENCES IN THE NEIGHBORHOOD BUSINESS DISTRICT PROPOSAL**

Mr. Smyth reported that the Zoning Board recently heard a variance application submitted by Michael Turley regarding his request to have a 1<sup>st</sup> floor apartment at his property located at 523 Howard Street. Mr. Smyth reported that the Zoning Board denied Mr. Turley's request based on current ordinances. Mr. Smyth reported that Mr. Turley has prepared a new proposal (distributed to Council) which the Zoning Board did not have when they heard the application. Mr. Smyth asked for guidance on how to proceed with this. Mr. Smyth reported that this was given to him because of his involvement with the Economic Development Committee. Mr. Gunn advised that the proper place for this proposal is with the Planning Board. They would be the ones to review it to determine if it is in compliance with the Master Plan and to make any recommended changes to our Zoning Ordinance. Mr. Gunn cautioned that since Mr. Turley's request was denied by the Zoning Board, he has a right to appeal the Board's decision. Mr. Gunn recommends that Mr. Turley confer with his attorney and possibly re-apply to the Zoning Board using this proposal. Mr. Gunn stated that we cannot give Mr. Turley any advice.

### **CORRESPONDENCE**

Mayor Martin received notification from the Riverton 4<sup>th</sup> of July Committee that the Parade Marshal this year will be the Riverton Fire Company Ladies Auxiliary and that Council is invited to march in the parade this year on Wednesday the 4<sup>th</sup> of July. Mr. Cesaretti read a letter from Dolores Tesi thanking the Police Department for everything that they do, in particular getting her to the hospital.

Mr. Cesaretti read a letter from Palmyra's Chief of Police that Patrolman Merino will receive a medal of honor at their Police Department's annual award night on May 14<sup>th</sup> for the shooting incident that occurred on December, 2005. Patrolman Merino will be recognized for his outstanding actions.

Mr. Cesaretti read letters from the Prosecutor's office advising that Patrolman Willis, Patrolman Merino and Chief Norcross have been selected to receive a Prosecutor's Law Enforcement Officer Commendation at the Pro-Cops banquet on May 17.

Mr. Cesaretti read letters from Chief Norcross to Patrolmen Kirk, Merino and Willis thanking them for all of their efforts during the review of candidates for the vacancies in the department.

### **CLASS ACTION ISSUE**

Mr. Gunn reported that a couple of months ago we received a request for the Borough to join in a class action suit dealing with the property adjacent to the railroad. Mr. Gunn explained that there is an issue with AT&T and their air space. All towns along the corridor received notice. Our Assessor is trying to determine if the railroad property is right-of-way property or if it is owned outright. Mr. Gunn's recommendation is to move forward with this and see if the Borough would qualify. Council concurred with Mr. Gunn's recommendation. Council will be kept apprised of this situation.

### **AMENDING BILL LIST FOR APPROVAL AND FINANCE REPORT TO INCLUDE THE BOROUGH'S CONTRIBUTION TO VICTORIAN DAY AND THE QUARTERLY COUNTY TAX PAYMENT**

The Treasurer reported that Mrs. Rodgers of the Riverton Business and Civic Association came in yesterday and submitted a voucher for the Borough's \$1,000.00 contribution to this event. It was too late to be placed on the bill list for approval.

The Treasurer reported that the quarterly county tax bill of \$258,067.87 should have been included on the Finance report. The payment will be wired on the 15<sup>th</sup>.

Mr. Kinzler moved that we amend the bill list for approval and Finance Report to include the \$1,000.00.contribution and the County tax payment. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 49-07**

**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 Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that personnel matters will be discussed.

At this time Mr. Smyth moved that we return to public session. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye, and Mr. Cesaretti aye.

**RESOLUTION 50-07**

**A RESOLUTION TO APPOINT MARK OFFERMANN AS A REGULAR  
POLICE OFFICER IN THE BOROUGH OF RIVERTON  
(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. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 51-07**

**A RESOLUTION TO APPOINT ERIC MICHAEL FYLER TO THE  
POSITION OF LABORER IN THE PUBLIC WORKS DEPARTMENT  
(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. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 52-07**

**A RESOLUTION PROMOTING KEITH ADAMS TO THE POSITION OF  
FOREMAN IN THE PUBLIC WORKS DEPARTMENT  
(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 53-07**

**A RESOLUTION TO INCREASE THE SALARY OF RONALD HOLLINS  
(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown absent, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

May 21, 2007

A special meeting of the Riverton Borough Council was held on the above date. President of Council, Robert K. Smyth presiding.

**PRESENT:** Council members Daniel, Brown, Dr. Smyth, Mr. Smyth, Kinzler and Cesaretti

**ABSENT:** Robert Martin, Mayor

The following statement was read by Dr. Smyth:

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 published in the Burlington County Times on May 14, 2007

(b) Posting written notice on the official bulletin board on May 11, 2007

**ORDINANCE 3-07**

**AN ORDINANCE REAPPROPRIATING \$153,800 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY (IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. At this time Dr. Smyth opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment on this Ordinance, Dr. Smyth closed this portion of the meeting to the public. 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.

Mr. Brown then moved that this meeting be adjourned. This was seconded by Mr. Cesaretti, with all present voting in the affirmative.

Mary Longbottom, RMC  
Municipal Clerk



June 13, 2007

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

**PRESENT:** Council members Daniel, Brown, Mr. Smyth, Kinzler and Solicitor Bruce M. Gunn

**ABSENT:** Council members Dr. Smyth, and Cesaretti

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 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

The ceremonial Oath of Office was administered by the Municipal Clerk to Mark Offermann as Patrolman for the Borough of Riverton

The minutes from May 2, May 9, May 21 and the closed session minutes from May 2 and May 9 were then presented. Mr. Brown moved that these minutes be approved as submitted. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

#### **TREASURER'S REPORT, FINANCE REPORT & BILL LIST FOR APPROVAL-**

Mr. Kinzler

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

#### **DISCUSSION: RIVER-LINE HORN ISSUE**

Mayor Martin reported that there was a meeting in Senator Diane Allen's office this past Friday to discuss this issue. Senator Allen will be trying to help us out with this.

**Ronald Blackeby, 600 Highland Avenue, Palmyra**, is upset at the lack of concern by his

elected officials over this issue, in particular the Board of Chosen Freeholders. He has made many calls to their office to no avail. Mr. Blackeby stated that they promised that this little trolley was going to be a boon to mankind. Mr. Blackeby acknowledged that the rail line has helped the economy; however, the noise from the horns is driving people out of town. Mr. Blackeby stated that the horns must go away. Mr. Blackeby submitted a petition to Council asking for a halt to the excessive noise by the train horns on the River-line. Mr. Blackeby is asking that all the residents of Riverton sign this petition. Mr. Brown asked if the speed limit along Broad Street affects the horn issue. Mr. Blackeby stated that they were trying to find out if this were true or not.

**Phyllis Blackeby, 600 Highland Avenue, Palmyra** commented that they are looking into the possibility of installing quiet zones (quadrants), which can be very expensive.

Mrs. Blackeby is not sure if the placement of quiet zones is contingent upon the reduction of the speed limit to 25 mph. Dr. Daniel commented that he believes the rules for the horn blowing is rather parochial. He cited the fact that when the train goes through Burlington City, it operates as a trolley and only some bells sound. He doesn't believe

there is any regularity to the horn blowing problem. Dr. Daniel commented that resident William Harris did a lot of work for the Borough regarding the horn issue. Mr. Blackeby commented that he thought Mr. Harris was under the assumption that Senator Lautenberg was going to help us with the quiet zones. Mr. Blackeby stated that Mr. Harris drafted a bill for the Senator that would provide a grant to defray the costs of establishing the quiet zones, but nothing has happened in this regard.

**Cate Wheelhouse 600 Main Street**, has been in contact with a representatives from the River-line. She was told to e-mail them when the horn noise was excessive. She had lists of all the days it was horrible and forwarded that information on but nothing was ever done. Mrs. Wheelhouse believes they are not going to advocate for us. She believes the River-line people push this issue off on the Federal Railroad Administration, who have ruled that any grade crossing gets the horns. Mr. Smyth concurred that the FRA sets the rules. Mr. Smyth also stated that it would cost a lot of money to install the quadrant gates. Mr. Smyth stated that since the train is allowed to go as fast as the speed limit permitted on the adjacent road, we should try and get a waiver from the FRA for the train to go under 25mph though our town. Mayor Martin cited an editorial that Mrs. Wheelhouse wrote where she stated that this problem was created by the rail line, and they know the answers as to how to fix it. Mayor Martin asked for Council's support to being a squeaky wheel regarding this issue. Mrs. Wheelhouse asked if there was anyway to put pressure on New Jersey Transit to step up to the plate. She believes this problem will affect property values. Mr. Smyth asked if this issue has been presented to the Freeholders as an agenda item for discussion at one of their meetings. Mrs. Blackeby responded that they do not respond to their calls. Dr. Daniel asked what the Council in Palmyra thinks about these concerns. Mrs. Blackeby responded that they are in support of their efforts.

**Gene Bandine, 522 Main Street** said there is a similar light rail to ours in Portland Oregon and they do not use the horns. Mr. Bandine believes the current railroad employees are blowing the horns in a spiteful manner.

**Thomas Wheelhouse, 600 Main Street** stated that the speed limit is different on both sides of the railroad in town. That might make a difference.

Mayor Martin commented that Senator Allen has called a meeting for June 20<sup>th</sup> for all Mayor's along the river-line to discuss this issue. Mayor Martin will be attending. He will be asking the senator about petitioning the County about lowering the speed limit on Broad Street as a possibility to stop the horns.

**Chris Halt, 400 Linden Avenue** is for the quadrant crossing gates; he wants to improve his

quality of life. Mr. Blackeby commented that along with the quadrant gates comes the town's liability issue.

**Phyllis Blackeby, 600 Highland Avenue** has a copy of a lawsuit filed by Jersey City regarding the same issue in their area. However, there is a gag order on the settlement of this suit.

**Mark Lewis 429 Elm** asked if representatives from the Federal Railroad Administration could attend the June 20<sup>th</sup> meeting. Mrs. Blackeby stated that she was waiting for a response from them on this.

**Ronald Blackeby, 600 Highland Avenue** sent a letter to all of our elected representatives

and told them that the horn issue is a real problem and that they have to help us.

**Jerald Cureton 110 Carriage House Lane**, the current incoming chair of the Delaware Valley Regional Planning Commission stated that he might be able to help. On his Board are representatives from New Jersey Transit, New Jersey Department of Transportation and the Federal Highway Commission. He feels he might be able to start a dialogue with these people to assist us in fixing this problem.

#### **PRESENTATION FROM THE DELAWARE VALLEY REGIONAL PLANNING**

#### **COMMISSION AWARD TO THE BOROUGH JERALD CURETON, INCOMING COMMISSIONER**

Mr. Cureton announced that the Commission is by federal statute in charge of spending all federal highway and transportation dollars in our region. Mr. Cureton announced that Riverton was awarded a 2007 Transportation and Community Initiative Grant in the amount of \$44,800.00 for the downtown revitalization project on June 5, 2007. Mr. Cureton commended Council for all their efforts in applying for this grant.

#### **UPDATE RE: IMPROVEMENTS TO THE WAR MEMORIAL (PAUL GRENA OF THE RIVERTON IMPROVEMENT ASSOCIATION PRESENT)**

Mr. Grena reported that the Association held a fundraiser in May in efforts to Re-landscape the War Memorial. A local artist prepared a proposal which he shared with Council. Mr. Grena distributed a basic schematic of what would be used when bids are solicited for this work. Mr. Grena would appreciate Council's help in getting everything in place when the time comes. Mr. Smyth asked how much money was raised. Mr. Grena responded \$15,000.00. Mr. Smyth asked what the engineering design estimate would be. Mr. Grena responded that that would depend on what materials are used. Mr. Smyth asked if this design was reviewed with the representatives from the Veterans of Foreign Wars (VFW). Mr. Grena stated that they have been included from the beginning.

**Robert Fenton 16 Morgan Avenue**, a member of the VFW stated that while they were involved in the beginning, no members of the organization are involved now. Mr. Fenton is not happy with the proposal. What the VFW mainly wants is for the memorial to be cleaned up, names added to it and illumination installed. They also are concerned who will maintain the Memorial. Mr. Grena commented that the Porch Club has volunteered to maintain the landscaping. Mr. Grena would defer to the Borough for help with the other maintenance issues.

**Dolly DeFreitas, 415 Thomas Avenue**, stated that the VFW was immediately contacted

and they were invited to participate and review the plan. The RIA's first question to the VFW was what could they do for them. The VFW asked for a prominent flagpole, (a down payment has been made on that), better lighting (that is included in the plan), and they asked for simplicity so that it is clearly a memorial to veteran's. Mrs. DeFreitas understands that we have a responsibility that no deed restrictions are violated. Mrs. DeFreitas also understands that the Association has a responsibility of reporting their efforts to the governing body. They also have a responsibility to respect the veteran's regarding their requests.

The Mayor thanked Mr. Grena and the Association for all of their efforts.

#### **PEACE POLE ISSUE-Mr. Brown**

Mr. Brown met with representatives of the peace pole committee to review suggested areas for the placement of the pole at the park. Mr. Brown showed Council

a photo submitted by the Peace Pole committee of the pole in front of the Riverton Memorial Park sign. Another submitted photo showed how the pole would be displayed with bricks and flowers at the plaza in front of Zena's Bakery. Both of these suggested locations had been reviewed, discussed and turned down by Borough Council. Mr. Brown stated that we have had an ongoing discussion on this issue. Mr. Brown reported that Peace Pole Committee member Anne Creter indicated that if all else fails, she would accept Council's recommendation to place the pole at the corner 8<sup>th</sup> & Cedar at the park. Based on that and feedback from Council, Mr. Brown made the following motion:

#### **RESOLUTION 54-07**

### **A RESOLUTION AUTHORIZING THE PLACEMENT OF THE PEACE POLE ON THE GROUNDS OF THE RIVERTON MEMORIAL PARK AT THE INTERSECTION OF 8<sup>TH</sup> & CEDAR STREETS (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. Kinzler. Mr. Smyth has looked at all of the suggested locations and would support this. He feels it is a great location.

**Carol Crawford 401 Midway** stated that this location defeats the purpose of having the pole

connected with the school's anti-violence prevention week. No lighting is available for the children to gather. Mr. Kinzler asked if this event would be done at night. Mr. Kinzler stated that at the last meeting, three potential locations at the park were suggested. He believes we are re-hashing this issue over and over again. Mr. Brown stated that the Peace Pole Committee had wanted to place the pole at the Riverton Memorial Park sign. Mr. Kinzler feels that the placement of this pole in front of the Memorial Park sign is inflammatory. Mrs. Crawford took exception to all of Mr. Kinzler's remarks. Mrs. Crawford stated that the committee never understood Council's opposition to this location. Mrs. Crawford stated that the recent peace pole survey showed that the town's preference was in front of Zena's; however, Council said no to that.

**Linda Hayes, 407 Midway** asked if the pole were placed at 8<sup>th</sup> & Cedar could the street be blocked off during the school's anti-violence prevention week campaign. The Chief stated that could be done.

Mr. Brown commented that his first choice for the placement of the pole was at the school. However, the school declined. Dr. Daniel stated that he still does not understand why a public school can simply say they don't want this pole. Funds were raised by the school children to purchase this pole.

**Dennis Creter 9 Laurel Road** has no problem with the 8<sup>th</sup> & Cedar location. His only reservations are that the shrubs at this location are not in good shape and the lighting problem is more about the vandalism issue. Mr. Reed thought we could work these issues out.

A poll vote on this Resolution was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

#### **RESOLUTION 55-07**

### **A RESOLUTION AUTHORIZING THE HIRING OF PARK PERSONNEL FOR THE 2007 SUMMER PROGRAMS, AND SETTING FEES FOR THE PARK PROGRAM AND ARTS AND CRAFTS PROGRAM**

**(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, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**RESOLUTION 56-07**

**A RESOLUTION REQUESTING THE APPROVAL OF THE DIRECTOR OF  
THE DIVISION OF LOCAL GOVERNMENT SERVICES FOR THE  
INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BOROUGH'S  
BUDGET FOR THE YEAR 2007 PURSUANT TO NJS 40a:4-87**

**(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. Brown. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**RESOLUTION 57-07**

**A RESOLUTION AUTHORIZING A GRANT AGREEMENT BETWEEN THE  
BOROUGH OF RIVERTON AND THE DEPARTMENT OF  
ENVIRONMENTAL PROTECTION REGARDING THE COMMUNITY  
STEWARDSHIP INCENTIVE PROGRAM GRANT**

**(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Dr. Daniel, 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 absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**RESOLUTION 58-07**

**A RESOLUTION AUTHORIZING AN APPLICATION TO THE STATE OF  
NEW JERSEY DEPARTMENT OF TRANSPORTATION CENTERS OF  
PLACE PROGRAM AND AUTHORIZING THE MAYOR AND MUNICIPAL  
CLERK TO EXECUTE THE REQUIRED DOCUMENTS**

**(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, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**RESOLUTION 59-07**

**A RESOLUTION PERTAINING TO THE CORRECTIVE ACTION PLAN  
FOR THE 2006 AUDIT REPORT**

**(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 absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent.

**UPDATE RE: PCB INFORMATION AT WASTEWATER TREATMENT  
FACILITY**

Brad Young, Licensed Wastewater Treatment Facility Operator reported that the Delaware River Basin Commission has exempted the Borough from PCB testing for 2007. **SAVE THE PALMYRA COVE ISSUE.** Mr. Kinzler stated that he has seen many signs around town about this and asked what it meant. Brad Young, the Borough's Licensed Wastewater Treatment Facility Operator responded that they want to expand the dredge cell at that location another 70 acres from what was previously used. If permitted, the Cove

would lose additional acreage. Mr. Smyth reported that the County had signed an agreement years ago to allow the Army Corps of Engineers to go up another 100 acres at the Cove's site to allow for more dredge spoils. The Department of Environmental Protection has been asked not to permit this expansion to happen.

#### **MEETING OPEN TO THE PUBLIC**

**Margaret Wark, 406 Howard Street** expressed concern that the police should be doing more to enforce the parking regulations near the park.

#### **SPEED LIMIT ON MAPLE LANE (BETWEEN THOMAS AND LIPPINCOTT) AND SPEEDING ISSUE ON THE LOWER PORTION OF LIPPINCOTT AVENUE)**

Dr. Daniel asked if speed limit signs could be placed along this lane. He is concerned about the driver's who speed down this lane. He is concerned that someone will get hurt. He also asked if the traffic direction will be changed at this lane. There was a sense that that would not be a good idea because it might generate more traffic at that location. Dr. Daniel raised concern once again that people are speeding along this portion of Lippincott Avenue. Dr. Daniel stated that he believes this mainly occurs during shift changes at the Baptist Home. Dr. Daniel asked for a police officer to be placed at this location.

#### **COMMITTEE REPORTS**

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL**-Dr. Daniel (No Report)

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

Mr. Brown commented that the park looks great. Mr. Brown stated that the 4<sup>th</sup> of July parade starts at 10:00am. Regarding the court, the total receipts disbursed to Riverton in May amounted to \$4,380.04. The year to date disbursements to Riverton amount to \$26,380.09. Mr. Kinzler stated that we still need to review the court contract. Mr. Brown concurred with that.

**PUBLIC WORKS/SEWER**-Dr. Smyth (No Report)

**PLANNING, ECONOMIC DEVELOPMENT & SHARED SERVICES**-Mr. Smyth

Mr. Smyth reported that the Planning Board's next meeting is June 19<sup>th</sup>. The Board will be holding a public hearing on the re-examination of the Master Plan. They will also be hearing a sub-division application from the owner of 311 Bank Avenue.

Regarding Economic Development, Mr. Smyth reported that the Victorian Day celebration went very well. It was estimated that 8,000 people attend this event. Photos have been placed on the Borough's website. Mr. Smyth reported that the recent River Route Advisor Committee meeting went very well. The main topic of discussion was downtown revitalization successes. Various guest speakers spoke on this issue.

Regarding Shared Services, Mr. Smyth reported that the committee is looking to include the 8 South Jersey counties in our shared services discussions

Mr. Smyth brought up the recent proposal from Jim Brandenberger for the possible placement of a single home on Fulton Street (next to the CVS). Mr. Smyth reminded Council that our Zoning Ordinance would have to be amended to permit this. Mr. Smyth reported that Mr. Brandenberger has indicated to him that if he would be permitted to do this, he would donate all the proceeds (profit) from the sale of this potential house to the Borough. Concern was raised by Mr. Brown that by granting this proposal it appears to be "spot zoning". Mr. Brown stated his opposition to Mr. Brandenberger's proposal. Dr. Daniel

expressed concern that this issue was not addressed when Mr. Brandenberger made his original proposal before the Planning Board. It was the consensus of Council that this issue needs further review and consideration by Council before a final decision is made.

#### **PUBLIC SAFETY-Mr. Cesaretti**

In Mr. Cesaretti's absence, Mr. Brown read the report for May that was submitted by Chief Norcross. Vehicle Mileage 2764, Gas Used 474.70, Juvenile Arrests 2 (Assaults 1, Miscellaneous 1 and Curfew 0), Adult Arrests 10 (Criminal Warrants 0, Criminal Summons 1, Traffic Warrants 8, DWI 1, and Other 0), Motor Vehicle Crashes 5, Motor Vehicle Stops 72, Motor Vehicle Warnings 10, Motor Vehicle Summons 74 (Riverton Officers 74, NJ Transit? and Others ?), Burglar Alarms 7, Ass't to other Police Departments 42, Animal Complaints 7, Fire Calls 4, Arson 0, Ambulance calls (Riverton) 15, Unattended Deaths 0, Criminal Case 37, Domestic Violence 1, Thefts 3, Burglaries 4 (From Residents 0, From Vehicles 4), Assaults 0, Sexual Assaults 1 (Juvenile 1 and Adult 0), Criminal Mischief 1, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 5, Miscellaneous Calls 513 and Total Calls 813.

Mr. Brown read a letter from Chief Norcross to Patrolman Willis thanking him for a job well done in coordinating and generally overseeing Riverton Borough's second annual Victorian Day celebration.

#### **ORDINANCES FOR CONSIDERATION SKATEBOARDING**

Mr. Brown stated that he would like to propose a skateboard ordinance. The Chief has informed him that numerous calls have been received that people are skateboarding in front of Zena's Bakery and at the CVS, causing damage to the new bricks and to the CVS parking lot. Mr. Gunn reported that statutes provide for a governing body to regulate skateboarding on public property or on roadways. If there is a problem on private property, the owner should place a sign prohibiting skateboarding. When a complaint is filed by the owner, the police could then charge the people with trespassing. Mr. Gunn emphasized that the police cannot go on private property. To eliminate the individual complaint process, Mr. Reed asked if the CVS could have a letter on file with the Police Department permitting them to remove any skateboarders from their property. Mr. Gunn responded that he would have to research that. A discussion then ensued. It was the consensus of Council that the Solicitor prepare a draft Ordinance for Council's review at their July 11<sup>th</sup> meeting.

**REQUIREMENT TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON.** Mr. Smyth reported that we are required to create the position of Municipal Housing Liaison to administer the affordable housing provisions pursuant to the Fair Housing Act. Mr. Smyth stated that our Planner has also recommended that this position be created.

#### **ORDINANCE 5-07**

#### **AN ORDINANCE TO AMEND CHAPTER 128 TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE BOROUGH'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT**

The above Ordinance was introduced 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, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent. Second reading and a public hearing on the Ordinance is scheduled for July 11<sup>th</sup> at 7:30pm.

## **DISCUSSION: PERFORMANCE BOND FOR THE BROAD & FULTON STREET DEVELOPMENT**

Mr. Gunn reported that Brandenberger/Sheridan Properties has requested that this project (Broad & Fulton Streets) be bifurcated. Phase 1 is the CVS store which has been issued a CO and is up and running. The other part of the development is moving slower. Presently Mr. Brandenberger has a performance bond for the total development. Mr. Gunn stated that Mr. Brandenberger would like to split the two properties and post a maintenance bond for phase 1 and a maintenance bond for phase 2. Our engineer has recommended this and Mr. Gunn has no problem with it. Mr. Gunn would like Council's consensus. Dr. Daniel asked if this were normal building business. Mr. Gunn stated that he did confer with our engineer on this issue and was informed that this type of thing happens all the time. Dr. Daniel stated that he would defer to Mr. Gunn's recommendation. A discussion ensued. The consensus was to go with Mr. Gunn's recommendation after he confers further with the Borough's engineer for this project.

**DISCUSSION: IMPLEMENTING PROCEDURES FOR THE COLLECTION OF DELINQUENT TAXES**-Mr. Kinzler asked that this issue be deferred until next month's Council meeting.

**LEAGUE CONFERENCE ROOM RESERVATIONS** The Clerk reported that this year's conference will be held in Atlantic City on November 13, 14, 15 & 16<sup>th</sup>. The Clerk reported that Mr. Cesaretti would be attending the conference for two days. Everyone else present from Council indicated that they would not be staying overnight.

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

### **RESOLUTION 60-07**

#### **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 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, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti absent. It should be noted that personnel matters will be discussed.

At this time Mr. Brown moved that we return to public session. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye, and Mr. Cesaretti absent.

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

Mary Longbottom, RMC  
Municipal Clerk



July 11, 2007

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

**PRESENT:** Council members Daniel, Brown, Dr. Smyth, Mr. Smyth and Solicitor Bruce M. Gunn

**ABSENT:** Council members Kinzler and Cesaretti

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 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

The minutes from June 13 and the closed session minutes from June 13 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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 absent and Mr. Cesaretti absent.

**TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL-Mr. Smyth**

In Mr. Kinzler's absence, Mr. Smyth moved that the attached reports for the month of June be approved. 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 absent and Mr. Cesaretti absent.

**UPDATE RE: RIVER-LINE HORN MITIGATION**

Mayor Martin announced that Palmyra's Council will be discussing this issue at their August 6<sup>th</sup> meeting. David Myers from the Federal Railroad Association (FRA) and Don Thomas, the Grade Crossing and Trespass Manager have been asked to attend this meeting and do a presentation regarding the quiet zone issue. Other towns along the river-line will also be represented.

Mayor Martin stated that he has attended three meetings held at Senator Diane Allen's Office regarding this issue. Representatives from both the FRA and New Jersey Transit (NJT) have also been present. Senator Allen is looking at all avenues and has been discussing this issue with other politicians.

Mayor Martin reported that we might have to hire an engineer to look into a quiet zone for us. If we were to go to a quiet zone, we have to follow parameters that may involve closing a grade crossing and/or having one or more of our streets being one way to cut the risk factor. Mayor Martin stated that Council needs to be thinking about these issues. Mayor Martin stated that while safety is a major consideration, he is concerned about the potential cost factors to Riverton if we decide to install a quiet zone. Mayor Martin also stated that if we have a quiet zone, it would then become our liability. Mayor Martin stated that Senator Allen may try and get some rules changed to assist us in this regard. Dr. Daniel asked if we have an engineer look at this issue and the engineer finds that it would require a grade closing, will we have the ability of deciding which one to close? Mayor Martin commented that everything is very

open right now and all options would need to be explored. Mayor Martin believes that NJT knew the horns would be an issue and now we have to solve the problem and take the liability. He does not believe this is fair. Dr. Daniel commented that he assumes that the train would have to travel at a lower speed through Riverton if we opt for a quiet zone. Martin stated that that would make sense.

Mr. Smyth suggested that Council members attend Palmyra's August 6<sup>th</sup> meeting to gather more information before we make a decision to ask any of our engineer's to look at this issue for us. Mr. Smyth thought that another option would be to do the quadrant gates, but have the train slow down below 25 miles per hour. Mr. Smyth believes this would be a good question to ask the reps of the FRA and NJT. Dr. Daniel believes that it is an issue of safety and a level of comfort for the people who live in Riverton, especially those living right by the railroad. Mr. Brown asked if we could share the costs with other towns for an engineering study. Mr. Smyth thought we could. Mayor Martin cautioned that we won't commit to anything until we see what Senator Allen can do for us. Mayor Martin believes that Palmyra and Riverton are on the same page and goals regarding the horn issue.

Chief Norcross stated that he has conferred with Palmyra's Police Chief and has been informed that the law recently changed whereby the speed limit for the train to travel on Broad Street is 40 mph. It does not have to parallel the speed restrictions of the streets in town. Chief Norcross asked if the towns have considered filing a discrimination suit against the State. Chief Norcross cited the fact that the City of Burlington and Camden do not have the gates, horns or lights. He questioned why these towns are exempt. Mr. Smyth responded that they have grade level grade crossings in those towns. Council took this discussion under advisement.

#### **RESOLUTION 61-07**

#### **A RESOLUTION OF THE BOROUGH OF RIVERTON APPROVING CONTRACT CHANGE ORDER NO. 1 REGARDING THE 2006 SIDEWALK CENTERS OF PLACE GRANT**

**(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

#### **RESOLUTION 62-07**

#### **A RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF RIVERTON TO EXECUTE AN AGREEMENT WITH THE BURLINGTON COUNTY BRIDGE COMMISSION TO CONVEY A NON-EXCLUSIVE EASEMENT TO CERTAIN PORTIONS OF THE RIGHT OF WAY AT THE INTERSECTION OF BROAD AND MAIN STREETS**

**(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 Dr. Smyth. A poll vote was then taken. Dr.

Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

**RESOLUTION 63-07**

**A RESOLUTION AUTHORIZING THE NICKOLAS CONSTRUCTION COMPANY OF VINCENTOWN, NEW JERSEY TO REPAIR AND RECOAT THE THREE TENNIS COURTS AND TWO BASKETBALL COURTS AT RIVERTON MEMORIAL PARK AND AUTHORIZING PAYMENT FOR THE WORK AT A COST OF \$18,000.00  
(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

**RESOLUTION 64-07**

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF 2 DIGITAL-IN CAR (POLICE) VIDEO SYSTEMS FROM THE WATCH GUARD COMPANY OF PLAINO, TEXAS AT A TOTAL COST OF \$9,996.00  
(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

**RESOLUTION 65-07**

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT FOR THE FIRE DEPARTMENT'S AIR SYSTEMS FOR AID BOTTLES  
(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

**RESOLUTION 66-07**

**A RESOLUTION SUPPORTING THE OVER THE LIMIT UNDER ARREST 2007 CRACKDOWN  
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read in full by Mr. Brown, who moved for its adoption. 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 absent and Mr. Cesaretti absent.

**RESOLUTION 67-07**

**A RESOLUTION AUTHORIZING THE AWARDING OF A CONTRACT FOR PROFESSIONAL SERVICES TO M&R WILDLIFE, INC. AS ANIMAL CONTROL OFFICER FOR THE BOROUGH OF RIVERTON FOR THE REMAINDER OF 2007 AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE REQUIRED CONTRACT  
(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 Dr. Smyth. A poll vote was then taken. Dr.

Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

#### **ORDINANCE 5-07**

### **AN ORDINANCE TO AMEND CHAPTER 128 TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE BOROUGH'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT (IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Smyth, who moved for its adoption. This was seconded by Dr. Smyth. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent. It should be noted that Dr. Daniel left the dais during the discussion of this Ordinance and was not present for the vote.

#### **REVIEW OF DRFT ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD RAMPS THROUGHOUT THE BOROUGH OF RIVERTON**

Mr. Gunn reviewed in detail this proposed ordinance for Council's consideration. Mr. Brown stated his opinion that this Ordinance is needed. He knows that people have been skateboarding on the new plaza at Broad & Main Streets, which is damaging the bricks. Chief Norcross asked if regular roller skates could be included in this Ordinance. After a discussion, it was the consensus of Council to include them also. Chief Norcross thought the fines were low (\$25.00) and suggested a minimum of \$50.00. Council concurred with this suggestion. After additional discussion, it was the consensus of Council to introduce this Ordinance.

#### **ORDINANCE 6-07**

### **AN ORDINANCE TO REGULATE SKATEBOARDS, ROLLER SKATES AND SKATEBOARD RAMPS THROUGHOUT THE BOROUGH OF RIVERTON**

The above Ordinance was introduced and read by title only by Mr. Brown, who moved for its adoption. 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 absent and Mr. Cesaretti absent. Second reading and a public hearing on this Ordinance is scheduled for August 8<sup>th</sup> at 7:30pm.

**MEETING OPEN TO THE PUBLIC**-There was no public comment

#### **4<sup>TH</sup> OF JULY Parade**

Dr. Smyth thanked everybody involved with the 4<sup>th</sup> of July parade and festivities for all of their efforts in making the day a success. Mr. Brown commented that the issue of throwing candy to the crowd has been raised. There is concern that a child could get hurt running out in the middle of the street to pick the candy up. Mr. Brown knows that Haddonfield has eliminated the throwing of candy at their parade. Dr. Daniel stated that he agrees with Mr. Brown. A discussion ensued with the consensus being that Mr. Brown raise this issue with the 4<sup>th</sup> of July committee. Council will be kept informed.

#### **COMMITTEE REPORTS**

**PUBLIC SAFETY-Mr. Cesaretti**

In Mr. Cesaretti's absence, Mayor Martin reported that Officer Willis went with the 8<sup>th</sup> grade class trip to Mt. Misery on his own time. His presence was very well received by the children.

In Mr. Cesaretti's absence, Mr. Brown read a report for the month of June that was submitted by Police Chief Robert Norcross. Vehicle Mileage 2670, Gas Used 550.8, Juvenile Arrests 5 (assaults 0, Miscellaneous 0 and Curfew 5), Adult Arrests 7 (Criminal Warrants 1, Criminal Summons 0, traffic Warrants 6, DWI 0 and Other 0), Motor Vehicle Crashes 2, Motor Vehicle Stops 75, Motor Vehicle Warnings 10, Motor Vehicle Summons 94 (Riverton Officers 64, NJ Transit ?, Others ?), Burglar Alarms 8, Ass't. to other Police Departments 46, Animal Complaints 6, Fire Calls 10, Arson 0, Ambulance Calls (Riverton) 13, Unattended Deaths 0, Criminal Cases 32, Domestic Violence 2, Thefts 4, Burglaries 0, Assaults 0, Sexual Assault 0, Criminal Mischief 10, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 13 and Miscellaneous Calls 556.

The following report was submitted for the month of June by Deputy Fire Chief Robert Yearly. There were 13 fire calls for the month, 3 drills, 19 calls in town, 4 calls out of town and 234.6 man hours for the month.

The following report was submitted by M&R Wildlife, Inc for the month of Jun. The Borough was canvassed during this time period and traps were set and numerous cats were caught.

**PUBLIC WORKS/SEWER-Dr. Smyth**

Dr. Smyth read a letter from Adolf Schoemer announcing his retirement as an operator at the Wastewater Treatment Facility effective June 29, 2007.

Public Works Manager, Scott Reed reported that Mr. & Mrs. Horner, 109 Bank Avenue, received a letter from the Department of Environmental Protection informing them that they will be permitted to re-construct the damaged portion of their riverwall on the historic alignment, in line with the adjacent, intact, portions of the riverwall. This is very good news.

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

Mr. Brown reported that the Zoning Board recently heard a few bulk variance applications. The Board will be reviewing the Historic Society's proposed amendments to our Zoning Ordinance. The Planning Board is also going to thoroughly review this proposal as well as the Architectural Review Committee's report regarding this proposal. The Planning Board is concerned about the property maintenance issues of this proposal. Mr. Brown reported that there is no scheduled meeting of the Zoning Board for July.

Mr. Brown reported that the peace pole has been installed at 8<sup>th</sup> & Cedar Streets in the park. Mr. Reed reported that he has ordered a light which will be placed on the pole and will shine in the park.

Mr. Brown read a report for the month of June that was submitted by Court Administrator Jackie Gleason. The total receipts for the month amounted to \$7,458.00. The total disbursed to Riverton amounted to \$3,709.35.

Regarding the park, Mr. Brown reported that the condition of the fields needs to be addressed. Mr. Brown wants to limit soccer usage strictly to a

scheduled time of the year-from August 1 through November 30<sup>th</sup>. Mr. Reed commented that we are not trying to eliminate soccer altogether. However the big problem is that soccer is interfering with baseball causing overuse of the fields. If this continues we will lose whatever grass we have. That's why this suggestion is being made. Some type of moratorium is needed. A discussion then ensued on how best to proceed. Mr. Reed suggested that the Mayor, Mr. Brown, and he meet with the respective coaches to determine how we should proceed. Mr. Reed stressed the fact that the grass needs be able to grow therefore; some type of moratorium is needed. It was the consensus of Council to agree to Mr. Reed's suggestion. Council will be kept informed.

Mr. Brown reported that resident Joe Creighton is looking into a potential major league baseball grant for our park. Mr. Creighton would put the grant application and proposal together for us at no charge. Council will be kept apprised of this issue.

Dr. Daniel reported that the glass from the light on the flagpole at the park is broken. Mr. Reed commented that the Police Department handles that.

Mr. Reed reported that the hydraulic line on the bucket truck of the Borough's Tree Removal Contractor (Eastern Environmental) broke and oil spilled all over a resident's grass on Beechwood Street. Mr. Reed reported that we are working with the contractor to make sure the proper repairs and/or replacement is done as soon as possible. Council will be kept informed.

**PLANNING, ECONOMIC DEVELOPMENT & SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported that the Planning Board held a public hearing and adopted the re-exam of the Master Plan at their June 19<sup>th</sup> meeting. The Board also discussed COAH issues at the meeting and Muriel Alls-Moffatt agreed to be our Municipal Housing Liaison. The Planning Board will be hearing a site plan application regarding 515 Main Street this month.

Regarding Economic Development, Mr. Smyth reported that two of Riverton's businesses made it to the best of SJ Magazine. They were Zena's and Nellie Blye's. On July 24<sup>th</sup> an Economic Development forum will be held. Various people will be talking about redevelopment issues. On July 26<sup>th</sup>, the River Route Advisory Committee will meet and discuss developments in Riverton.

Mr. Smyth reported that the next Shared Services meeting is scheduled for July 31<sup>st</sup> and the subject will be pooled financing.

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel (No Report)**  
**OLD BUSINESS**

**PROPOSAL: SITE SPECIFIC AMENDMENT TO ZONING CODE RE: ARTIST STUDIO/RESIDENCES IN THE NEIGHBORHOOD BUSINESS ZONE**

Mr. Smyth asked that this issue be deferred until next month because the person making this proposal (Michael Turley) was not present.

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

**RESOLUTION 68-07**

**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. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent. It should be noted that personnel (wastewater treatment facility and contract negotiations (police) will be discussed.

At this time Dr. Smyth 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

**RESOLUTION 69-07**

**A RESOLUTION TO APPOINT BRAD YOUNG AS THE FULL-TIME LICENSED  
WASTEWATER TREATMENT FACILITY OPERATOR**

**(IN FULL IN RESOLUTION BOOK)**

Mr. Smyth outlined the terms and conditions of this position with Mr. Young, who along with Public Works Manager, Scott Reed was present. Mr. Young informed Council that there had not been any previous discussions about working on holidays during his negotiations for this position. A short discussion ensued with the consensus being that Mr. Young would be expected to work some holidays, the number and designation of which shall be established by the Public Works Manager after consideration of the resources available to provide alternative coverage in his department.

The above Resolution was read by title only by Mr. Smyth, who moved for its adoption. 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 absent and Mr. Cesaretti absent.

**CONTRACT FOR COMPUTER SERVICES FOR THE POLICE DEPARTMENT**

In Mr. Cesaretti's absence, Mr. Brown reported that this contract is up for renewal. After a short discussion, it was the consensus of Council to table this until Mr. Cesaretti can review this and make a recommendation to them.

There being no further business to conduct, Mr. Brown moved that the meeting be adjourned. This was seconded by Dr. Smyth, with all present voting in the affirmative. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

Mary Longbottom, RMC  
Municipal Clerk

August 8, 2007

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

**PRESENT:** Council members Daniel (left meeting at 9:40pm), Brown, Dr. Smyth, Mr. 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 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

The minutes from July 11 and closed session minutes from July 11 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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 abstained, and Mr. Cesaretti abstained.

**FINANCIAL ISSUES:** Mr. Kinzler

**TREASURER'S, FINANCE REPORTS & BILL LIST FOR APPROVAL**

Mr. Kinzler moved that the attached reports and bill list for July be approved as submitted. 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 70-07**

**A RESOLUTION AUTHORIZING THE DESIGNATION OF BENEFICIAL BANK-RIVERTON BRANCH-AS AN ADDITIONAL DEPOSITORY FOR THE BOROUGH'S ACCOUNTS FOR THE REMAINDER OF 2007 AND AMENDING THE BOROUGH'S CASH MANAGEMENT PLAN TO ALSO INCLUDE BENEFICIAL BANK-RIVERTON BRANCH AS AN ADDITIONAL DEPOSITORY**

**(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 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.

**UPDATE RE; REVALUATION-PROPOSALS RECEIVED FROM THE BOROUGH ENGINEER TO MAKE THE STATE'S REQUIRED REVISIONS TO OUR TAX MAPS.**

Mr. Kinzler reported that he and our Tax Assessor met with representatives from Remington, Vernick and Arango to review their proposal to do this work (\$23,000.00). Mr. Kinzler stated that this proposal is based on what they assume will be an ongoing process with the State. The last time the Borough's maps were changed or revised was approximately 20-25 years ago. Mr. Kinzler stated that the State is moving for these maps to be more and more accurate. A very detailed process will be involved. With their experience, our Engineer believes the process can take a number of months until the State is satisfied. The State would also like all maps computerized. Mr. Kinzler believes there is still more work on our part that needs to be done to fully understand the magnitude of this costs and process involved. Mr. Kinzler reported that an issue regarding how Bank



Avenue shows on our maps was raised by our Engineer, which our Solicitor is reviewing for us. This might play into the amount of work needed to fix our tax maps. Mr. Kinzler stated that we are running out of time if we want to do the revaluation for 2008. Mr. Kinzler reported that he and our Tax Assessor will be working on these issues to hopefully turn this around soon. The other main issue is the cost concern. No monies were budgeted for this project. Mr. Kinzler will hopefully have an additional update for Council at their September 5 work session.

#### **POSSIBLE PURCHASE OF COMPUTER EQUIPMENT FOR MUNICIPAL OFFICES**

Mr. Kinzler reported that we had placed money in our capital budget for the purchase of this equipment. This was based on a proposal received from United Computer Sales and Service Inc., who presently service the computer systems in Borough Hall. Council reviewed this proposal once again. Mr. Cesaretti reported that he had reviewed the computer hardware/software needs with the Borough staff and came up with a punch list of needed items, such as a new server and flat screen monitors to provide additional working space. Mr. Cesaretti stated that he might be able to beat the price regarding the server. He asked that we defray any decision until Council's September 5<sup>th</sup> meeting. It was the consensus of Council to agree to this.

#### **RESOLUTION 71-07**

#### **A RESOLUTION AUTHORIZING THE REFUND OF A 2006 NEW JERSEY 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 Mr. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that Dr. Daniel had left the dais during this portion and was not present for the vote.

#### **2<sup>nd</sup> READING AND PUBLIC HEARING ON ORDINANCE 6-07-REGULATING SKATEBOARDS, ROLLER SKATES & SKATEBOARD RAMPS THROUGHOUT THE BOROUGH**

Mr. Brown stated that when Council reviewed and introduced this Ordinance last month they included roller skates and increased the fines. Mr. Gunn reported that under Section 4, we have only listed the restricted areas, but did not spell out the permitted areas. This needs to be incorporated in the Ordinance. Mr. Smyth asked if a portion of the park could be utilized for skateboards under this Ordinance. Mr. Gunn stated that under this ordinance the answer is no; however, Council could establish an ordinance to permit a skateboard park on a portion of the park to do that.

Mr. Cesaretti commented that he thought we might be taking a little too much away from the kids with this ordinance. Mr. Brown stated that we are looking into providing space at the park for this activity. Mr. Cesaretti stated with all the recent articles on childhood obesity, we are creating another excuse for kids not to leave their homes. Mr. Smyth commented that he cannot support this ordinance anymore. Mr. Smyth thinks the portion at the park where people play field hockey would be a good place for this activity. He doesn't think it would cost a lot to make this happen. Mr. Smyth thought that the Riverton Improvement Association may be able to help us with this project too.

Mr. Brown stated that while he has no objection to doing something at the park, he does object to the skateboarding presently being done on the new plaza. Mr. Brown strongly stated that something needs to be done about that. Mr. Cesaretti stated that he has no problem placing restrictions on the destruction of public or private property. However, he doesn't like to see us remove something without providing an alternative.

Mr. Gunn stated that if Council wants to keep this ordinance we could take out some of the restricted areas listed under Section 4A2 or we can go back to the drawing board with this ordinance. A discussion then ensued. Mr. Smyth asked if there is no ordinance in place, what the Chief could do if people skateboard at the plaza. Chief Norcross commented that without an Ordinance on the books, there is nothing he can do. Mr. Reed commented that the school already has signs prohibiting skateboarders. Mr. Reed thinks we wouldn't have a problem if we get the kids on the streets with the ramps they use and designated an area in the park for them to skate in. Mayor Martin asked if we designate an area at the park for skateboarding, could we exclude this activity from any other areas in the park. The response was yes.

Chief Norcross commented that we are not against the kids in town. He believes most of the problems are with outsiders and this Ordinance would provide us with tools to use. Dr. Daniel believes there should be options for skaters; however he does feel people should be able to skate at the Riverton public school if they want to. Officer Willis commented that he was out on patrol and a couple of kids asked him if this ordinance would be adopted. He responded that he wasn't sure. These kids told him that if it is passed it will only make kids angry and they will find a way to retaliate against the Borough. He told them if that was the case they would be charged with criminal mischief. Mr. Brown stated that all we really want is some kind of control regarding skateboarding at the new plaza and war memorial.

#### **Public Comment on this Ordinance**

**Don Dietz, 304 7<sup>th</sup> Street** thanked Officer Willis for all his help with his recent license renewal. Mr. Dietz also thanked the Public Works Department for all their work at the park. Mr. Dietz thanked Council for funding the work at the tennis courts. Mr. Dietz believes there should be a designated area at the park for both hockey and skateboarding. We need to spell out what areas are permitted or not.

**Michael Heine 206 Carriage House Lane** believes there is a distinction between rollerblading and skateboarding. They are very very different. Mr. Heine believes that some of the suggestions made tonight are considered substantive changes, which would prevent its adoption tonight. Mr. Heine commented that if some places would be prohibited to skateboarding, then there ought to be an ordinance supporting enforcement that makes signage appropriate, necessary and enforceable in those areas, especially where it is found to be dangerous and destructive. Mr. Heine is of the opinion that this Ordinance needs to be re-worked.

At this time Mr. Brown moved to table this Ordinance. 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.

#### **GRANT(S) DISCUSSION:**

#### **REQUEST FOR PROPOSALS FOR THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION'S TRANSPORTATION COMMUNITY DEVELOPMENT INITIATIVE GRANT**

Mr. Gunn stated that he has reviewed the detailed agreement requirements for this grant. To assist the Borough regarding the preparation of the request for proposal for this project, Mr. Gunn stated that he would like to obtain a sample of such a proposal from the Delaware Valley Regional Commission. Mr. Gunn stressed the importance that whoever the Borough chooses to serve as the consultant must have expertise and experience in dealing with this type of grant. This is crucial so that all of the parameters of the grant process are handled accurately and timely, in particular for the reimbursement process. Mr. Smyth commented that he would reach out to the DVRC about getting a sample proposal to review. Council will be kept informed

#### **BICYCLE/PEDESTRIAN GRANT**

Mr. Brown reported that the Public Information Center for the Riverton Bicycle and Pedestrian Plan will be held at Borough Hall on Thursday, August 30<sup>th</sup> from 4:00pm-7:00pm. Members of the community are invited to attend.

**SAFE ROUTES TO SCHOOLS GRANT**-Mr. Smyth reported that we received notification that we did not receive this grant this year.

**NOTICE OF GREEN ACRES GRANT.** Mr. Smyth stated that we have just received notice about this grant. We might be able to utilize potential funding for usage in our park. Mr. Smyth will see if the Bridge Commission could assist us with the application process. Mr. Smyth will keep Council informed.

#### **UPDATE RE: HORN MITIGATION ISSUE**-Mayor Martin

Mayor Martin reported that Mr. Smyth, Mr. Brown and himself attended Palmyra's Council meeting on August 6<sup>th</sup> where this issue was discussed. Senator Diane Allen and Assemblyman Jack Connors were also present at that meeting and they are working hard to come up with a solution, such as quiet zones. They are trying to put legislation in place that would take the liability away from the municipalities that would opt for a quiet zone. Mayor Martin reported that the people present at the meeting were very angry about the horn noise. Mayor Martin reported that we are looking into funding that could possibly be provided from the Bridge Commission to a certain degree regarding the costs for a quiet zone.

Mr. Smyth stated that only reps from the Federal Railroad Administration (FRA) were at this meeting. Mr. Smyth would like to know who the high level representatives from New Jersey Transit (NJT) are to voice our concerns over the horn issue. Mr. Smyth stated that we have to comply with every requirement regarding the potential installation of a quiet zone. Part of the risk assessment is that we can't have any lower safety factors that we currently have. Mr. Smyth stated that the representatives from the FRA informed those present that it could take between one-two years to meet all of the requirements of a quiet zone. It is a tough process. Mr. Kinzler asked if the goal was a reduction in the number of horns or no horns at all. Mr. Smyth commented that bells sounds would be better.

Dr. Daniel asked if anyone spoke about the fact that the horn blowing is dependent on the conductor. Mayor Martin stated that the FRA reps indicated that the conductors are not blowing the horns enough per their regulations.

Mr. Smyth reported that only two towns in New Jersey have been granted horn waivers-Westfield and Monmouth. They were done under attorney/client privilege.

Chief Norcross reported that on August 2<sup>nd</sup> every Chief and/or Public Safety Director in Burlington County that has the river-line going through their town met about

the horn issue. The County Prosecutor will be working on police policy that can be dictated to NJT. They are hoping to get NJT police representatives to meet with them. Council will be kept apprised of this issue.

#### **MEETING OPEN TO THE PUBLIC**

**Michael Heine, 206 Carriage House Lane** expressed concern over the erosion at the Horner property on Bank Avenue. This is causing a hazardous condition for cars and pedestrians that should be addressed. Public Works Manager, Scott Reed responded that the Horner's recently received approval from the Department of Environmental Protection that they would be permitted to reconstruct the damaged portion of their riverwall on the historic alignment, in line with the adjacent, intact, portions of the riverwall. Mayor Martin stated that he will contact the Horner's to see how they are progressing. Mr. Reed commented that for safety reasons, we have been thinking of placing some fencing around the area in question but it is not our property. Mayor Martin asked if we got permission from the Horner's, could we place fencing around the problem area. Mr. Gunn stated we would need something in writing from the Horner's to do this. Mr. Reed asked if we could make the Horner's place the fencing. Mr. Gunn stated we would have to go to court to do this. Mayor Martin stated that he would also talk to the Horner's about this.

Mr. Cesaretti asked if people are allowed to launch boats at the base of Linden Avenue. The response was no that it is private property.

Mr. Heine then raised concern over the people who bicycle along Bank Avenue. Mr. Heine stated that a statute exists whereby bicyclists must observe the normal right of ways of motor vehicles. There is a hazardous situation on Bank Avenue with both bicyclists and vehicles. Mr. Heine believes bicyclists should observe the one way character of Bank Avenue. Mr. Heine asked for signage so that the bicycling is only permitted southbound on Bank Avenue. Mr. Heine does not feel bicyclist should be permitted northbound on Bank Avenue. Mr. Cesaretti asked the Chief for any enforcement comments on this suggestion. The Chief deferred to Officer Willis, who thinks the only way to enforce this would be if there was a designated bicycle lane on Bank Avenue. Mr. Smyth commented that the Bicycle/Pedestrian Safety Grant recently received will look at things like this.

**Gene Mori, 902 Cherry Lane** is requesting Council's assistance in getting a street light installed on a utility pole in a very dark section of Cherry Lane. Mr. Mori reported that recent vandalism has occurred in cars and property on this street. The police are aware of this. Mr. Cesaretti commented that he spoke to Mr. Mori about this issue, checked the area out and agrees that a light should be installed. Mr. Reed commented that he can call PSE&G about this. He estimates that there would be a waiting period before a light could be installed. Mr. Reed also estimated that it would cost the Borough between 50 and 55 dollars a month more on our electric bill. Council concurred that a light is needed and asked Mr. Reed to follow through with this.

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Chief Norcross submitted the following police report for the month of July. Vehicle Mileage 3092, Gas Used 571.8, Juvenile Arrests 0, Adult Arrests 17 (Criminal Warrant 1, Criminal Summons 0, Traffic Warrants 14, DWI 2 and Other 0), Motor Vehicle Crashes 4, Motor Vehicle Stops 149, Motor Vehicle Warnings 13, Motor Vehicle

Summons 148 (Riverton Officers 148, NJ Transit ? and Others ?), Burglar Alarms 6 Asst. to other Police Departments 47, Animal Complaints 7, Fire Calls 17, Arson 0, Ambulance Calls (Riverton) 15, Unattended Deaths 0, Criminal Case 39, Domestic 2, Thefts 8, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal Mischief 4, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 6 Miscellaneous Calls 599 and total calls 1,064.

Mr. Cesaretti read a report for the month of July that was submitted by Deputy Fire Chief Robert Yearly. Fire Calls for the Month were 19, Drills 4, Calls in Town 12, Calls out of Town 7, and Man Hours for the Month 162.

Mr. Cesaretti read a report for the month of July that was submitted by Animal Control Officer M&R Wildlife. Various stray cats were removed and taken to the shelter. **Bob Fenton, 16 Morgan Avenue** if we have had any trouble with deer. Mr. Fenton has seen some deer coming in from the Palmyra harbor area.

Mr. Kinzler asked for an update regarding speeding issues in town. Chief Norcross responded that 144 traffic tickets have been issued, mostly on Bank and Lippincott Avenues. No more warnings are being given to Riverton residents. When school starts, two radar speed traps will be set up. Mr. Cesaretti asked about the trailer being fixed. Chief Norcross commented that that is being dealt with. Mr. Kinzler asked how Thomas Avenue fared regarding the issuance of traffic tickets. Officer Willis commented that for the most part the traffic tickets were for Bank and Lippincott Avenue. Mr. Smyth reported that he has received complaints about the area of Linden and Bank Avenue regarding noise and trash. Chief Norcross stated that he will pass this onto the Department to review. Mr. Kinzler asked if we will be maintaining speeding vigilance on Lippincott Avenue. Mr. Kinzler continues to see a steady stream of speeders along the lower portion of this street. Chief Norcross stated that we applied for \$5,000.00 in grant money for additional DWI patrols to commence August 16<sup>th</sup>. Mayor Martin commented that he understands we will be getting this grant. Chief Norcross reported that Patrolman Matt Kirk has applied for some grant money through the 2008 Aggressive Driving Program from the Division of Highway and Safety. This pertains to the new radar units.

#### **PUBLIC WORKS/SEWER-Dr. Smyth & Mr. Smyth**

Dr. Smyth announced that Adolf Schoemer recently retired and that Brad Young was appointed as the full-time licensed Wastewater Treatment Facility Operator.

#### **UPDATE RE: BIDDING THE GARBAGE/TRASH CONTRACT**

Mr. Smyth reported that he has talked to Palmyra council members about shared services for garbage/trash collection. Mr. Smyth reported that Palmyra authorized their Solicitor to get together with ours to talk about a joint Request for Proposal for our waste contracts. Mr. Smyth reported that both Riverton's and Palmyra's contracts expire at the end of this year. Mr. Smyth asked Council for authorization for our Solicitor to work with Palmyra's on this issue. We'd have to have several options included in the bid process to review costs. Mr. Smyth stated that one of the options we could include would be to also bid the towns separately. Mr. Reed was of the opinion that there wouldn't be any cost savings to the Borough by going in with Palmyra. After additional discussion, it was the consensus of Council to have our Solicitor work with Palmyra's Solicitor on this issue. Council will be kept informed.

## **POSSIBLE SUBMISSION OF A NJDOT TRUST FUND STATE AID APPLICATION FOR A ROAD PROJECT**

Mr. Smyth asked if we could consider filing a joint application with Palmyra for the reconstruction of Morgan Avenue from Bank to Second Street. This road is in dire need of repair. Mr. Reed reported that our Engineer, Rick Arango, informed him that if Riverton submitted a separate application for a road project, his firm would charge \$1,700.00 to prepare the application. Each additional application would cost \$850.00 each. There was no money placed in our budget to defray these costs. Mr. Arango informed Mr. Reed that he thought the Borough would receive \$150,000.00 in grant money, which wouldn't be enough to complete the project. The issue is whether Council would want to bond the additional monies necessary to get the work done. Mr. Smyth stated that that was the reason we should consider filing a joint application with Palmyra. Mr. Smyth would also like to contact the Bridge Commission to find out if they would do the application at no cost. Mr. Reed commented that he thought we could try a joint application with Palmyra regarding the Morgan Avenue reconstruction and see how that turns out before considering any other joint ventures. After a short discussion, it was the consensus of Council that Mr. Smyth should set up a meeting with Palmyra representatives regarding this and will bring Mr. Reed with him.

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

Mr. Brown reported that the Zoning Board did not meet last month nor will they meet this month. No new applications have been received. Mr. Brown stated that there was nothing to report regarding Code Enforcement and that a court report was not received. Regarding the soccer issue, Mayor Martin reported that he talked to all of the parties involved. In the fall they will do what is normally done—will stay off the fields in the spring if at all possible.

## **UPDATE RE: RIVERTON IMPROVEMENT ASSOCIATION'S PLAN TO ENHANCE THE WAR MEMORIAL**

Mr. Brown called a meeting between the Riverton Improvement Association (RIA) and the Veterans of Foreign Wars (VFW) to review these plans. A concept has been prepared which was reviewed by Council at a previous meeting. The RIA wants to stay within the \$15,000.00 dollar range which was raised. They are reaching out to contractors to donate their time and materials towards this goal. A deposit has been made on a 50' flagpole by the RIA. Concerns have been raised by the VFW regarding insurance issues, maintenance issues and design of the bass plaques. Council will be kept informed.

## **PLANNING, ECONOMIC DEVELOPMENT & SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported that the Planning Board approved a demolition application for a carriage house located at 103 Main Street. Mr. Smyth reported that we continue to work on the Smart Growth Grant (Environmental Resource Inventory) The required public outreach programs for this project will be held in September. At the Planning Board's August 21<sup>st</sup> meeting, two hearings will be held—one for 515 Main Street which is a request for a small expansion and a subdivision application at the CVS and Shoppes at Riverton location.

Regarding Economic Development, Mr. Smyth reported that Riverton has been getting good press at various meetings and in articles in the newspapers.

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel**

Dr. Daniel reported that Mr. Emens contacted him regarding the Shade Tree Commission and the Police Department. They will be meeting be meeting in September to go over these issues.

**DISCUSSION-NOTICE THAT THE POSTAL SERVICE WILL BE VACATING THE RIVERTON POST OFFICE-Mayor Martin**

Mayor Martin reported that David White, a representative from the Postal Service, has contacted us about this issue. Mr. White would like to attend one of Council's September meetings to discuss this further. Mayor Martin reported that based on a postal service process, Mr. White would be hand delivering a letter to him about this issue tomorrow morning at Borough Hall at 7:30am. Mayor Martin reported that the post office might be renting space somewhere else in town. Mayor Martin reported that the Postal Service would offer the building to federal, state, county and local agencies to determine any interest in its purchase. Mayor Martin commented that he does not think we should purchase the post office building. He would rather see someone else purchase it and redevelop the property. Council will be kept informed.

**DISCUSSION-EMAIL ADDRESSES TO BE PLACED ON THE BOROUGH'S WEBSITE FOR COUNCIL-Mr. Cesaretti**

Mr. Cesaretti reviewed information about how Council will be able to retrieve their e-mails from the Borough's website. Mr. Cesaretti reported that he still needs to confer with the Borough's webmaster regarding a few issues before Council's e-mail addresses are placed on our site. Mr. Cesaretti will provide more information at Council's September work session.

**DISCUSSION POSSIBLE FLUORIDE TREATMENT IN OUR WATER SUPPLY-Mr. Cesaretti**

Mr. Cesaretti stated that he had been interested in finding out if fluoride treatment could be provided in our water supply. Mr. Cesaretti spoke to a representative from New Jersey American Water Company about this issue. Mr. Cesaretti was informed that a number of other municipalities that are getting their water service from New Jersey American Water Company would have to be on board with this. Mr. Cesaretti asked that this issue be tabled for now.

**DISCUSSION: POMPESTON CREEK REGIONAL STORMWATER**

**MANAGEMENT PLAN.** Mr. Smyth asked that this issue be table until September 5. We are still gathering comments from the Environmental Commission on this issue.

**CORRESPONDENCE**

Mayor Martin reported that Bill Sauers sent pictures of Council from the 4<sup>th</sup> of July celebration. These photos were distributed to Council.

**RESOLUTION 72-07**

**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 Mr. Brown, who moved for its adoption. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti

aye. It should be noted that Contract Negotiations (Police and Tax Map issues) 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 absent, 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 Mr. Smyth, with all present voting in the affirmative.

Mary Longobottom, RMC  
Municipal Clerk



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 7<sup>th</sup> 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 17<sup>th</sup>. Mr. Smyth asked that Council review the Environmental Commission's comments for discussion at our September 12<sup>th</sup> 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 12<sup>th</sup> 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 3<sup>rd</sup> 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 14<sup>th</sup> 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

September 12, 2007

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

**PRESENT:** Council members Daniel (left meeting at 9:10pm), Brown, Dr. Smyth, Mr. Smyth, Cesaretti and Solicitor Bruce M. Gunn

**ABSENT:** Council member Kinzler

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 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

At this time Mayor Martin introduced **Dave White of the Postal Service** to address Council regarding the Riverton Post Office. Mr. White reported that the postal service is considering moving the Riverton Post Office to a smaller space in Riverton. They are currently paying \$23,000.00 annually in utility bills. The current operation at this location realizes approximately \$100,001.00. a year. Mr. White stated that this is a large site, which is totally underutilized. Mr. White reported that the money is now there for them to make this move.

Mr. White reported that when the move is done, the existing building will be appraised and put up for sale at fair market value. Mr. White stated that the building would first be offered to federal, state, county and local governments for possible purchase. If there are no takers, it will be sold through the usual real estate channels. In Mr. White's experience, it is very seldom that one of these government entities would purchase the building.

Mr. White reported that the building was constructed in 1939 built under WPA in the Roosevelt administration. It is a solid building. Mr. White reported that a new roof will be installed in a couple of months. Some other maintenance issues will also be addressed.

Mr. White explained that 30 days from tonight they are allowed to advertise. Before that time, the public has an opportunity to write to the Postal Service's real estate people about any ideas they may have for the building from a personal or business view. Once solicitations are received back, a written list will be assembled and submitted to the Mayor for review. Comments are to be submitted in writing within ten days. If no comments are received, then the district (Bellmawr) gets a group of people from marketing, operations and the real estate department to review every offer received and then they are ranked—best to worst for Riverton. Once that list is done, it is forwarded onto the Mayor, who has a chance to comment back to the Real Estate Department. If nothing is wrong with the first choice and so forth, the Real Estate Department is then free to negotiate a lease for new postal space somewhere in Riverton.

Mr. Cesaretti asked if the postal service would be doing anything about the asbestos remediation or would the property be sold as is. Mr. White stated that when the appraiser lists the issues to be addressed in writing, the postal service will spend some money on asbestos remediation.

Mr. Smyth asked what the time frame would be on the sale of the building. Mr. White reviewed the process. It could take anywhere between four (4) or five (5) months for all requirements to be in place.

Mr. Cesaretti asked if it would be a posted price or an auction style sale. Mr. White stated that it is usually advertised for the appraised value. Mr. White commented that if the building has issues, that could possibly be negotiated. Council thanked Mr. White for coming to tonight's meeting.

At this time Mayor Martin introduced **Nicholas DeVecchis, Government Affairs Specialist of the New Jersey American Water Company**, to address Council. Mr. DeVecchis reported that he would be coming out on an annual basis to meet with Council to review any concerns. He is the contact for Council. Mr. DeVecchis reported that the Water Company has two customer assistance programs to provide financial assistance to those in need.

Mayor Martin brought up the ponding issue at Howard and 2<sup>nd</sup> Street. Mr. DeVecchis stated that he thought that was a road restoration issue when a water main was replaced at that location. He asked if the work had been done. Mayor Martin responded no. Mr. DeVecchis stated that he would bring this issue back to his construction department for action.

**Gordon Reeves, 437 Elm Avenue** asked if there were any plans in the future to replace all the water mains in town. Mr. DeVecchis stated he would find that information out and report back to the Mayor.

**Bob Fenton, 16 Morgan Avenue** feels that the two programs would help a lot of people.

Mayor Martin thanked Mr. DeVecchis for coming to tonight's meeting.

The minutes from August 8 (open and closed sessions) were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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 absent and Mr. Cesaretti aye.

#### **TREASURER'S & FINANCE COMMITTEE REPORTS AND BILL LIST FOR APPROVAL-Mr. Kinzler**

In Mr. Kinzler's absence, Mr. Smyth moved that the attached reports for the month of August be approved as submitted. 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 absent and Mr. Cesaretti aye

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of August that was submitted by Chief Norcross. Vehicle Mileage 3273, Gas Used 554, Juvenile Arrests 0, Adult Arrests 27 (Criminal Warrants 1, Criminal Summons 2, Traffic Warrants 17, DWI 4, Drugs 3 and Other 0), Motor Vehicle Accidents 5, Motor Vehicle Stops 156, Motor Vehicle Warnings 14, Motor Vehicle Summons 126 (Riverton Officers 126), NJ Transit N/A and Others N/A), Burglar Alarms 8, Assists to other Police Departments 37, Animal Complaints 2, Fire Calls 26, Arson 0, Ambulance Calls (Riverton) 18, Unattended Deaths 0, Criminal Cases 44, Incidents 289, Domestic 1, Thefts 6, Burglaries 0, Assaults 3 (Police Officers 0, Firefighters/EMT 0 and Civilian 3), Sexual Assaults 0, Criminal Mischief 4, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 2, Miscellaneous Calls 623 and Total Calls 1,391.



Mr. Cesaretti read a report for the month of August that was submitted by Deputy Fire Chief, Robert Yearly. Fire calls for the month 26, Drills 4, Calls in Town 17, Calls out of town 9 and total man hours for the month 330.2.

**UPDATE ON SPEEDING ISSUES:** Mr. Cesaretti reported that the Police Department ran a sting operation on speeders primarily on Broad Street and Main Streets. Of all the stops during this operation, 52% were Riverton residents. Chief Norcross stated that we clocked people at 10<sup>th</sup> & Main towards Cinnaminson. They were going anywhere from 35 to 48 mph. The police issued summonses. The Chief stated that forty (40) tickets were issued during this period. Mr. Brown stated that he understands that a few of the Riverton Drive 25 members were stopped. Chief Norcross responded that that was correct. There were three of them. Chief Norcross stated that we would be trying to run similar operations in different sections of town. Dr. Daniel stated that people have commented to him that they feel there is a greater police presence in town over the last 30-45 days. Chief Norcross stated that we are now back to full staff operation.

Chief Norcross reported that four (4) houses were burglarized over the last weekend. Three (3) were in the area of the 600 block of Thomas and one (1) was on Cedar Street. The Police may have a suspect.

**UPDATE ON 622 THOMAS AVENUE:** Mr. Cesaretti asked for an update on this property. The backyard is overgrown, pooled areas are creating a habitat for mosquitoes, windows are broken and it is infested with raccoons. Mr. Cesaretti stated that there are health and safety issues at this location. Mr. Brown commented that our Code Enforcement Officer has previously addressed this issue with the owners and the mortgage company for this property. They had sent someone down to secure the building. Mr. Brown will have our Code Enforcement Office address this issue once again. Council will be kept informed.

**STREETS, ROADS & SEWER-**Dr. Smyth & Mr. Smyth

#### **RESOLUTION 80-07**

#### **A RESOLUTION AUTHORIZING REMINGTON, VERNICK AND ARANGO TO ADVERTISE FOR THE RECEIPT OF BIDS FOR THE 2007 ROAD PROGRAM (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 absent and Mr. Cesaretti aye

**UPDATE RE: MORGAN AVENUE.** Mr. Smyth reported that Riverton and Palmyra have filed a joint application with New Jersey Department of Transportation for possible grant monies for the reconstruction of Morgan Avenue.

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

Mr. Brown reported that there were no reports for both Zoning (no meetings held) or the park.

Mr. Brown reported that there are code enforcement issues at 108 7<sup>th</sup> Street. There is a lot of debris at this property and a trailer has been on the property for a long time. The owners were served notice and they refused to accept it. The neighbors are very upset about these issues.

Mr. Smyth reported that former Zoning Officer Freeman Moorhouse is very much concerned over the continued erosion and riverwall problems at Bank & Thomas Avenue

(Horner property). Mr. Freeman believes something needs to be done about this issue quickly. Mayor Martin reported that the Horner's are trying to work with the Department of Environmental Protection (DEP) and the Army Corps of Engineers to obtain the required permits to rebuild their wall. Mayor Martin believes we are very close to seeing this happen. Mayor Martin also reported that the Horner's have placed a fence around the eroded areas. Mayor Martin also reported that the O'Brien's (at Bank & Linden) are very close to getting approval and building a riverwall on their property. A discussion took place regarding the potential liability issues that can happen due to all of this erosion at the Horner property. Mr. Brown asked if we can get our engineer to assess the risk situation at Bank & Thomas to determine if an emergent issue exists along this portion of Bank Avenue. It was the consensus of Council that Dr. Smyth contact T&M Associates to review this situation and report back to Council. We could then take the proper steps to get the DEP to issue the permits to the Horner's so that the work can be done. Mr. Cesaretti believes that the DEP will say that a lack of planning on our part does not constitute an emergency—that this area has been eroding for a number of years and suddenly the work needs to be done. Mr. Cesaretti stated that this work should have been done by the homeowner over the course of the years as preventative measures.

Mr. Brown read a report for the months of July and August that were submitted by Court Administrator, Jackie Gleason. The total receipts for the month of July amounted to \$10,449.00. The total amount disbursed to Riverton amounted to \$4,954.33. The total receipts for the month of August amounted to \$13,363.00. The total disbursed to Riverton amounted \$5,514.15.

**POSSIBLE FUNDING BY THE BRIDGE COMMISSION FOR IMPROVEMENTS TO THE BOROUGH OWNED PORTION OF THE POCKET PARK AT BANK & LINDEN AVENUES.** Regarding last week's discussion on this issue, Mr. Brown asked what steps need to taken to make this happen. Mr. Cesaretti recused himself from this discussion. After a short discussion, it was suggested that both Mr. Smyth and Mr. Brown meet with representatives of the Bridge Commission to discuss this issue. Council will be kept informed.

**UPDATE RE: IMPROVEMENTS TO BE MADE TO THE WAR MEMORIAL THROUGH THE RIVERTON IMPROVEMENT ASSOCIATION**

Mr. Brown had a meeting this afternoon with members of Association. Mr. Brown reported that there are two proposed plans that are being incorporated into one. Due mainly to costs, the project will not be as elaborate as originally planned. **Bob Fenton** of the VFW stated that he was not invited to this meeting. Dr. Daniel took exception to that. He believes that Mr. Fenton should have been invited. Mr. Fenton stated that he just wants the memorial to be dressed up, the names should be legible and maintenance done on a continued basis. Mr. Brown agreed with him. A discussion ensued with the following consensus being reached: that the improvements to the War Memorial be kept simple and basic, that Borough Council should review and approve the RIA's final plan before work commences and that a representative of the VFW be present at any further meetings of the RIA concerning this project. The following suggestions were made; That the RIA set up a maintenance fund, that the Flag pole be replaced, the replacement of the window and interior display area which contain the names of the members of the Armed services and to upgrade the lighting, drainage and plantings.

Councilman Brown will prepare a letter to the RIA outlining Council's requests and suggestions.

#### **PLANNING, SHARED SERVICES, GRANTS & ECONOMIC DEVELOPMENT**

Mr. Smyth

Mr. Smyth reported that the Planning Board will be hearing two site plan applications at their September 18 meeting. One is from Verizon to be a co-locator on the cell tower at the Wastewater Treatment Facility and the other is a continuation a hearing regarding the proposed addition to 515 Main Street.

Mr. Smyth reported that the Solicitor is working on the preparation of the requests for proposals regarding the grant we received from the Delaware Valley Regional Commission. This pertains to downtown revitalization.

Mr. Smyth reported that there are some economic development forums scheduled in October, which he will be attending.

#### **UPDATE RE: QUIET ZONES IN MONTCLAIR AND WESTFIELD**

Mr. Smyth reported that he visited Montclair and Westfield, the two municipalities in New Jersey that have quiet zones. Mr. Smyth stated that there really are no similarities between their train situation and Riverton's. Both train stations in Montclair and Westfield are elevated, with no grade crossings or gates. However, Mr. Smyth noted that the horns at these locations were very quick and low decibel sounding.

Mayor Martin reported that Senator Diane Allen is assisting us regarding the horn issue. Senator Allen has informed him that Riverton would need to have an engineer available to possibly attend a meeting with representatives from the Federal Railroad Administration to review the requirements for quiet zones. Mayor Martin asked for Council's okay to being in an Engineer when needed. It was the consensus of Council that the Mayor could do this. Mr. Smyth stated that he would also talk to the Mayor of Palmyra to determine if both towns could go in together to help defray costs.

#### **SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL-Dr. Daniel**

Dr. Daniel reported that he was unable to attend the Shade Tree Commission's September 10<sup>th</sup> meeting. He will get updates from Barry Emens. Dr. Daniel reported that there have been some tree complaints received and they are being addressed. Procedures are being implemented whereby once a complaint is received; a written response from the commission will be made.

#### **MEETING OPEN TO THE PUBLIC**

**Gary Ford, 311 Bank Avenue**, asked for an update regarding the revaluation/reassessment process. Mr. Gunn commented that the State is requiring specific revisions to our tax maps before the process can commence. Mr. Gunn further stated that Council received a proposal from our engineer to make these changes. It was the consensus of Council that this proposal seemed high; therefore, Council will be seeking additional proposals from other engineering firms to determine if the original proposal was reasonable or not.

Mr. Ford also inquired about the number of fire calls (26) in August. He asked if they were all Riverton calls. Mr. Cesaretti stated that he did not know, but he would ask the Deputy Fire Chief to be more specific when he submits his reports.

**Gordon Reeves, 437 Elm Avenue**, reported that his trash is not consistently picked up by the Borough's hauler. He has complained about this to the Public Works Manager,

who is aware of the situation. Council asked Mr. Reeves to once again inform Mr. Reed about this problem so that it can be remedied.

## **OLD BUSINESS**

### **REVIEW OF "DRAFT REVISED SKATEBOARD ORDINANCE-Mr. Brown**

Mr. Brown reviewed the revised draft Ordinance that was prepared by our Solicitor. Chief Norcross asked that Council consider removing the section pertaining to sign restrictions. Mr. Gunn explained that the placement of signs would have to be in compliance with the provisions of Article XIV of Chapter 128 of the Borough Code. This could possibly cause someone to have to get a zoning variance and/or exemption. Mr. Gunn stated that Council could remove this section and if necessary, revisit this issue at a later date. They could then consider an amendment to the Ordinance. It was the consensus of Council to delete the sign restriction section and introduce this Ordinance tonight.

### **ORDINANCE 6-07**

#### **AN ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD RAMPS THROUGHOUT THE BOROUGH OF RIVERTON**

The above Ordinance was introduced by title only by Mr. Brown, who moved for its adoption. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth nay, Mr. Kinzler absent and Mr. Cesaretti aye. It should be noted that second reading and a public hearing on this Ordinance is scheduled for October 10, 2007 at 7:30pm.

### **COMMENTS FROM THE ENVIRONMENTAL COMMISSION REGARDING THE POMPESTON CREEK REGIONAL PLAN**

Mr. Smyth asked for a consensus of Council to forward these comments onto Rutgers Cooperative Extension Water Resources Program. Council concurred with this. Mr. Smyth will ask the Environmental Commission to submit their comments by the September 17<sup>th</sup> deadline.

## **NEW BUSINESS**

### **RESOLUTION 81-07**

#### **A RESOLUTION REQUESTING THE APPROVAL OF THE DIRECTOR OF LOCAL GOVERNMENT SERVICES FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BOROUGH'S BUDGET FOR THE YEAR 2007**

The above Resolution was read by title only by Mr. Smyth, who moved for its adoption. 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 absent and Mr. Cesaretti aye. It should be noted that this pertains to the Borough's receipt of an Assistance to Firefighters Grant in the amount of \$45,495.00.

### **CORRESPONDENCE-None**

#### **UPDATING NO PARKING ORDINANCE FOR UPPER PORTION OF LIPPINCOTT AVENUE (600 Block)**

Chief Norcross requested that Council amend our No Parking Ordinance to include the South side of the 600 Block of Lippincott between Harrison and South Broad. Chief Norcross explained that emergency vehicles have a difficult time accessing this area when vehicles are park there. Council agreed to this request. Mr. Gunn will prepare a draft Ordinance for Council's consideration at next month's meeting.

**UPDATING PEDDLERS AND SOLICITATIONS ORDINANCE.** Chief Norcross reported that he would like to review this Ordinance with the Solicitor and possibly make recommended revisions for Council's consideration. Chief Norcross reported that there have been a number of complaints about the musical noise generated by ice cream trucks in town. After a short discussion, it was the consensus of Council for the Chief to review this Ordinance with our Solicitor.

**RESOLUTION 82-07**

**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 (left the meeting at this point), Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye. It should be noted that contract negotiations – police will be discussed.

At this time Dr, Smyth moved that we return to public session. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

**RESOLUTION 83-07**

**A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO SIGN THE POLICE CONTRACT FOR 2006  
(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. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

October 3, 2007

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

**PRESENT:** Council members Brown, Dr. Smyth, Mr. Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

**ABSENT:** Council member Daniel

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 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

**Representatives from the Riverfront Art Alliance to address Council**

Mr. Hochenberger distributed an informational packet to Council for their review. Mr. Hochenberger provided an overview of what the Riverfront Art Alliance (RAA) is. Mr. Hochenberger stated that the RAA will enrich the life of the entire Riverfront community by supporting artists by increasing performance and exhibition opportunities, developing education arts based programs for both children and events in the community and sponsoring and coordinating community wide arts activities and events including beautification of public spaces. Mr. Hochenberger presented an example of a timetable for potential events of the RAA. Mr. Cesaretti asked if the RAA had talked this over with the Economic Development Committee and the Business and Civic Association. Mr. Hochenberger responded not yet but they will. Mr. Smyth suggested the RAA also approach the school for support. Mr. Smyth commented that he would mention the formation and intentions of the RAA to County officials. Mr. Kinzler asked if the suggested programs for children could be after school or held during the summer. Mr. Hochenberger commented that that could be considered. Mayor Martin commented that he believes Council supports the RAA's efforts. Mr. Brown believes the alliance is a good thing and asked what else Council can do besides giving their support. Michael Fosbenner, an RAA member, stated that they would be looking into grants to defray costs, but they would keep Council apprised of their efforts. Mr. Cesaretti asked if they have registered for a 501C3. The response was not yet. Mr. Cesaretti commented that he thought it would be easier to obtain grant money if the group had this designation.

**Update Re: Horn Mitigation**

Mr. Smyth reported that he recently attended a meeting at Senator Diane Allen's office to discuss this issue. Representatives from other municipalities along the River Line, the County and New Jersey Transit (NJT) were also present. Mr. Smyth stated that he was advised by NJT representatives that they would be petitioning the Federal Railroad Administration for a waiver to create a Bell Zone within the Borough's of Riverton and Palmyra. Mr. Smyth reported that, if approved, bells would be sounded at the grade crossings instead of horns. The exception to this would be the Cedar Street grade crossing. Mr.

Smyth stated that NJT has requested a letter of support from the Governing Body regarding this issue. Mr. Smyth also stated that this application for a waiver will not restrict or limit the Borough from later pursuing a quiet zone along the River Line in Riverton. Mr. Smyth also stressed the importance that Council adopt a Resolution that urges the legislature to pass Senate Resolution 117 and to adopt legislation that relieves municipalities along light rail lines of civil liability in quiet zones.

**RESOLUTION 84-07**

**A RESOLUTION SUPPORTING THE REQUEST OF NEW JERSEY TRANSIT TO THE FEDERAL RAILROAD ADMINISTRATION FOR A BELL ZONE WAIVER  
(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 absent, Mr. Brown aye. Dr. Smyth, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 85-07**

**A RESOLUTION URGING THE LEGISLATURE TO PASS SENATE RESOLUTION 117 AND TO ADOPT LEGISLATION THAT RELIEVES MUNICIPALITIES ALONG LIGHT RAIL LINES OF CIVIL LIABILITY IN QUIET ZONES  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**Streets & Roads Issues: Update Re: joint Garbage/Trash specs & bid Information**

Mr. Gunn reported that the specifications provide for a joint bid for Riverton and Palmyra either twice a week all year round or the way we have it now (once a week during the winter and twice during the summer). There is also a provision in the joint bid for an individual bid for Riverton and one for Palmyra. Mr. Gunn stated that we need to agree on an Interlocal Services agreement regarding how to allocate the costs between Riverton and Palmyra. Mr. Gunn stated that we have talked about basing it on the 2006 costs relative to both towns for the garbage and trash. Mr. Gunn reported that we figured out that Riverton's is about 30% and Palmyra would be about 70%. Mr. Gunn stated that the hang up is with the tipping fees because that is dependent upon trash generated. Mr. Gunn also stated that these fees would not contemplate any new development say from Palmyra. This could skew the figures. Mr. Gunn stated that if the joint bid is awarded a contract would be drawn up and everything would be done through Palmyra. Any complaints would go through Palmyra. Mr. Gunn commented that if we do move forward with Palmyra and the joint bid comes in as the lowest, it would be very hard for us to back out. Mr. Gunn wants to make sure that Council is comfortable with the arrangements with Palmyra before a joint bid is authorized. Mr. Cesaretti expressed concern that we might lose control going with a joint bid. Public Works Manager, Scott Reed asked if we could have a joint bid with Palmyra, but have a separate bid

for Riverton only. Mr. Reed doesn't see the benefit of having everything in one bid package. A discussion ensued with the consensus of Council being that we bid the garbage/trash collection for Riverton separately, and then consider a joint bid with Palmyra. The Solicitor will prepare a formal Resolution to this effect for Council's consideration at next week's meeting.

**Review of bids received for the 2007 Road projects:** The following three bids were received, opened and publicly read on October 2, 2007 at 10:00am for the reconstruction of 7<sup>th</sup> Street: **American Asphalt Company, Inc. \$97,970.69, Paramount Enterprises, Inc. \$107,558.79 and Meredith Paving Corporation \$108,648.33.** The following three bids were received, opened and publicly read on October 2, 2007 at 10:00am for curb replacement at Cedar Street and Road Resurfacing at Thomas Avenue: **American Asphalt Company, Inc. \$98,937.16, Meredith Paving Corporation \$100,263.29 and Paramount Enterprises, Inc. \$107,790.60.**

#### **RESOLUTION 86-07**

**A RESOLUTION OF THE BOROUGH OF RIVERTON AUTHORIZING THE AWARD OF CONTRACTS FOR THE FY 2007 ROAD PROGRAM (RECONSTRUCTION OF SEVENTH STREET) AND THE BOROUGH 2007 ROAD PROGRAM (CURB REPLACEMENT AT CEDAR STREET AND ROAD RESURFACING AT THOMAS AVENUE) TO AMERICAN ASPHALT COMPANY, INC.  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**Update Re: 622 Thomas** Mr. Cesaretti commented that this property is looking much better now that the brush has been cut back. Mr. Brown reported that our Code Enforcement Officer continues to work on the issues regarding this property.

**Complaint from resident Gordon Reeves.** Mr. Cesaretti reported that Mr. Reeves has complained that the Ward Fuel oil trucks are violating the new stormwater act because the run-off from their trucks is going directly into the sewer lines. Mr. Smyth commented that notice was received from our Code Enforcement Officer that this was not the case. Chief Norcross commented that a county hazmat unit was contacted by Patrolman Merino about this complaint. The County has also determined that there is no violation at that this location.

**Possible placement of a museum at Biddle mansion (207 Bank Avenue)** Mayor Martin reported that Patricia Bruncker of the Historical Society received notification from a Ms. Donna Lavin, of a non-profit association. They are interested in buying a historic property to use as a wedding museum, a training center, offices for the organization, a gift shop and tea room. This association is interested in the Biddle mansion for these purposes. This association had previously tried to purchase the Zurbrugg property in Delanco for similar purposes, but the Township nixed selling to a non-profit because of a loss of tax revenue. Mayor Martin stated that Ms. Lavin would like Borough Officials'



input before going any further. Ms. Lavin feels she could obtain historic preservation grants, Hud grants and renovation grants. Ms. Lavin believes the state would help her with the seawall. While Mayor Martin would like to see this property improved, he feels Ms. Lavin would have a tough road trying to get everything approved here. After a short discussion, it was the consensus that Ms. Lavin's proposal would not be a good fit at that location. However, she could consider another location in town. Mayor Martin will get back to Ms. Lavin.

**RBA meeting (Bicycle/Pedestrian Grant)** Mr. Brown reported that a meeting will be held on October 11<sup>th</sup> 10:00am at the fire house to review the final plan. Council will be kept informed.

**Meeting open to the public.** There was no public comment.

**Public Safety Issues:** Mr. Cesaretti

#### **RESOLUTION 87-07**

#### **A RESOLUTION AUTHORIZING THE HIRING OF ONE ADDITIONAL CROSSING GUARD AND TWO MATRONS FOR THE REMAINDER OF 2007 (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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **RESOLUTION 88-07**

#### **A RESOLUTION AUTHORIZING A CURFEW FOR OCTOBER 28, OCTOBER 29, OCTOBER 30 AND OCTOBER 31, 2007 IN THE BOROUGH OF RIVERTON (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 Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler nay and Mr. Cesaretti aye.

**Matron Issue** Mr. Cesaretti reported that an issue recently arose whereby the Police Department needed the assistance of a Matron and the Borough's appointed officials in this capacity were not available. Ms. Geraldine Bright was asked by the Chief of Police to serve as Matron at an agreed salary of \$26.00 per hour for three (3) hours. Mr. Cesaretti reported that this rate was above what is listed in our salary ordinance. Mr. Cesaretti asked that Council approve this payment. Mr. Cesaretti stated that this should not happen again with the hiring of two additional matrons. Mr. Cesaretti moved that payment be made to Ms. Geraldine Bright in the amount of \$78.00 for matron services for the Borough of Riverton. This was seconded by Mr. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **Review of "Draft" Request for Proposals for the Transportation Community Development Initiative Grant**

Mr. Smyth made a motion to forward this "draft" proposal onto the Delaware Valley Regional Commission for their review. This was seconded by

Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 89-07**

**A RESOLUTION AUTHORIZING THE REFUND OF A 2006 STATE OF NEW JERSEY 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 Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**ORDINANCE 7-07**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 123 OF THE RIVERTON BOROUGH CODE  
RELATIVE TO SCHEDULE 1: NO PARKING**

The above Ordinance was introduced by title only by Mr. Cesaretti, who moved for its adoption. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. Second reading and a public hearing on the Ordinance is scheduled for November 7<sup>th</sup> at 7:30pm.

**Placement of handicapped parking signs at Riverton Square and Shoppes at Riverton**

Chief Norcross asked that Council consider amending Chapter 123 of the Borough Code to provide for the enforcement of these signs at these locations. Mr. Gunn reported that the owner of these properties must request enforcement of Title 39 and submit an application to have New Jersey Motor Vehicle Statutes made applicable to private property. Once these documents are received, the Borough can then consider requesting the Department of Transportation to conduct an investigation to determine the feasibility of doing this before any amendments to Borough ordinances can be done. Council took this issue under advisement.

**RESOLUTION 90-07**

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF A NEW TELEPHONE SYSTEM FOR THE BOROUGH OF RIVERTON FROM TELE/SYSTEMS OF MEDFORD, NEW JERSEY AT A COST OF \$7,500.00  
(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**Preliminary agenda for October 10.** The Clerk reviewed this with the governing body.

**RESOLUTION 91-07**

**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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that potential litigation-Bank Avenue will be discussed.

At this time Dr. Smyth 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

October 10, 2007

The regular meeting 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 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 2007 published in the Burlington County Times on December 27, 2006

(b) Posting written notice on the official bulletin board on January 3, 2007

The open and closed session minutes from September 5, and September 12 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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.

**TREASURER'S, FINANCE REPORTS AND BILL LIST FOR APPROVAL-Mr. Kinzler**

Mr. Kinzler moved that the attached reports and bill list for approval for the month of September be approved. 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.

**UPDATE RE: STATE'S REQUIRED REVISIONS TO THE BOROUGH'S TAX MAPS FOR REVALUATION PURPOSES**

Mr. Kinzler reported that we have received another proposal for the above referenced project. We are still waiting for two others before a recommendation can be made to Council. Mr. Cesaretti commented that Richard Arango (Remington, Vernick & Arango), who submitted the initial proposal for this work, has asked to come before Council next month to review his firm's proposal with Council. It was the consensus of Council not to do this at this time.

**UPDATE RE: FUNDING ISSUE PERTAINING TO THE CURB REPLACEMENTS AT CEDAR STREET AND ROAD RESURFACING AT THOMAS AVENUE (UPPER PORTION)**

Monies that were originally designated for the Morgan Avenue and Fulton Street projects that have not been expended are now needed for the above referenced 2007 road program. This will require the consolidation of road program funds into two bond ordinances as recommended by our Bond Counsel. The Borough will not incur any additional debt by the passage of these ordinances.

#### **ORDINANCE 8-07**

**AN ORDINANCE REAPPROPRIATING \$40,000.00 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR THE 2007 ROAD IMPROVEMENT PROGRAM BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY**

The above Ordinance was introduced 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. Second reading and a public hearing on this Ordinance is scheduled for November 7 at 7:30pm.

#### **ORDINANCE 9-07**

#### **BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 6-05 OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY FINALLY ADOPTED APRIL 13, 2005 IN ORDER TO INCLUDE THE 2007 ROAD PROGRAM**

The above Ordinance was introduced 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. Second read and a public hearing on this Ordinance is scheduled for November 7 at 7:30pm.

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of September that was submitted by Chief Norcross. Vehicle Mileage 3233, Gas Used 455, Juvenile Arrests 0, Adult Arrests 14 (Criminal Warrants 2, Criminal Summons 1, Traffic Warrants 9, DWI 2 and Other 0), Motor Vehicle Accidents 4, Motor Vehicle Stops 144, Motor Vehicle Warnings ?? (listed like this in report), Motor Vehicle Summonses 105 (Riverton Officers 105, NJ Transit N/A, Others N/A), Burglar Alarms 4, Assists to Other Police Departments 45, Animal Complaints 8, Fire Calls 11, Arson 0, Ambulance Calls (Riverton) 12, Unattended Deaths 0, Criminal Cases 33, Incidents 265, Domestic Violence 0, Thefts 4, Burglaries 4, (From Residences 4, From Vehicles 0), Assaults 0, Sexual Assaults 0, Criminal Mischief 3, Robberies 0, Motor Vehicle Thefts 2, Miscellaneous Complaints 2, Miscellaneous Calls 467 and Total Calls 1,127

Mr. Cesaretti read a report for the month of September that was submitted by Deputy Fire Chief Robert Yearly. There were 11 fire calls for the month, 2 drills, 9 calls in town, 2 calls out of town and 161.3 man hours for the month.

Mr. Cesaretti reported that there is a stray cat population problem in the Borough. Mr. Cesaretti reminded residents not to feed any stray or feral cats in town.

##### **STREETS, ROADS & SEWER-Dr. Smyth**

Dr. Smyth reported that road work would be commencing soon on 7<sup>th</sup> Street, Thomas (upper portion) and the curb replacement project on Cedar Street. Mr. Smyth also reported that Riverton and Palmyra have filed a joint grant application with the Department of Transportation for the reconstruction of Morgan Avenue in both Boroughs.

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

Mr. Brown reported that the Zoning Board will be meeting on October 18<sup>th</sup>. Public Work Manger, Scott Reed reported that there has been a graffiti

problem in the park, in particular near the tennis backboards and grandstand area. His department has repainted those portions.

Mr. Brown reported that a final draft of the Bicycle/Pedestrian grant is being prepared.

Mr. Brown announced that the Christmas Tree lighting will be held on December 7<sup>th</sup> at 7:00pm.

Mayor Martin announced that he and his wife would be hosting an open house at their home on December 8 from 5:00pm-9:00pm for all employees, officials and volunteers of the Borough. This is being held in conjunction with the library's house tour this year.

## **PLANNING, ECONOMIC DEVELOPMENT, SHARED SERVICES**

### **AND GRANTS-Mr. Smyth**

Mr. Smyth reported that the Planning Board heard one site plan application on September 18 from Verizon. Mr. Smyth reported that Joe Rainier withdrew his site plan application to expand 515 Main Street.

Mr. Smyth reported that work continues on the Environmental Resource Inventory (Smart Growth Grant) which should be completed soon.

Mr. Smyth reported that the River Route Advisory Committee received a renaissance award and a federal commendation from Senator Menendez.

Regarding Economic Development, Mr. Smyth reported that there will be two narrated tours along the River Route Corridor-a train ride aboard the River Line on October 30<sup>th</sup> and a bus ride along Route 130 on November 9<sup>th</sup>. There will also be an Economic Development forum on October 12<sup>th</sup> in West Deptford. Mr. Smyth reported that a video TV update on the riverfront towns is in the works.

Mr. Smyth reported that New Jersey Transit has filed a waiver for a bell zone with the Federal Railroad Administration. Borough Council has prepared a letter of support which will be submitted when the waiver request has been placed on the FRA's docket.

Mr. Smyth announced that the Borough is in need of volunteers to assist us with the 2010 Census.

### **SHADE TREE, BOARD OF HEALTH & ENVIROMENTAL-Dr. Daniel**

Dr. Daniel reported that the Shade Tree Commission has earmarked numerous Borough trees for removal. Those trees have an orange dot on them.

## **MEETING OPEN TO THE PUBLIC**

**Renee Azelby, 706 Thomas Avenue** asked for an update regarding the bell zone issue. Mr. Smyth provided an overview of the process.

**Deborah Weaver, 103 Penn Street**, volunteered to help the Borough with the 2010 Census. Ms. Weaver stated that she is a licensed real estate agent would like to act as the Borough's potential buyer's broker regarding any affordable housing issues. She was referred to the Borough Municipal Housing Liaison, Muriel Alls-Moffatt.

**Ann Matlack, 809 Thomas Avenue** commented that while she is glad that the upper portion of Thomas Avenue will be repaved, she is concerned that speeding will increase along this roadway. She asked if any traffic calming

parameters were considered. A discussion then ensued about possible speed traps, stop signs, striping, etc. Mr. Reed commented that he feels the police need to crack down harder on the speeders.

**Katy Roussos, 708 Thomas Avenue**, commented that she has read the recommendations regarding the Bicycle/Pedestrian study. There is a menu of options for consideration predicated on costs and priority levels. Ms. Roussos is concerned how these decisions will be made. Ms. Roussos asked if the Borough would put together some type of committee to review the options and possibly try to acquire grant money to defray costs. Mayor Martin thought that a committee would be formed to address these issues.

Ms. Roussos asked for an update regarding the revaluation process. Mr. Kinzler explained that we must first make the State's required revisions to our tax maps before moving forward with the project.

**Michael Heine, 206 Carriage House Lane**, asked if we know the municipal boundary lines on Morgan Avenue. Mr. Smyth responded yes.

#### **OLD BUSINESS**

##### **UPDATE RE: GARBAGE/TRASH BIDS-Mr. Gunn**

Mr. Gunn reported that last week, Council decided to bid the garbage/trash separately before considering a joint bid effort with Palmyra. Mr. Gunn reported that Palmyra's Solicitor is concerned that if Riverton bids separately for garbage/trash, we might be acting contrary to the spirit of the open public bidding process, which would suggest that all alternatives be presented in the same bid package. Mr. Gunn stated that he shares the same concern. Mr. Gunn reported that the present bid specifications do provide for both a joint and separate bidding for both municipalities. Mr. Gunn also reported that the tipping fee issue has been resolved, whereby the contractor would be responsible for allocating these costs between Riverton and Palmyra. Mr. Gunn also reported that Riverton would be involved with the process, such as being able to handle any Riverton garbage/trash complaints through the Public Works Manager. A discussion then ensued, with the consensus being that Mr. Smyth, Mr. Gunn and Public Works Manager, Scott Reed, meet with Palmyra representatives to try and resolve any other outstanding issues. A recommendation will be made to Council at their November 7 meeting.

#### **NEW BUSINESS**

##### **ORDINANCE 6-07**

##### **AN ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD RAMPS THROUGHOUT THE BOROUGH OF RIVERTON**

The above Ordinance was read by title only for the second time by Mr. Brown, who moved for its adoption. This was seconded by Dr. Smyth. Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. **Michael Heine, 206 Carriage House Lane** commented that he believes some of the wording in this Ordinance should be changed before Council considers its adoption.. Mr. Heine cited the following sections that he had concern with: Section 2 Definitions of Commercial Establishments, Section 3 Unlawful Activities C & D and Section 5 Violations and Penalties. A discussion then ensued.

Mr. Brown moved to table this Ordinance so that these suggestions could be reviewed by our Solicitor. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth nay, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 92-07**

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF FIRE DEPARTMENT EQUIPMENT FOR THE BOROUGH OF RIVERTON IN THE AMOUNT OF \$45,495.00 FROM MID-STATE MOBILE RADIO OF TRENTON, NEW JERSEY STATE CONTRACT NUMBER 53804 (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. 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.

**RESOLUTION 93-07**

**A RESOLUTION AUTHORIZING THE PURCHASE AND PAYMENT OF COMPUTER HARDWARE/SOFTWARE FOR THE BOROUGH OF RIVERTON IN THE AMOUNT OF \$12,814.01 FROM UNITED COMPUTER SALES AND SERVICES, INC. OF CHERRY HILL (MUNIDEX) -STATE CONTRACT NUMBER 81215 (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. Kinzler. 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 94-07**

**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. 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. It should be noted that 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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk



November 7, 2007

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

**PRESENT:** Council members Daniel (left meeting at 9:10pm), Brown, Dr. Smyth (left meeting at 10:15pm), Mr. Smyth, Kinzler (arrived at 7:50pm), 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 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

The open and closed session minutes from October 3 and October 10 were then presented. Dr. Smyth moved that these minutes be approved as submitted. 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 absent and Mr. Cesaretti aye.

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti read a report for the month of September that was submitted by Chief Norcross. Vehicle Mileage 3465, Gas Used pending, Juvenile Arrests 0, Adult Arrests 13 (Criminal Warrants 4, Criminal Summons 2, Traffic Warrants 5, DWI 2 and Other 0), Motor Vehicle Accidents 2, Motor Vehicle Stops 85, Motor Vehicle Warnings 13, Motor Vehicle Summonses 87 (Riverton Officers 87, NJ Transit N/A and Others N/A), Burglar Alarms 14, Assists to Other Police Departments 50, Animal Complaints 2, Fire Calls 13, Arson 0, Ambulance Calls (Riverton) 29, Unattended Deaths 0, Criminal Cases 36, Incidents 270, Domestic Violence 1, Thefts 7, Burglaries 0, Assaults 0, Sexual Assaults 0, Criminal Mischief 8, Robberies 0, Motor Vehicle Thefts 0, Miscellaneous Complaints 4 Miscellaneous Calls 979 and Total Calls 1,606.

Deputy Fire Chief Robert Yearly submitted the following report for the month of September. Fire Calls for the month 12, Drills 3, Calls in Town 9, Calls out of Town 3 and Total Man Hours for the Month 324.4.

Mr. Cesaretti read a report for the month of September that was submitted by Animal Control Officer, M&R Wildlife for the month of October. Various stray animals were taken to the shelter and they removed one dead cat, one dead raccoon and one dead goose.

#### **RESOLUTION 96-07**

#### **A RESOLUTION AUTHORIZING THE HIRING OF ALLAN BERG AS A CLASS II SPECIAL OFFICER FOR THE BOROUGH OF RIVERTON FOR THE REMAINDER OF 2007 (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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye

**Parking Updates.** Mr. Cesaretti reported that we received a request from Christ Episcopal Church asking Council to consider declaring the first two available parking

spaces on Fourth Street, from Main Street, "Handicap Parking" from 7:00am to 12 Noon every Sunday. Mr. Cesaretti requested that Council defer any decision on this request until the Chief can meet with representatives from the Church to discuss this issue further. Council agreed to this.

Regarding Milanese Pizza shop (519 Howard Street), Mr. Cesaretti reported that he has reviewed the Planning Boards approving site plan resolution on this property. There is no mention that the owners would be granted an exemption for 15 minute parking in the front. Mayor Martin asked if request has been received. Mr. Cesaretti responded that nothing has been received formally. The Parking committee thought they would research this for legal purposes before a formal request is submitted. One suggestion was to possibly have their delivery person utilize the easement through the Moccia property in the back. Council took this issue under advisement.

Mr. Cesaretti reported that he received a request from Bob Fenton of the VFW to nominate someone in the public safety area for an award from this organization. Mr. Cesaretti reported that we nominated Scott Reed for Officer of the year. This was done based on his length of service to the Borough (Fire Department, Police Department and Public Works). Mr. Fenton stated that the decision would be made sometime in February.

Mr. Cesaretti reported that Patrolman Greg Willis was put on the tri-town swat team. There is no cost to the Borough for this.

Mr. Cesaretti announced that he received an e-mail from Katy Roussous of the Drive 25 Committee that our minutes indicate that members of this committee were cited for speeding on Thomas and Main. Although the people had stickers on their cars, it doesn't mean they are essentially members of Drive 25. Mr. Cesaretti wanted to clarify this issue.

**STREETS, ROADS & SEWER-Dr. Smyth**

#### **RESOLUTION 96-07**

### **A RESOLUTION AUTHORIZING THE BOROUGH OF PALMYRA TO ADVERTISE FOR JOINT AND INDIVIDUAL BIDS FOR SOLID WASTE COLLECTION**

#### **(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 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.

Dr. Daniel requested that Council consider placing an additional street light on Maple Lane (in back of the 200 block of Lippincott Avenue). There have been some spray painting incidents at this location and the area is quite dark. It was the consensus of Council to agree to this. Public Works Manager, Scott reed will contact PSE&G for installation.

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

Mr. Brown reported that there were no reports for Zoning or for the Court. Mr. Brown reported that our Code Enforcement Officer and Construction Official are addressing several issues and violations regarding 204 Main Street.

Mr. Brown provided an overview of all the work (funding from the Riverton Improvement Association) that has been done to enhance the War Memorial, such as painting, landscaping and the installation of a 35' flagpole. Mr. Brown reported that interior work, capping around the windows and the installation of new steel door are

being addressed. Mr. Brown reported that we are trying to collect all the names of Riverton's Veteran's of Foreign Wars for placement by Memorial Day. Bob Fenton informed Council that a Veteran's Day celebration would be held at the memorial.

It was announced that at the tree lighting ceremony (December 7<sup>th</sup> at 7:00pm), a presentation will be made to WWII veterans.

**PLANNING, ECONOMIC DEVELOPMENT, SHARED SERVICES  
AND GRANTS-Mr. Smyth**

Mr. Smyth reported that no hearings were held at the last Planning Board meeting. The memorializing resolution for Verizon to be a co-locator on the cell tower was adopted at the meeting.

Mr. Smyth reported that County Planner, Mark Remsa would be assisting the Borough in the preparation of a request for proposals for the Transportation Community Development Initiative Grant. Council will be kept informed.

Mr. Smyth reported that we received a request from the River Route Magazine for information on the Borough. They are looking for a draft narrative and pictures. Mr. Smyth stated that Gary Ford would assist him in putting this information together. Council will be kept informed.

Mr. Smyth reported that the County is looking to provide a list of incentives for businesses to move into town, such a tax abatements or payments in lieu of taxes. Information will be sent to business leaders for their input. Council will be kept informed.

Mr. Smyth reported that we received notification from New Jersey Transit that the waiver request for a bell zone in Riverton and Palmyra was officially submitted to the Federal Railroad Administration (FRA) earlier this week. Riverton will be contacted once it is posted on the FRA docket so that we can forward our letters of support.

Mr. Smyth reported that there will be a Veteran's Day celebration at the school on November 12<sup>th</sup> at 9:00am.

Mr. Smyth thanked the Borough Council and employees for all their support during the recent passing of his stepmother.

**SHADE TREE, BOARD OF HEALTH, ENVIRONMENTAL-Dr. Daniel**

Dr. Daniel reported that he would be conferring with the Shade Tree Commission regarding the bidding process for tree removal and maintenance contracts for next year. Council will be kept informed.

**MEETING OPEN TO THE PUBLIC**

**Gene Bandine, 522 Main Street**, stated that additional memorial bricks will be sold for placement at the plaza. Mr. Bandine raised concern that there is a puddling problem at this location that needs to be addressed.

Mr. Bandine strongly stated his opinion that there is a need for a four way stop sign at the intersection of 4<sup>th</sup> & Lippincott Avenues.

As a member of the Shade Tree Commission, Mr. Bandine stressed the fact that any new Borough trees planted need to be watered by the respective owner of the property. Mr. Bandine believes this is not being done. Dr. Daniel commented that information is forwarded to specific property owners when a new tree is planted that explains the necessity for proper watering procedures. Dr. Daniel stated that he would address this issue with the Shade Tree Commission.

Mr. Bandine expressed strong concern that there is a continual sewer problem on Main Street near the Thrift Shop. Mr. Bandine believes more should be done to eliminate any back-ups or other sewer problems.

Mr. Bandine stressed the need for a handicapped walkway in the Municipal Parking lot.

Mr. Bandine reported that the clock at the plaza has not been reset for Eastern Standard Time.

**Bob Fenton, 16 Morgan Avenue**, reported that the Veterans of Foreign Wars will have turkeys available to help the needy during the holiday season.

**Gary Ford, 311 Bank Avenue**, asked if any action would be taken regarding the deterioration of 423 Lippincott Avenue. Mr. Ford believes there is no heat or running water at this location. Mr. Brown commented that our Code Enforcement Officer and Construction Official are aware of the problems at this property. Mr. Brown stated that a lot of the issues are cosmetic. Mr. Gunn reminded Council that we do not have a property maintenance code; however, the Borough did adopt the State Housing Code which is posted in our codebook. Mr. Brown stated that he would ask our Code Enforcement Officer and Construction Official to once again review the problems at this location.

**Michael Heine, 206 Carriage House Lane**, commented that the concerns raised about 423 Lippincott Avenue falls under the fire protection code. Mr. Heine believes the deterioration of this property adversely affects the property values of nearby properties.

Mr. Heine asked for the status on the Historical Society's proposed zoning code amendments. Mr. Smyth responded that this issue was tabled a couple of times by the Planning Board. He believes this issue will be discussed at the next board meeting.

Mr. Heine stated that there are very serious erosion and safety issues at 109 Bank Avenue (Horner property) that need to be addressed. The owners have a responsibility to fix the problem. Mr. Gunn stated that, at the request of Council, he sent a letter putting the Horner's on notice that they risk litigation if they don't move forward with their repairs. Mr. Gunn believes we need an engineering inspection to provide the impetus to show if it is an emergent situation. Mayor Martin and Scott Reed stated that the Borough has done everything they could to assist the Horner's in obtaining the necessary permits from the Department of Environmental Protection and the Army Corps of Engineers. Mr. Heine asked that the Borough go into superior court with an order to show cause and compel the owners to make the necessary repairs. In the event the owner does not, the court would have other remedies. Mr. Smyth asked what we need to be doing regarding this hazardous situation. Should Bank Avenue be closed down at that location? He is concerned someone will get hurt. Mayor Martin stated that this issue would be discussed further in closed session tonight.

**Katy Roussos, 708 Thomas Avenue**, asked if a committee would be formed to respond to the recommendations of the Bicycle/Pedestrian Safety Report. Mr. Smyth stated that it is important to do that. He thought that Councilman Brown, Cesaretti and himself would be the Council representatives on this committee.

**Ann Matlack, 809 Thomas Avenue** commented that since Thomas Avenue (upper portion from the Cinnaminson line to Park Avenue) is getting repaved, she would like to see street painting that reflects the 25 mph speed limit. Ms. Matlack reported that there is

a consensus of the property owners along this portion of Thomas Avenue to try this. Mr. Reed reported that he did order two 25mph signs for installation.

**Frank Cioci, 318 Amy Way, Cinnaminson**, commented that the recent Halloween parade (Sponsored by Palmyra) was a big disappointment. The parade lasted barely 15 minutes. He believes more should be done in this regard. It was the consensus that we contact the Palmyra representatives who handle this parade to determine what can be done.

**Michael Heine 206 Carriage House Lane** suggested that the monthly police reports show trending. Mr. Cesaretti commented that he would ask the Chief to address this.

**UPDATE RE: TAX MAP REVISIONS REQUIRED BY THE STATE FOR THE REVALUATION PROCESS** (Tax Assessor, Tom Davis present)

Mr. Kinzler reported that the initial quote from the Borough's Engineers (Remington, Vernick & Arango-RVA) to do the required revisions seemed quite high. We then sought additional quotes to determine what our options are. Mr. Kinzler reported that RVA was informed that we would be soliciting additional quotes and they were asked to re-visit their quote. Mr. Kinzler reported that Stout and Caldwell, Land Engineering and Alaimo, Associates were the other firms contacted. Mr. Kinzler stated that there are two issues for Council's consideration-to stick with the Borough's present linen maps or putting our maps on CADD, which would make them digital and electronic. Mr. Kinzler stated that the state has not yet mandated that the maps be on CADD. There is no specific timetable for this yet.

Mr. Kinzler reported that we received linen quotes from Land Engineering and Alaimo Associates. Land Engineering quoted an estimated amount of \$3,000.00. Mr. Davis stated that he has a problem with their quote because they leave the door open for any additional justifiable charges. Mr. Davis stated that he had sent out the list of required revisions received from the State to the four companies who submitted quotes. Mr. Davis requested that representatives from each company come into review our maps with him. Land engineering did not do this. Mr. Davis raised concern about this. Mr. Kinzler then reported that Alaimo Associates have submitted a quote of between 4 & 5 thousand dollars. This range is to account for an anticipated second round of comments from the State. Mr. Davis is concerned that Alaimo's quote was by e-mail and should have been submitted in a more formalized manner.

Mr. Davis stated that Riverton's maps were last approved by the State in 1959. They were last updated in 1987. Mr. Davis also stressed the importance for Council to reach a decision regarding which firm would be authorized to make the required revisions to our tax maps. Mr. Davis explained that the revisions must be approved by the State before we can proceed with the revaluation process. Mr. Davis is concerned about the amount of time it will take to get this work done.

Mr. Davis commented that RVA's initial quote did not include CADD. Mr. Kinzler commented that when he and Mr. Davis previously met with RVA reps to review their initial quote, they were informed that any CADD work would cost significantly more. Mr. Kinzler reported that RVA has now reduced their original quote from \$23,000.00 (just linen) to \$22,000.00. Mr. Kinzler stated that their updated quote now includes half CADD. However, Mr. Kinzler stated that he was verbally told that they would put everything on CADD's. Mr. Kinzler reported that Stout and Caldwell submitted a quote of \$27,500.00. They are not interested in doing linen maps at all, only

CADD. Mr. Kinzler informed Council that there is money to go either way. Mr. Cesaretti feels if we have the money why not get everything done now. A discussion ensued. The pros and cons of sticking with linen maps as opposed to going CADD were debated. Mr. Gunn suggested that if Council decided to go with Alaimo Associates to perform the tax map services, they could make it subject to the submission of a contract which itemizes the services to be performed, and which is acceptable to the Borough Solicitor, the Chair of the Finance Committee and the Tax Assessor. After additional discussion, the following Resolution was moved:

**RESOLUTION 97-07**

**A RESOLUTION TO AWARD A CONTRACT TO THE ALAIMO GROUP FOR  
TAX MAP SERVICES FOR REVALUATION COMPLIANCE  
(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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti nay.

**TREASURER'S, FINANCE REPORT & BILL LIST FOR APPROVAL-Kinzler**

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

**4<sup>TH</sup> QUARTER FINANCIAL UPDATE.** Mr. Kinzler 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 for this year so far. Some highlighted concerns were engineering expenses, the costs for the tax mapping revisions, and computer software/hardware maintenance for Borough Operations. Mr. Kinzler reported that we have collected 98.5% for 2007 taxes to date.

**RESOLUTION 98-07**

**A RESOLUTION SETTING THE HOLIDAY SCHEDULE FOR 2007  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**OLD BUSINESS**

**REVISED SKATEBOARD ORDINANCE**

Mr. Gunn reviewed the suggested changes in the wording of this Ordinance, which was previously tabled by Council in October. Mr. Brown expressed the necessity of moving forward with this Ordinance and to introduce it tonight.

**ORDINANCE 6-07**

**AN ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD  
RAMPS THROUGHOUT THE BOROUGH OF RIVERTON**

The above Ordinance was introduced by title only by Mr. Brown, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth nay, Mr. Kinzler aye and

Mr. Cesaretti aye. Second reading and a public hearing on this ordinance is scheduled for December 5 at 7:30pm.

**NEW BUSINESS**

**ORDINANCE 7-07**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 123 OF THE RIVERTON BOROUGH CODE RELATIVE TO SCHEDULE I: NO PARKING  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Cesaretti, who moved for its adoption. This was seconded by Mr. Kinzler. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**ORDINANCE 8-07**

**AN ORDINANCE REAPPROPRIATING \$40,000.00 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO PROVIDE FOR THE 2007 ROAD IMPROVEMENT PROGRAM BY THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**ORDINANCE 9-07**

**A BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 6-05 OF THE BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY FINALLY ADOPTED APRIL 13, 2005 IN ORDER TO INCLUDE THE 2007 ROAD IMPROVEMENT PROGRAM  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read for the second time by title only by Mr. Kinzler, who moved for its adoption. This was seconded by Mr. Cesaretti. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 99-07**

**TRANSFER RESOLUTION  
(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

absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **CORRESPONDENCE**

Mayor Martin read a letter from Joy Malessa of the Epworth United Methodist Church which concerns the urgency of addressing modern slavery or human trafficking issues today. Chief Norcross stated that there is a website available regarding this issue for those seeking information and help. He will make sure the link to this website is posted on the Police Department's website for the public to access.

Mayor Martin announced that we received notice from the Water Company that they would be addressing the puddling issues at 2<sup>nd</sup> Howard Street.

Mayor Martin read a letter from Bob Bostock, Palmyra Councilman, thanking Riverton Officials for all their help with the recent Halloween Parade.

#### **RESOLUTION 100-07**

#### **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 Mr. Brown, who moved for its adoption. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that contract negotiations (police) and potential litigation (Bank Avenue) will be discussed.

At this time Mr. Cesaretti moved that we return to public session. This was seconded by Mr. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

#### **RESOLUTION 101-07**

#### **A RESOLUTION AUTHORIZING T&M ASSOCIATES TO INVESTIGATE THE STABILITY AND SAFETY OF THE ROADWAY IN FRONT OF 109 BANK AVENUE AND TO REPORT TO THE MAYOR AND COUNCIL OF THE BOROUGH OF RIVERTON (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. Smyth. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth absent, 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



December 5, 2007

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

**PRESENT:** Council members Brown, Dr. Smyth, Mr. Smyth, Kinzler, Cesaretti and Solicitor Bruce M. Gunn

**ABSENT:** Council member Daniel

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 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

**ORDINANCE 6-07**

**AN ORDINANCE TO REGULATE SKATEBOARDS AND SKATEBOARD  
RAMPS THROUGHOUT THE BOROUGH OF RIVERTON  
(IN FULL IN ORDINANCE BOOK)**

The above Ordinance was read by title only for the second time by Mr. Brown, who moved for its adoption. This was seconded by Mr. Cesaretti. At this time Mayor Martin opened this portion of the meeting to the public for any comment on this Ordinance. There being no comment, Mayor Martin closed this portion of the meeting to the public. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth nay, Mr. Kinzler aye and Mr. Cesaretti aye. Mr. Smyth commented that the reason he voted against this Ordinance is because he thought it was too restrictive. He believes that this issue could have been decided more informally.

**RESOLUTION 102-07**

**A RESOLUTION APPROVING THE SEPARATE SHADE TREE  
SPECIFICATIONS FOR THE REMOVAL OF TREES AND STUMPS AND FOR  
THE CARE AND MAINTENANCE OF TREES AND AUTHORIZING THE  
ADVERTISEMENT FOR THE RECEIPT OF SEPARATE BIDS  
FOR THIS WORK  
(IN FULL IN RESOLUTION BOOK)**

Mr. Kinzler questioned the 39 trees and 2 stumps scheduled to be removed in 2008. He asked Mr. Emens, Chair of the Shade Tree Commission, if these had to come down. Mr. Emens stated that these are hazardous or diseased trees which are causing problems and need to be addressed. Mr. Kinzler asked how this number compared to last year's. Mr. Emens stated that it's around the same. Mr. Emens explained that it is hard to predict because maintenance issues are ongoing, if we want to maintain the quality of the safety issues to the Borough. Mr. Kinzler expressed concern over these potential removal costs. Mr. Smyth asked Mr. Emens if we can expect any grant monies to help defray costs. Mr. Emens responded only for maintenance which he has factored into his budget request for 2008. Mr. Emens clarified this by stating that while we have been awarded this grant money, we have not received it yet.

The above Resolution was read by title only by Mr. Smyth, who moved for its adoption. This was seconded by Dr. Smyth. A poll vote was then taken. Dr. Daniel

absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 103-07**  
**A RESOLUTION SUPPORTING THE OVER THE LIMIT UNDER ARREST 2007**  
**YEAR END CRACKDOWN**  
**(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. Kinzler. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**UPDATE RE: REQUIRED REVISIONS TO OUR TAX MAPS FOR REVALUATION PURPOSES-Mr. Kinzler**

Mr. Kinzler stated that Council had authorized the awarding of a contract to Alaimo Associates for this work on November 7<sup>th</sup>. This was contingent upon their submission of a contract which itemized the services to be performed and which is acceptable to the Borough Solicitor, the Chair of the Finance Committee and the Tax Assessor. Mr. Kinzler stated that Alaimo Associates has complied with our request.

**RESOLUTION 104-07**  
**A RESOLUTION REQUESTING THE RETURN OF THE TAX MAPS AND THE**  
**SUBMISSION TO ALAIMO GROUP FOR UTILIZATION OF TAX MAP**  
**SERVICES FOR REVALUATION PURPOSES**  
**(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. Brown. A poll vote was then taken. Dr. Daniel absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**COMMENTS AND INFORMATION FROM VARIOUS COUNCIL MEMBERS**

Mr. Smyth reported that both he and Mr. Brown would be meeting with representatives of the Bridge Commission to discuss possible upgrades to the Bank & Linden Avenue location. The Bridge Commission previously informed Council that they might have the funds to do this. Council will be kept apprised of this issue.

Mr. Smyth reported that he has been informed that the Riverton Post Office has selected Riverton Square for their re-location. Mr. Smyth was unsure how long it would take for the Post Office to make this move.

Mayor Martin announced that the tree lighting will be held on December 7, 2007 at 7:00pm at the gazebo.

Mayor Martin announced that the library's sponsored house tour will be on December 8<sup>th</sup> from 4:00pm until 9:00pm.

Mr. Kinzler announced that he wanted to start meeting with Department Heads the week of December 17<sup>th</sup> to review their budgets. Mr. Kinzler asked if budgets had been submitted for the Police Department, Public Works and the Wastewater Treatment Facility. The Clerk responded no. Mr. Kinzler asked the Chief and the Public Works Manager to submit these expeditiously.

Mr. Cesaretti announced that Crossing Guard, Kristine Romagnoli resigned and that the Chief sent her a thank you letter for her services.

Mr. Cesaretti announced that there was a press release in the Burlington County Times announcing the website for the Police Department.

Mr. Cesaretti announced that the new telephone system was installed and that it has the capability for voice mail boxes for the members of Council. After a short discussion, it was the consensus that this feature would not be utilized because the councilmember's home phones are listed in the Borough's Directory.

Mr. Cesaretti announced that the new server for the Borough's computer system would be installed on December 13<sup>th</sup>.

**MEETING OPEN TO THE PUBLIC**

Scott Reed, 421 Lippincott Avenue, asked why a Sergeant has not been appointed in the Police Department. Mr. Reed believes this is a very important position and should be filled. Mr. Brown responded that once the police contract is resolved that will satisfy the salary requirements for this position, it will be filled.

**UPDATE RE: SEAWALL ISSUE AT 109 BANK AVENUE**

Mayor Martin reported that resident Alice Veneziano, an Environmental Attorney has volunteered to assist the owners of 109 Bank Avenue (Mr. & Mrs. Horner) in obtaining an emergency permit from the Department of Environmental Protection to repair their deteriorating seawall. Council then reviewed a draft letter that would be included with all the rest of the required paperwork that Ms. Veneziano is putting together to submit to the DEP. After a short discussion, it was the consensus of Council to move forward with this. Mr. Gunn stated that Council would need to do a formal Resolution that authorizes the Mayor to sign this letter.

**RESOLUTION 105-07**

**A RESOLUTION AUTHORIZING THE MAYOR TO FORWARD A LETTER TO  
THE NEW JERSEY DEP IN SUPPORT OF AN EMERGENCY PERMIT FOR  
REPAIR OF THE SEAWALL AT 109 BANK AVENUE  
(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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**RESOLUTION 106-07**

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF  
RIVERTON AUTHORIZING THE DAY AND TIME FOR THE 2008  
REORGANIZATION MEETING  
(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 absent, Mr. Brown aye, Dr. Smyth abstained, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye

**RESOLUTION 107-07**

**A RESOLUTION AUTHORIZING THE DAYS AND TIMES OF ALL COUNCIL  
MEETINGS FOR 2008  
(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

absent, Mr. Brown aye, Dr. Smyth abstained, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

**DISCUSSION: 2008 COUNCIL COMMITTEE ASSIGNMENTS**

Council reviewed and discussed the current year's assignments, making suggested adjustments for next year. Mayor Martin announced that the 2008 assignments are scheduled to be publicly announced at the Borough's 2008 reorganization meeting.

**PRELIMINARY AGENDA FOR DECEMBER 12.** The Clerk reviewed this with the Governing Body.

**RESOLUTION 108-07**

**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 absent, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye. It should be noted that the following issues will be discussed-Potential Claim by a resident-sewer issue, Personnel-2008 Professional Service Appointments and Contract Negotiations-Police

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, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler aye and Mr. Cesaretti aye.

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

Mary Longbottom, RMC  
Municipal Clerk

December 12, 2007

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

**PRESENT:** Council members Daniel (left meeting at 9:10pm) Brown, Dr. Smyth (left meeting at 9:10pm) Mr. Smyth, Cesaretti and Solicitor Bruce M. Gunn

**ABSENT:** Council member Kinzler

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 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

The open and closed session minutes from November 7<sup>th</sup> were then presented.

Mr. Cesaretti moved that these minutes be approved as submitted. 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 absent and Mr. Cesaretti aye.

#### **TREASURER'S, FINANCE REPORTS & BILL LIST FOR APPROVAL**

In Mr. Kinzler's absence, Mr. Smyth moved that the attached reports for the month of November be approved as submitted. 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 absent and Mr. Cesaretti aye.

#### **DELINQUENT TAX UPDATE**

Mr. Smyth announced that as of today we have collected 97.31% of all taxes. The outstanding amount of delinquent taxes is \$181,632.31. Mr. Smyth reported that delinquent notices have been mailed. Since any unpaid taxes will have an impact on next year's budget, it was the consensus of Council that all property owners who are delinquent be given a telephone call to remind them to pay their taxes by the end of the year.

#### **SMART GROWTH GRANT UPDATE**

Mr. Smyth reported that we are requesting (via the Planning Board and their Planner) the Office of Smart Growth to give us an extension to complete the Environmental Resource Inventory Report until July of 2008. Mr. Smyth reported that the Borough was originally awarded (in 2001) a grant award of \$62,950.00. An advancement of funds was made to the Borough in the amount of \$30,000.00. The remaining amount is reimbursable after the final project is completed and reviewed by the Office of Smart Growth. Mr. Smyth stated that we will have to budget for these funds in next year's budget. Mr. Smyth stated that he would be reviewing this issue with the Planning Board at their next meeting.

#### **COMMITTEE REPORTS**

##### **PUBLIC SAFETY-Mr. Cesaretti**

Mr. Cesaretti reported that there was no police report submitted for the month of November.

Mr. Cesaretti read a report for the month of November that was submitted by Deputy Fire Chief Robert Yearly. There were 19 fire calls for the month, 4 drills, 12 calls in town, 7 calls out of town and 303.2 man hours for the month.

Mr. Cesaretti read a report for the month of November that was submitted by our Animal Control Officer, M&R Wildlife. One sick groundhog was taken to the shelter.

#### **UPDATE ON M&R WILDLIFE**

Mr. Cesaretti stated that he has submitted two written requests to Riverfront Animal Control Services of Delran, New Jersey to determine if they could handle Riverton's Animal Control Services. To date he has not received any response from them. Mr. Cesaretti stated that he will ask the owner of M&R Wildlife (Rick Bailey) to meet with the Public Safety Committee to update some of the complaints we have received from residents regarding their services and public relation skills. Mr. Cesaretti reported that you have to be State certified (through the Department of Health) in Animal Control. There are only three companies in our area—M&R Wildlife, Riverfront and one in Pennsauken, who can't handle any additional municipalities. Mr. Cesaretti will keep Council apprised regarding this issue.

#### **STREETS, ROADS & SEWER-Mr. Smyth**

Mr. Smyth reported that two bids were received, opened and publicly read for Garbage/Trash collection at the Borough of Palmyra at noon today. Mr. Smyth reported that the Boroughs of Palmyra and Riverton prepared uniform bid specifications for solid waste collection service. Numerous options were incorporated in these specifications; such as joint garbage/trash collection for both Riverton and Palmyra and separate options for both Palmyra and Riverton. The two bidders were **Waste Management of New Jersey and Republic Services of New Jersey**. Copies of the detailed bids are attached. A discussion then ensued regarding the bids received. The bid for joint solid waste collection was higher than the bids received for Riverton alone. However, strong concern was raised over the fact that Waste Management, the lowest bidder (just Riverton collection) bid the same amount for a three year contract (**\$334,356.00**). It did not matter whether the collection was for 2 days a week all year round, or a 2 day collection during the summer and 1 day collection in the winter or a 1 day collection all year round. If awarded this would cost the Borough \$30,000.00 per year more for garbage/trash collection. It should be noted that the last time the Borough bid for garbage/trash collection was in 2002. Mr. Smyth and other members of Council were very concerned that this could impact the 4%Cap we have on next year's budget.

Mr. Gunn stated that we have 60 days to award the bid. Mr. Gunn recommended holding off on awarding the contract until Council can make a definitive decision. Mr. Gunn stated that he would contact Waste Management (our present hauler) to determine if they would give us an interim agreement. He will also review the numbers with them to determine why the bid was so high. Mr. Smyth moved that this issue be tabled until our January 9<sup>th</sup> meeting. This was seconded by Mr. Cesaretti. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth abstained, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti aye.

#### **ZONING, PARK, CODE ENFORCEMENT AND COURT-Mr. Brown**

Mr. Brown reported that there was no report for the Zoning Board or Code Enforcement. Regarding the Court report, Mr. Brown reported that for the month of October the total receipts amounted to \$11,298.00. The total amount disbursed to Riverton amounted to \$5,717.12.

Mr. Brown reported that Zachary Barth of 619 Thomas would like to do an Eagle Scout project in the park. Mr. Cesaretti suggested having Mr. Barth attend a Council

meeting so he can review in detail what he would like to do. Mr. Brown will arrange for that.

Mr. Brown reported that upgrades at the War Memorial continue. Mr. Brown also reported that the gazebo will be painted by the Pete Grey Painting Company. Mr. Brown reported that we have received additional brick orders, but there continues to be a concern over the puddling problems at the plaza that need to be addressed.

#### **PLANNING, ECONOMIC DEVELOPMENT, GRANTS**

##### **AND SHARED SERVICES-Mr. Smyth**

Mr. Smyth reported the Planning Board heard one minor site plan application at their November 20<sup>th</sup> meeting. This was for a dance studio to go in behind Freddie's shoe shop. Mr. Smyth reported that the Board would be hearing a minor sub-division application from the owners of 101 Lippincott Avenue at their December 18<sup>th</sup> meeting.

Regarding Economic Development Mr. Smyth announced that Riverton Square is acquiring tenants. The Riverton Post Office will be relocating to this building. Mr. Smyth reported that Milanese Pizza is scheduled to open within the next two weeks. Mr. Smyth announced that the Burlington County Department of Economic Development and Regional Planning asking for us to appoint two members to the River Route Advisory Committee for 2008. After a short discussion, it was the consensus that Mr. Smyth and Mr. Cesaretti serve on this committee.

#### **RESOLUTION 109-07**

#### **A RESOLUTION APPOINTING TWO MEMBERS OF COUNCIL TO SERVE ON THE 2008 RIVER ROUTE ADVISORY COMMITTEE (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, Dr. Smyth aye, Mr. Smyth abstained, Mr. Kinzler absent and Mr. Cesaretti aye.

Regarding the minor subdivision application for 101 Lippincott Avenue, Dr. Daniel asked if a house or houses would then be built at that location if approval is obtained from the Planning Board. Mayor Martin responded that that would be the idea. Public Works Manager, Scott Reed asked if these sub-divisions could be stopped. He raised strong opposition to the number being approved. Mr. Cesaretti asked if changes could be made to prevent these sub-divisions from occurring. Mr. Gunn stated that if Council is looking for less density, the Master Plan must reflect that. Dr. Daniel expressed his strong displeasure with the Planning Board and with the number of sub-divisions that are granted.

Mr. Cesaretti asked what Council can do to review the "R" values of these properties, especially on Lippincott Avenue and some of the other historic plots in town to prevent the number of sub-divisions from going forward. Mr. Gunn stated that while Council has the authority to enact the legislation to amend our Zoning Ordinance, they should seek a recommendation from the Planning Board. Mr. Cesaretti would like this issue to be placed on Council's agenda for next year for review and to possibly update our Master Plan. Mayor Martin commented that the sub-division issue would be brought up at the next Planning Board meeting.

Mr. Brown asked if Council can change the Zoning Ordinance without a recommendation from the Planning Board. Mr. Gunn responded that if any change goes

against the Master Plan, Council can still do it but you would need what they call a “super” majority. Mr. Gunn also stated that a historic preservation ordinance could also be considered.

**SHADE TREE, BOARD OF HEALTH & ENVIRONMENTAL -Dr. Daniel**

Dr. Daniel reported that 45 trees were taken down this year. Dr. Daniel reported that the issue of placing signs on trees has been resolved. No stapling is permitted. The Commission obtained a \$15,000.00 grant for tree maintenance and a computer system. Dr. Daniel reported that the Shade Tree Commission will be keeping minutes of their meetings starting this January.

Dr. Daniel reported that our Tree Removal Contractor (Eastern Environmental LLC) had previously done work at the location of 1009 Beechwood at which time their equipment’s hydraulic line broke and spillage occurred on this property. The Borough was eventually required to reimburse a Landscaping Company the sum of \$1,500.00 to repair the damages. Dr. Daniel requested that the Solicitor draft a letter asking the contractor to reimburse the Borough for this amount. Dr. Daniel will sign the letter.

**OLD BUSINESS**

**UPDATE RE: BELL ZONES FOR RIVERTON AND PALMYRA**

Mr. Smyth commented that he thought we would have had information that this request was placed on the Federal Railroad Administration’s docket. However we have been informed by representatives from New Jersey Transit they have not received notice when this will happen. Council will be kept apprised of this issue.

**NEW BUSINESS**

**RESOLUTION 110-07  
TRANSFER RESOLUTION  
(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 Dr. Smyth. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent, and Mr. Cesaretti aye.

**RESOLUTION 111-07  
A RESOLUTION AUTHORIZING THE RETURN OF THE LETTER OF  
CREDIT AND AUTHORIZING THE POSTING OF A MAINTENANCE BOND  
FOR THE BRANDENBERGER/SHERIDAN PROPERTIES BLOCK  
1501, LOTS 20, 21, 22 AND 23  
(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 absent and Mr. Cesaretti aye.

**CORRESPONDENCE**

Mr. Smyth read a letter from Joseph and Bogna Pro of 403 Bank Avenue requesting that Bank Avenue be closed to automobile and truck traffic. Mr. & Mrs. Pro cited the fact that there is a dangerous situation on Bank Avenue that must be remedied. They have indicated that they have met with 90% of the riverfront property owners on both sides of Main Street and it is unanimous that vehicular traffic be banned from Bank



Avenue. Mr. Cesaretti stated that he would confer with the Chief regarding this issue and draft a response. Council will be kept apprised of this situation.

**RESOLUTION 112-07**

**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 Mr. Brown, 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 absent and Mr. Cesaretti aye. It should be noted that 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 absent, Mr. Brown aye, Dr. Smyth absent, Mr. Smyth aye, Mr. Kinzler absent 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